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

February 26, 2013

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 26th day of February, 2013, 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 Cub Scout Troop No. 221 from Roosevelt Elementary School.

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Item 3, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 4 through 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 4 through 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 4 through Item 25 were placed on the consent docket by unanimous vote.

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Item 4, being:

CONSIDERATION OF APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE MINUTES OF JANUARY 28, 2013
CITY COUNCIL STUDY SESSION MINUTES OF JANUARY 29, 2013
CITY COUNCIL SPECIAL SESSION MINUTES OF FEBRUARY 5, 2013
CITY COUNCIL STUDY SESSION MINUTES OF FEBRUARY 5, 2013
~~CITY COUNCIL BUSINESS AND COMMUNITY AFFAIRS COMMITTEE MINUTES OF FEBRUARY 7, 2012~~
CITY COUNCIL SPECIAL SESSION MINUTES OF FEBRUARY 12, 2013
CITY COUNCIL MINUTES OF FEBRUARY 12, 2013
NORMAN UTILITIES AUTHORITY MINUTES OF FEBRUARY 12, 2013
NORMAN MUNICIPAL AUTHORITY MINUTES OF FEBRUARY 12, 2013
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF FEBRUARY 12, 2013

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;

Item 4, continued:

Items submitted for the record
1. Text File No. GID-1213-55 dated February 8, 2013, by Brenda Hall, City Clerk
2. City Council Community Planning and Transportation Committee minutes of January 28, 2013
3. City Council Study Session minutes of January 29, 2013
4. City Council Special Session minutes of February 5, 2013
5. City Council Study Session minutes of February 5, 2013
6. City Council Special Session minutes of February 12, 2013
7. City Council minutes of February 12, 2013
8. Norman Utilities Authority minutes of February 12, 2013
9. Norman Municipal Authority minutes of February 12, 2013
10. Norman Tax Increment Finance Authority minutes of February 12, 2013

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 5, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF JANUARY 31, 2013, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record
1. Text File No. RPT-1213-31 dated February 8, 2013, by Anthony Francisco, Finance Director
2. Finance Director's Investment Report of January 31, 2013

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 6, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF JANUARY, 2013, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record
1. Text File No. RPT-1213-32 dated February 11, 2013, by Carol Coles, Administrative Assistant
2. Monthly Departmental Reports for the month of January, 2013

Participants in discussion
1. Mr. Anthony Francisco, Director of Finance

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

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, 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 7, being:

CONSIDERATION OF AWARDING OF BID NO. 1213-28, ITEMS 3 THROUGH 10, 11 THROUGH 13 AND 15; THE NORMAN UTILITIES AUTHORITY'S APPROVAL OF CONTRACT NO. K-1213-53 WITH CENTRAL CONTRACTING SERVICES, INC., IN THE AMOUNT OF $198,150, PERFORMANCE BOND NO. B-1213-17, STATUTORY BOND NO. B-1213-18, AND MAINTENANCE BOND NO. MB-1213-14 FOR THE PHASE II WATER TREATMENT PLANT EXPANSION PROJECT; AND BUDGET APPROPRIATION.

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; Items 3 through 10, 11 through 13, and 15 of the bid in the amount of $198,150 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-53, and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; and $225,000 be appropriated from the Water Fund Balance (031-0000-253.00-00) to Project No. WA0291, Water Treatment Plant, Phase I, Construction (031-9939-462.61-01), which motion was duly seconded by Trustee Griffith;

Items submitted for the record
1. Text File No. K-1213-53 dated January 28, 2013, by Chris Mattingly, Water Treatment Superintendent
2. Contract No. K-1213-53
3. Performance Bond No. B-1213-17
4. Statutory Bond No. B-1213-18
5. Maintenance Bond No. MB-1213-14
6. Graph comparing Septic Hauling Costs from April 21, 2012, to October 18, 2012
7. Purchase Requisition No. 0000213576 dated February 21, 2013, in the amount of $198,150 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, and appropriation, a vote was taken with the following result:

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

Item 7, continued:

The Chairman declared the motion carried and all bids meeting specifications accepted; Items 3 through 10, 11 through 13, and 15 of the bid in the amount of $198,150 were awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-53, and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; and $225,000 was appropriated from the Water Fund Balance (031-0000-253.00-00) to Project No. WA0291, Water Treatment Plant, Phase I, Construction (031-9939-462.61-01).

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Item 8, being:

CONSIDERATION OF AWARDING OF BID NO. 1213-43; THE NORMAN UTILITIES AUTHORITY'S (NUA) APPROVAL OF CONTRACT NO. K-1213-87 WITH CENTRAL CONTRACTING SERVICES, INC., IN THE AMOUNT OF $934,225; PERFORMANCE BOND NO. B-1213-63; STATUTORY BOND NO. B-1213-33; AND MAINTENANCE BOND NO. MB-1213-26 FOR THE PENDLETON DRIVE AREA WATER LINE PROJECT AND BUDGET APPROPRIATION.

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $934,225 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-87 and the performance, statutory, and maintenance bonds be approved; execution of the contract and the Norman Utilities Authority to pay vendors for equipment and supplies as directed by the contract be authorized; the filing of the bonds be directed; and $109,936 be appropriated from the Water Fund Balance (031-0000-253.00-00) to Project WA0187, Hot Soils Pendleton, Construction (031-9360-462.61-01), which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1213-87 dated February 11, 2013, by Charlie Thomas, Capital Projects Engineer
2. Engineer's estimate dated February 5, 2013, from Cardinal Engineering to Mr. Charlie Thomas, P.E., City of Norman and Norman Utilities Authority
3. Contract No. K-1213-87
4. Performance Bond No. B-1213-63
5. Statutory Bond No. B-1213-33
6. Maintenance Bond No. MB-1112-26
7. Location map
8. Purchase Requisition No. 0000213424 dated February 18, 2013, in the amount of $934,225 to Central Contracting Services, Inc.

Participants in discussion

1. Mr. Charlie Thomas, Capital Projects Engineer

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, authorization, directive, and appropriation, 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 all bids meeting specifications accepted; the bid in the amount of $934,225 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-87 and the performance, statutory, and maintenance bonds were approved; execution of the contract and the Norman Utilities Authority to pay vendors for equipment and supplies as directed by the contract were authorized; the filing of the bonds was directed; and $109,936 was appropriated from the Water Fund Balance (031-0000-253.00-00) to Project WA0187, Hot Soils Pendleton, Construction (031-9360-462.61-01).

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Item 9, being

EASEMENT NO. E-1213-4: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC UTILITY EASEMENT DONATED BY APPLE CREEK ESTATES, L.L.C., FOR THE APPLE CREEK WATER LINE PROJECT.

Councilmember Kovach moved that Easement No. E-1213-4 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. E-1213-4 dated February 11, 2013, by Jim Speck, Capital Projects Engineer
2. Easement No. E-1213-4 with Attachment A-1, legal description and location map
3. Location map

and the question being upon accepting Easement No. E-1213-4 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 Easement No. E-1213-4 accepted; and the filing thereof was directed.

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Item 10, being:

EASEMENT NO. E-1213-22: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY EASEMENT DONATED BY UTC II, L.L.C., FOR THE LEGACY PARK CONSTRUCTION PROJECT.

Councilmember Kovach moved that Temporary Easement No. E-1213-22 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. E-1213-22 dated February 15, 2013, by Jud Foster, Director of Parks and Recreation
2. Temporary Easement No. E-1213-22
3. Location map

and the question being upon accepting Temporary Easement No. E-1213-22 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 Temporary Easement No. E-1213-22 accepted; and the filing thereof was directed.

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Item 11, being:

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. EN-1213-7: FOR LOT 1, BLOCK 1, NORTH NORMAN BUSINESS CENTER ADDITION, CLEVELAND COUNTY, NORMAN, OKLAHOMA. (6401 NORTH INTERSTATE DRIVE)

Councilmember Kovach moved that Consent to Encroachment No. EN-1213-7 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. EN-1213-7 dated February 18, 2013, by Leah Messner, Assistant City Attorney
2. Location map
3. Consent to Encroachment No. EN-1213-7
4. Memorandum dated February 4, 2013, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities; and Jane Hudson, Principal Planner
5. Letter of request dated February 4, 2013, from Ron Nealis, Industrial Signs and Neon, Inc., to City Clerk of Norman
6. Site plan
7. Final plat
8. Drawing and measurements of sign
9. Sign elevation
10. Upper stage column calculations
11. Lower stage column and foundation calculations
12. Pipe section properties
13. Memorandum dated February 11, 2013, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
14. Memorandum dated February 14, 2013, from Wayne D. Stenis, Planner II, to Leah Messner, Assistant City Attorney
15. Memorandum dated February 14, 2013, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
16. Email from Thad Peterson, Manager of Engineering Services, Oklahoma Electric Cooperative, to Erin Brown, Intern Architect, The McKinney Partnership Architects, P.C.
17. Letter dated January 8, 2013, from Charles Truesdell, Manager, Engineering and Design, AT & T Engineering/Construction, to Whom It May Concern
18. Letter dated January 10, 2013, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Erin Brown, McKinney Partnership Architects, P.C.
19. Letter dated January 15, 2013, from Jodie Finney, Construction Services Support Specialist II, Network Services, Cox Communications, to Erin Brown, Intern Architect, The McKinney Partnership Architects, P.C.
20. Letter dated January 17, 2013, from Brian Navarro, Operations Supervisor, Oklahoma Natural Gas, a Division of ONEOK, to Erin Brown, The McKinney Partnership Architects, P.C.

and the question being upon approving Consent to Encroachment No. EN-1213-7 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 Consent to Encroachment No. EN-1213-7 approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 12, being:

AMENDMENT NO. TWO TO CONTRACT NO. K-0607-47: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SAND EXPRESS, INC., CLARIFYING TERMS OF THE CONTRACT, ASSIGNING OWNERSHIP TO ADKINS MATERIAL CENTER, L.L.C., D/B/A SAND XPRESS, L.L.C., AND PROVIDING FOR PAYMENT OF OUTSTANDING ROYALTIES IN THE AMOUNT OF $24,000.

Councilmember Kovach moved that Amendment No. Two to Contract No. K-0607-47 assigning ownership to Adkins Material Center, L.L.C., d/b/a Sand Xpress, L.L.C., 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-0607-47, Amendment No. One, dated February 19, 2013, by Leah Messner, Assistant City Attorney
2. Amendment No. Two to Contract No. K-0607-47
3. Contract No. K-0607-47 with Exhibit "A", legal description
4. Amendment No. One to Contract No. K-0607-47, with Amended Exhibit "A", legal description
5. Assignment of all right, title, and interest to mine property identified in lease dated June 12, 2012, between Jeanie Baker, President, Sand Express, Inc., and Jeffrey Lewis, Manager, Adkins Material Center, L.L.C.

and the question being upon approving Amendment No. Two to Contract No. K-0607-47 assigning ownership to Adkins Material Center, L.L.C., d/b/a Sand Xpress, L.L.C., 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 Amendment No. Two to Contract No. K-0607-47 assigning ownership to Adkins Material Center, L.L.C., d/b/a Sand Xpress, L.L.C. approved; and the execution thereof was authorized.

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Item 13, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-1213-44 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND LYON'S FENCE COMPANY, INC., FOR THE LITTLE AXE PARK BALL FIELD FENCING PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of $4,622.25 be directed to Lyon's Fence Company, Inc., which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-44, Final, dated February 12, 2013, by Mitch Miles, Park Planner
2. Purchase Order No. 221791 dated September 17, 2012, to Lyon's Fence Company, Inc., in the amount of $92,444.93 subtracting payments totaling $87,822.67 leaving a balance of $4,622.25

and the question being upon accepting the project 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 Chairman declared the motion carried and the project accepted; and final payment in the amount of $4,622.25 was directed to Lyon's Fence Company, Inc.

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Item 14, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-1213-45 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND H & H CONSTRUCTION FOR THE LITTLE AXE SIDEWALK IMPROVEMENT PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of $8,700 be directed to H & H Construction, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-45, Final, dated February 12, 2013, by James Briggs, Park Planner
2. Purchase Order No. 222570 dated October 4, 2012, in the amount of $44,700 subtracting payments totaling $36,000 leaving a balance of $8,700

and the question being upon accepting the project 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 Chairman declared the motion carried and the project accepted; and final payment in the amount of $8,700 was directed to H & H Construction.

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Item 15, being:

CONTRACT NO. K-1213-155: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR FEDERAL AID PROJECT NO. IM-NHIY-0035-2(289)109, JOB NO. 09031(08) FOR THE INSTALLATION OF A SINGLE POINT URBAN INTERCHANGE (SPUI) WHICH INCLUDES THREE NEW TRAFFIC SIGNALS AT THE INTERSECTION OF MAIN STREET AND INTERSTATE 35 AND ADOPTION OF RESOLUTION NO. R-1213-93.

Councilmember Kovach moved that Contract No. K-1213-155 with ODOT be approved, Resolution No. R-1213-93 be adopted, and 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-1213-155 dated February 11, 2013, by Angelo Lombardo, Transportation Manager
2. Contract No. K-1213-155 with Exhibit "C", Signal Plan for I-35 Ramps and Main Street; Exhibit "D", Signal Plan for Interstate Drive, Ed Noble, and Main Street; and Exhibit "E", Signal Plan, Interstate Drive, 26th Drive, and Main Street
3. Resolution No. R-1213-93
4. Location map

and the question being upon approving Contract No. K-1213-155 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-1213-155 with ODOT approved; Resolution No. R-1213-93 was adopted and execution of the contract and resolution was authorized.

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Item 16, being:

CONTRACT NO. K-1213-156: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR FEDERAL-AID PROJECT NO. IM-NHIY-0035-2(289)109, JOB NO. 09031(08) FOR THE INSTALLATION OF HIGHWAY LIGHTING ALONG INTERSTATE 35 AND MAIN STREET AND ADOPTION OF RESOLUTION NO. R-1213-94.

Councilmember Kovach moved that Contract No. K-1213-156 with ODOT be approved, Resolution No. R-1213-94 be adopted, and 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-1213-156 dated February 11, 2013, by Angelo Lombardo, Transportation Manager
2. Contract No. K-1213-156 with Exhibit "A", Lighting Plan, Single Median Lights, and Exhibit "B", Lighting Plan, Underpass Lights at Main Street and I-35
3. Resolution No. R-1213-94
4. Location map

and the question being upon approving Contract No. K-1213-156 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-1213-156 with ODOT approved; Resolution No. R-1213-94 was adopted and execution of the contract and resolution was authorized.

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Item 17, being:

CONTRACT NO. K-1213-159: AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA WATER RESOURCES BOARD (OWRB) TO IMPLEMENT THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) RISK MAP AND DISCOVERY PROGRAM, DIRECTING THE CITY'S SHARE IN THE AMOUNT OF $6,200 TO THE OKLAHOMA WATER RESOURCE BOARD, AND BUDGET TRANSFER.

Councilmember Kovach moved that Contract No. K-1213-159 with the Oklahoma Water Resources Board be approved; the execution thereof be authorized; $6,200 be transferred from Project No. DR0057, FY 10 Drainage Project, Construction (050-9968-431.61-01) to Project No. DR0060, Risk Map and Discovery Program, Construction (050-9388-431.61-01); and payment in the amount of $6,200 for the City's share of the project be directed to the Oklahoma Water Resources Board, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-159 dated February 11, 2013, by Scott Sturtz, City Engineer, with Attachment A, list of contributions from each community
2. Contract No. K-1213-159 with Exhibit A, Scope of Work; Attachment A-1, HUC Locater Map, Lower Canadian Walnut Watershed; Attachment A-2, List of Communities Invited to Lower Canadian-Walnut Discovery Meeting; and Exhibit B, Funding

Participants in discussion

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

Item 17, continued:

and the question being upon approving Contract No. K-1213-159 with the Oklahoma Water Resources Board and upon the subsequent authorization, transfer, and 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 Contract No. K-1213-159 with the Oklahoma Water Resources Board approved; the execution thereof was authorized; $6,200 was transferred from Project No. DR0057, FY 10 Drainage Project, Construction (050-9968-431.61-01) to Project No. DR0060, Risk Map and Discovery Program, Construction (050-9388-431.61-01); and payment in the amount of $6,200 for the City's share of the project was directed to the Oklahoma Water Resources Board.

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Item 18, being:

CONTRACT NO. K-1213-160: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CABBINESS ENGINEERING, L.L.C., IN AN AMOUNT NOT-TO-EXCEED $196,975 TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE EAST ALAMEDA STREET IMPROVEMENT PROJECT FROM RIDGE LAKE BOULEVARD TO 48TH AVENUE EAST AND BUDGET APPROPRIATION.

Councilmember Kovach moved Contract No. K-1213-160 with Cabbiness Engineering, L.L.C., in an amount not-to-exceed $196,975 be approved; the execution thereof be authorized; and $196,975 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0190, Alameda Street Safety Project, Design (050-9552-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-160 dated February 11, 2013, by Josh Malwick, Capital Projects Engineer, with Attachment A, list of bond projects with estimated cost; Attachment B, location map of bond projects; and Attachment C, project boundaries for East Alameda Street Bond Project from Ridge Lake Boulevard to 48th Avenue N.E.
2. Contract No. K-1213-160 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
3. Purchase Requisition No. 0000213003 dated February 7, 2013, in the amount of $196,975 to Cabbiness Engineering, L.L.C.

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works
2. Mr. Steve Lewis, City Manager

and the question being upon approving Contract No. K-1213-160 with Cabbiness Engineering, L.L.C., in an amount not-to-exceed $196,975 and upon the subsequent 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-1213-160 with Cabbiness Engineering, L.L.C., in an amount not-to-exceed $196,975 approved; the execution thereof was authorized and $196,975 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0190, Alameda Street Safety Project, Design (050-9552-431.62-01).

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Item 19, being

CONTRACT NO. K-1213-162: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ENGINEERING SERVICES AND TESTING (EST), INC., IN THE AMOUNT OF $79,510 TO PROVIDE ENGINEERING SERVICES FOR THE DEVELOPMENT OF CONSTRUCTION PLANS FOR STREET WIDENING IMPROVEMENTS AND NEW TRAFFIC SIGNALS AT 36TH AVENUE N.W. AND HAVENBROOK STREET AND BUDGET TRANSFER.

Councilmember Kovach moved Contract No. K-1213-162 with EST, Inc., in the amount of $79,510 be approved; the execution thereof be authorized; and $79,510 be transferred from Project No. TR0235, 12th Avenue SE & Cedar Lane, Land (050-9079-431.60-01) to Project No. TR0050, 36th Avenue NW and Havenbrook Drive Signalization, Design (050-9079-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-162 dated February 11, 2013, by Mike Rayburn, Assistant Traffic Engineer
2. Contract No. K-1213-162 with Attachment "A", Scope of Services; Attachment "B", Anticipated Schedule and Period of Service; Attachment "C", Payments to Engineer; and Attachment "D", Owner's Responsibilities
3. Location map
4. Purchase Requisition No. 0000213189 dated February 12, 2013, in the amount of $79,510 to Engineering Services & Testing, Inc.

and the question being upon approving Contract No. K-1213-162 with EST, Inc., in the amount of $79,510 and upon the subsequent authorization and transfer, 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-1213-162 with EST, Inc., in the amount of $79,510 approved; the execution thereof was authorized and $79,510 was transferred from Project No. TR0235, 12th Avenue SE & Cedar Lane, Land (050-9079-431.60-01) to Project No. TR0050, 36th Avenue NW and Havenbrook Drive Signalization, Design (050-9079-431.62-01).

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Item 20, being:

CONTRACT NO. K-1213-163: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GARVER L.L.C., IN THE AMOUNT OF $79,975 TO PROVIDE ENGINEERING SERVICES FOR THE DEVELOPMENT OF CONSTRUCTION PLANS FOR STREET WIDENING IMPROVEMENTS AND REPLACEMENT OF TRAFFIC SIGNALS AT THE 12TH AVENUE N.E. AND HIGH MEADOWS DRIVE INTERSECTION AND BUDGET TRANSFER.

Councilmember Kovach moved Contract No. K-1213-163 with Garver, L.L.C., in the amount of $79,975 be approved; the execution thereof be authorized; and $79,975 be transferred from Project No. TR0235, Cedar Lane Widening, Land (050-9079-431.60-01) to Project No. TR0051, 12th Avenue NE and High Meadows Drive Intersection, Design (050-9079-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-163 dated February 11, 2013, by Mike Rayburn, Assistant Traffic Engineer
2. Contract No. K-1213-163 with Appendix A, Scope of Services; Attachment B, Schedule; Appendix C, Project Description and Fee Summary; and Attachment D, Owner's Responsibilities
3. Location map
4. Purchase Requisition No. 0000213128 dated February 12, 2013, in the amount of $79,975 to Garver, L.L.C.

Item 20, continued:

and the question being upon approving Contract No. K-1213-163 with Garver, L.L.C., in the amount of $79,975 and upon the subsequent authorization and transfer, 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-1213-163 with Garver, L.L.C., in the amount of $79,975 approved; the execution thereof was authorized and $79,975 was transferred from Project No. TR0235, Cedar Lane Widening, Land (050-9079-431.60-01) to Project No. TR0051, 12th Avenue NE and High Meadows Drive Intersection, Design (050-9079-431.62-01).

* * * * *

Item 21, being:

CONTRACT NO. K-1213-164: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CARDINAL ENGINEERING, INC., IN THE AMOUNT OF $36,000 TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE ALAMEDA STREET AND FINDLAY AVENUE INTERSECTION IMPROVEMENT PROJECT AND BUDGET APPROPRIATION.

Councilmember Kovach moved Contract No. K-1213-164 with Cardinal Engineering, Inc., in the amount of $36,000 be approved; the execution thereof be authorized; and $21,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TR0079, Alameda/Findlay Signal, Design (050-9076-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-164 dated February 12, 2013, by Mike Rayburn, Assistant Traffic Engineer
2. Contract No. K-1213-164 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
3. Location map
4. Purchase Requisition No. 0000213165 dated February 12, 2013, in the amount of $36,000 to Cardinal Engineering, Inc.

and the question being upon approving Contract No. K-1213-164 with Cardinal Engineering, Inc., in the amount of $36,000 and upon the subsequent 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-1213-164 with Cardinal Engineering, Inc., in the amount of $36,000 approved; the execution thereof was authorized and $21,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TR0079, Alameda/Findlay Signal, Design (050-9076-431.62-01).

* * * * *

Item 22, being:

CONTRACT NO. K-1213-165: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CABBINESS ENGINEERING, L.L.C., IN THE AMOUNT OF $55,300 FOR THE DEVELOPMENT OF CONCEPTUAL PLANS TO FOR THE PORTER AVENUE AND ACRES STREET INTERSECTION IMPROVEMENTS AND BUDGET APPROPRIATION.

Councilmember Kovach moved Contract No. K-1213-165 with Cabbiness Engineering, L.L.C., in the amount of $55,300 be approved; the execution thereof be authorized; and $35,300 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TC0253, Porter/Acres Pedestrian Crossing, Design (050-9082-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-165 dated February 11, 2013, by David Riesland, Assistant Traffic Engineer.
2. Contract No. K-1213-165 with Attachment A, Scope of Services; Attachment B, Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
3. Location map
4. Purchase Requisition No. 0000213157 dated February 12, 2013, in the amount of $55,300 to Cabbiness Engineering, L.L.C.

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

and the question being upon approving Contract No. K-1213-165 with Cabbiness Engineering, L.L.C., in an amount not-to-exceed $55,300 and upon the subsequent 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-1213-165 with Cabbiness Engineering, L.L.C., in an amount not-to-exceed $55,300 approved; the execution thereof was authorized and $35,300 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TC0253, Porters/Acres Pedestrian Crossing, Design (050-9082-431.62-01).

* * * * *

Item 23, being:

CONTRACT NO. K-1213-166: AN ENCROACHMENT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PHILLIPS 66 PIPELINE, L.L.C. FOR THE REPLACEMENT OF A WATER LINE NEAR APPLE CREEK APARTMENTS IN PRAIRIE CREEK ADDITION.

Councilmember Kovach moved Contract No. K-1213-166 with Phillips 66 Pipeline, L.L.C., 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-1213-166 dated February 11, 2013, by Jim Speck, Capital Projects Engineer.
2. Contract No. K-1213-166 with Exhibit "A", Construction Plans for Apple Creek Water Line, and Exhibit "B", General Encroachment Guidelines for Property Developers and Land Owners near Phillips 66 Pipeline, L.L.C.'s Pipelines and Facilities effective January 25, 2011
3. Location map

Item 23, continued:

and the question being upon approving Contract No. K-1213-166 with Phillips 66 Pipeline, L.L.C., 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-1213-166 with Phillips 66 Pipeline, L.L.C., approved; and the execution thereof was authorized.

* * * * *

Item 24, being:

RESOLUTION NO. R-1213-99: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ENCOURAGING THE USE OF DROUGHT-RESISTANT OR OKLAHOMA-PROVEN TREES AND SHRUBS IN ORDER TO IMPROVE THE AESTHETICS AND THE QUALITY OF LIFE IN THE CITY OF NORMAN DURING PERIODS OF DROUGHT CONDITIONS.

Councilmember Kovach moved that Resolution No. R-1213-99 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-99 dated February 19, 2013, by Jud Foster, Director of Parks and Recreation
2. Resolution No. R-1213-99
3. Plant List
4. Recommendation Regarding Size of Required Trees

Participants in discussion
1. Mr. Jud Foster, Director of Parks and Recreation
2. Ms. Susan Connors, Director of Parks and Recreation
3. Mr. Sean Rieger, 136 Thompson Drive, representing Builders Association of South Central Oklahoma, made comments

and the question being upon adopting Resolution No. R-1213-99, 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-1213-99 was adopted.

* * * * *

Item 25, being:

RESOLUTION NO. R-1213-100: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING COMPROMISE SETTLEMENT OF THE CLAIM FILED BY KIM STEPHENS UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF *KIM STEPHENS V. THE CITY OF NORMAN,* WORKERS' COMPENSATION CASE NO. WCC 2010-02282 J; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COURT JUDGMENT FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Kovach moved that Resolution No. R-1213-100 be adopted and payment of claims in the amount of $152,575 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Griffith;

Item 25, continued:

Items submitted for the record

1. Text File No. R-1213-100 dated February 18, 2013, by Jeanne Snider, Assistant City Attorney
2. Resolution No. R-1213-100
3. Purchase Requisition No. 0000213319 dated February 15, 2013, in the amount of $152,575 to Kim Stephens and others
4. Purchase Requisition No. 0000213320 dated February 15, 2013, in the amount of $3,051.50 to Workers Compensation Administrative Fund
5. Purchase Requisition No. 0000213321 dated February 15, 2013, in the amount of $1,141.31 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000213322 dated February 15, 2013, in the amount of $140 to Workers' Compensation Court Clerk
7. Purchase Requisition No. 0000213323 dated February 15, 2013, in the amount of $125.70 to Cleveland County District Court Clerk

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon adopting Resolution No. R-1213-100 and upon the subsequent directive, as 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-1213-100 adopted; and payment of claims in the amount of $152,575 which will constitute judgment against the City of Norman was directed.

* * * * *

Item 26, being:

ORDINANCE NO. O-1213-27 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, MODIFYING THE PLATTED LIMITS OF NO ACCESS PERTAINING TO LOT 13 A, BLOCK 2, VISTA SPRINGS ESTATES ADDITION, SECTION 2, NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE SOUTH SIDE OF SPRING VIEW DRIVE BETWEEN TURKEY RUN COURT AND DOE RIDGE COURT)

Ordinance No. O-1213-27 having been Introduced and adopted upon First Reading by title in City Council's meeting of February 12, 2013, Councilmember Kovach moved that Ordinance No. O-1213-27 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-1213-27 dated December 13, 2012, by Ken Danner, Subdivision Manager
2. Ordinance No. O-1213-27
3. Location map
4. Memorandum dated December 10, 2012, from Brenda Hall, City Clerk, to Rone Tromble, Administrative Technician IV; Jeff Bryant, City Attorney; Ken Komiske, Director of Utilities; and Ken Danner, Subdivision Manager
5. Letter of request filed December 10, 2012, from S.P. Rieger, P.L.L.C., to City of Norman Planning Department and Public Works Department with Exhibit A, Existing Plat; Exhibit B, Proposed Modification; Exhibit C, Proposed site plan; Exhibit D, Uninhibited Site Line Distances; and Exhibit E, Aerial of House
6. Support map containing 99.5% support within notification area
7. Letter of support filed January 4, 2013, from Fred Sellers, Vista Springs Estates Homeowners Association, to Norman Planning Commission
8. Staff report dated January 10, 2013, recommending approval
9. Pertinent excerpts from Planning Commission minutes of January 10, 2013

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant
2. Mr. David Riesland, Assistant Traffic Engineer
3. Mr. Shawn O'Leary, Director of Public Works

Item 26, continued:

and the question being upon adopting Ordinance No. O-1213-27 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-1213-27 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance O-1213-27 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-1213-27 upon Final Reading as a whole, 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-1213-27 was adopted upon Final Reading as a whole.

* * * * *

Item 27, being:

RESOLUTION NO. R-1213-103: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADOPTING THE CITY OF NORMAN WATER CONSERVATION PLAN 2011, AS AMENDED.

Councilmember Kovach moved that Resolution No. R-1213-103 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-103 dated February 21, 2013, by Ken Komiske, Director of Utilities
2. Resolution No. R-1213-103
3. Legislatively notated copy of Section 10.0 of the 2011 Water Conservation Plan
4. Section 10.0 of the 2011 Water Conservation Plan
5. Power Point Presentation entitled "Water Conservation, Update for February, 2013"

Participants in discussion
1. Mr. Ken Komiske, Director of Utilities
2. Ms. Jeanette Coker, 620 East Main Street, asked questions
3. Mr. Steve Lewis, City Manager
4. Ms. Ann Gallagher, 1522 East Boyd Street, made comments
5. Ms. Joy Hampton, The Norman Transcript, 215 East Comanche Street, asked questions

and the question being upon adopting Resolution No. R-1213-103, 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-1213-103 was adopted.

* * * * *

Item 28, being:

ORDINANCE NO. O-1213-34 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADDING ARTICLE VIII, MANUFACTURED FERTILIZER, SECTIONS 10-801 THROUGH 10-813 TO THE CODE OF THE CITY OF NORMAN TO DEFINE MANUFACTURED FERTILIZER CONTAINING PHOSPHORUS, REGULATE ITS USE IN ACCORDANCE WITH SPECIFIC PROVISIONS, TO PROVIDE FOR REGISTRATION OF COMMERCIAL APPLICATORS OF MANUFACTURED FERTILIZER, AND PROVIDE FOR PENALTY FOR FAILURE TO COMPLY WITH THE TERMS OF THIS CHAPTER; AND ADDING SECTION 13-108 TO PROVIDE FEES FOR COMMERCIAL APPLICATORS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-34 having been Introduced and adopted upon First Reading by title in City Council's meeting of February 12, 2013, Councilmember Kovach moved that Ordinance No. O-1213-34 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-1213-34 dated February 4, 2013, by Scott Sturtz, City Engineer
2. Ordinance No. O-1213-34
3. Legislatively notated copy of Ordinance No. O-1213-34
4. Pertinent excerpts from City Council Oversight Committee minutes of December 12, 2012
5. Power Point Presentation entitled "Storm Water Master Plan, Manufactured Fertilizer Ordinance" for City Council Meeting, Tuesday, February 26, 2013, presented by Scott Sturtz, City Engineer

Participants in discussion

1. Mr. Scott Sturtz, City Engineer
2. Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions

and the question being upon adopting Ordinance No. O-1213-34 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-34 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No O-1213-34 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-1213-34 upon Final Reading as a whole, the roll was called with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-34 was adopted upon Final Reading as a whole.

* * * * *

Item 29, being:

MISCELLANEOUS DISCUSSION

Honoring Boy and Girl Scouts. Ms. Ann Gallagher, 1522 East Boyd Street, said the City does a fine job honoring student leaders by giving them certificates and allowing them to lead the audience in the pledge of allegiance at City Council meetings. She suggested that boy and girl scouts be honored in this way as well when leading the pledge.

*

Speed Limits. Ms. Ann Gallagher, 1522 East Boyd Street, said when there is a 25 mile per hour speed limit, then is the speed limit cars should travel. She said she did not think City Staff should think about changing a speed limit because cars were going faster than the posted speed.

Councilmember Spaulding read the Wikipedia definition of "the natural flow of traffic". He said the 85th percentile is the actual figure used to determine what the speed limit needs to be.

*

Swim Complex/High School Swim Team. Councilmember Gallagher said the Pisces Group is supporting the construction of a new water facility in Norman for recreation and competition. He said Norman North High School won the state championship in Swimming recently and state titles usually occur in larger cities such as Tulsa and Oklahoma City because they have good facilities. He said it would be advantageous for Norman to have a competitive and recreational complex. He said the Sooner Swim Club is celebrating its 50-year anniversary this month and has practiced in some of the worst facilities in the area. He said the Oklahoma City Community College Swim Complex was built for Olympic Trials several years ago and is a nice facility and Norman would profit greatly from revenues brought in by families staying in hotels and eating in restaurants in Norman. He urged citizens to think about supporting this project because it is needed.

Councilmember Castleberry said he fully supports the Pisces Project and this type of facility is greatly needed although he knows there are currently budget problems. He said the Parks Program is grossly underfunded compared to other cities our size and population.

Councilmember Griffith thanked Councilmember Gallagher for recognizing Norman North for winning the State Championship in Swimming. He said this is even more amazing because it was accomplished without a swim facility. He congratulated Norman High School for being named fourth place in the State Championships. He said he hopes the Pisces Project can come before the voters in this community to develop the kind of swim complex that would bring in a lot of tax dollars and would be a deserving reward for the efforts of both swim teams.

Councilmember Lockett said it was important for everyone to remember that our funds are not unlimited and there are other important issues coming forward. She said how to spend the money should be prioritized and it was important for citizens to be a part of this decision.

*

Water Issues. Councilmember Kovach said there were three items regarding water considered this evening that had been discussed by the Oversight Committee. He said Norman had been fortunate to receive some rain but even if the normal amount of rainfall is received, it would not bring us where we need to be. He said the Association of Central Oklahoma Governments (ACOG) anticipates three to five years of drought. He asked citizens to stay engaged on this topic and be aware that everyone is trying to work together to find the best solutions for the whole community.

Councilmember Castleberry encouraged citizens to attend the Ad Hoc Strategic Water Supply Committee Meeting on Monday, March 4th at 12:00 p.m. in the Municipal Building Multi-Purpose Room. He said it was a public meeting and welcomed citizen input. He said there are experts looking at the problem and there are several answers. He said it will be an expensive solution to a critical problem.

*

Decisions by Elected Officials. Councilmember Spaulding urged elected officials to recognize individual rights and responsibilities when making decisions and not just decisions for the whole.

Councilmember Lockett said she admired Councilmembers Spaulding and Williams for voting with their conscience this evening. She said not everything needs to be regulated by law.

Councilmember Williams said his vote this evening was not based on what it is going to accomplish in water quality but by core principle.

*

Miscellaneous Discussion, continued:

Shop Norman. Councilmember Griffith encouraged citizens to "Shop Norman."

*

Norman North Girls Basketball Team. Councilmember Williams congratulated the Norman North Girls Basketball Team for winning the Regional Championship.

* * * * *

Item 30, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 §307(B)(3) TO DISCUSS THE POSSIBLE PURCHASE OF REAL PROPERTY LOCATED SOUTH AND WEST OF CANADIAN TRAILS PARK BETWEEN THE CANADIAN TRAILS ADDITION AND THE SOUTH CANADIAN RIVER, PRIMARILY ON THE SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 8 NORTH, RANGE 2 WEST, AND INCLUDES A SMALL PARCEL IN SECTION 12, TOWNSHIP 8 NORTH, RANGE 2 WEST, CLEVELAND COUNTY, OKLAHOMA.

Councilmember Kovach moved that the City Council meeting be adjourned out of and an Executive Session be convened into in order to discuss the possible purchase of real property located south and west of Canadian Trails Park between the Canadian Trails Addition and the South Canadian River more particularly as described above, which motion was duly seconded by Councilmember Griffith; and the question being upon adjourning out of the City Council meeting and convening into an Executive Session in order to discuss the possible purchase of real property located south and west of Canadian Trails Park between the Canadian Trails Addition and the South Canadian River more particularly as described 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 the City Council meeting adjourned out of and an Executive Session was convened into in order to discuss the possible purchase of real property located south and west of Canadian Trails Park between the Canadian Trails Addition and the South Canadian River more particularly as described above.

The City Council adjourned into Executive Session at 9:49 p.m. Mr. Steve Lewis, City Manager; Mr. Jeff Bryant, City Attorney; and Ms. Kathryn Walker, Assistant City Attorney, were in attendance at the Executive Session.

Thereupon, Councilmember Griffith moved that the Executive Session be adjourned out of and the Council meeting be reconvened, which motion was duly seconded by Councilmember Lockett; and the question being upon adjourning out of Executive Session and upon the subsequent reconvening, 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 Executive Session adjourned out of; and the Council meeting was reconvened at 10:47 p.m.

The Mayor said the possible purchase of real property located south and west of Canadian Trails Park between the Canadian Trails Addition and the South Canadian River was discussed in Executive Session. No action was taken and no votes were cast.

* * * * *

ADJOURNMENT

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

YEAS:	Councilmembers Dillingham, Ezzell, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 10:48 p.m.

ATTEST:

City Clerk

Mayor