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

May 28, 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 28th day of May, 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, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
ABSENT:	Councilmember Griffith

The Pledge of Allegiance was led by Mayor Rosenthal.

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The Mayor asked the audience to join Council in a moment of silence to remember the victims of the recent tornadoes.

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Item 3, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 4 through Item 37 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Spaulding; and the question being upon the placement on the consent docket by unanimous vote of Item 4 through Item 37, a vote was taken with the following result:

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

The Mayor declared the motion carried and Item 4 through Item 37 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF APRIL 30, 2013
CITY COUNCIL SPECIAL SESSION MINUTES OF MAY 7, 2013
CITY COUNCIL STUDY SESSION MINUTES OF MAY 7, 2013
CITY COUNCIL OVERSIGHT COMMITTEE MINUTES OF MAY 8, 2013
CITY COUNCIL BUSINESS AND COMMUNITY AFFAIRS COMMITTEE MINUTES OF MAY 9, 2013
CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE MINUTES OF MAY 13, 2013
CITY COUNCIL MINUTES OF MAY 14, 2013
NORMAN UTILITIES AUTHORITY MINUTES OF MAY 14, 2013
NORMAN MUNICIPAL AUTHORITY MINUTES OF MAY 14, 2013
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF MAY 14, 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 Williams;

Item 4, continued:

Items submitted for the record

1. Text File No. GID-1213-92 dated May 21, 2013, by Brenda Hall, City Clerk
2. City Council Study Session minutes of April 30, 2013
3. City Council Special Session minutes of May 7, 2013
4. City Council Study Session minutes of May 7, 2013
5. City Council Oversight Committee minutes of May 8, 2013
6. City Council Business and Community Affairs Committee minutes of May 9, 2013
7. City Council Community Planning and Transportation Committee minutes of May 13, 2013
8. City Council minutes of May 14, 2013
9. Norman Utilities Authority minutes of May 14, 2013
10. Norman Municipal Authority minutes of May 14, 2013
11. Norman Tax Increment Finance Authority minutes of May 14, 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, 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:

CONSIDERATION OF ORDINANCE NO. O-1213-44 UPON SECOND AND FINAL READING: 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 LOT 1, BLOCK 1, PEPCO INDUSTRIAL PARK, PHASE 1, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE I-2, HEAVY INDUSTRIAL DISTRICT, AND REMOVE SAME FROM THE I-1, LIGHT INDUSTRIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (2601 VENTURE BOULEVARD)

Councilmember Kovach moved that Ordinance No. O-1213-44 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. O-1213-44 dated April 10, 2013, from Jane Hudson, Principal Planner
2. Ordinance No. O-1213-44
3. Location map
4. Staff Report dated May 9, 2013, recommending approval
5. Chapter 22 of the Norman Code of Ordinances (Zoning Ordinance) Section 22:427.1, I-2, Heavy Industrial District
6. Summary of Purpose for Rezoning of 2601 Venture Boulevard
7. Site photographs
8. Pertinent excerpts from Planning Commission minutes of May 9, 2013

and the question being upon the Introduction and adoption of Ordinance No. O-1213-44 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-44 was Introduced, read, and adopted upon First Reading by title.

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Item 6, being:

CONSIDERATION OF ORDINANCE NO. O-1213-45 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING AND RELOCATING A UTILITY EASEMENT LOCATED IN CARRINGTON PLACE ADDITION, SECTION 11, NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (BETWEEN LOTS 1 AND 2, BLOCK 5, CARRINGTON PLACE ADDITION, SECTION 11)

Councilmember Kovach moved that Ordinance No. O-1213-45 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. O-1213-45 dated April 10, 2013, from Ken Danner, Subdivision Manager
2. Ordinance No. O-1213-45
3. Location map
4. Staff Report dated May 9, 2013, recommending approval
5. Memorandum dated April 8, 2013, from Brenda Hall, City Clerk, to Rone Tromble, Administrative Technician IV; Jeff Bryant, City Attorney; Ken Komiske, Director of Utilities; Ken Danner, Subdivision Manager; and Jane Hudson, Principal Planner
6. Letter of request dated April 8, 2013, from H.L. Heiple, Attorney-Agent, Heiple Law Offices, Inc., for Carrington Place, L.L.C., to Brenda Hall, City Clerk with attached location map
8. Certificate of Bonded Abstractor dated March 27, 2013, from Denise Hunter, Abstractor License No. 1412, First American Title and Trust Company
9. Easement No. E-1213-21
10. Pertinent excerpts from Planning Commission minutes of May 9, 2013

and the question being upon the Introduction and adoption of Ordinance No. O-1213-45 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-45 was Introduced, read, and adopted upon First Reading by title.

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Item 7, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF APRIL 30, 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 Williams;

Items submitted for the record

1. Text File No. RPT-1213-56 dated May 13, 2013, by Anthony Francisco, Director of Finance
2. Finance Director's Investment Report of April 30, 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, 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 AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF APRIL, 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 Williams;

Items submitted for the record

1. Text File No. RPT-1213-59 dated May 13, 2013, by Carol Coles, Administrative Assistant
2. Monthly Departmental Reports for the month of April, 2013

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, 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 9, being:

CONSIDERATION OF BID NO. 1213-75, CONTRACT NO. K-1213-181 WITH RUDY CONSTRUCTION COMPANY IN THE AMOUNT OF $760,878.55; PERFORMANCE BOND NO. B-1213-78; STATUTORY BOND NO. B-1213-79; MAINTENANCE BOND NO. MB-1213-69, AND RESOLUTION NO. R-1213-112 FOR THE ROAD RECONSTRUCTION 2010 BOND PROGRAM (HAYES STREET FROM FLOOD AVENUE TO JAMES GARNER AVENUE AND IOWA STREET FROM BERRY ROAD TO BARBOUR AVENUE).

Councilmember Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $760,878.55 be awarded to Rudy Construction Company as the lowest and best bidder meeting specifications; Contract No. K-1213-181 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be executed; the filing of the bonds be directed; and Resolution No. R-1213-112 be adopted, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. K-1213-181 dated April 23, 2013, by Greg Hall, Street Superintendent
2. Bid tabulation dated April 30, 2013, for the 2010 Road Reconstruction Bond Program. FYE 2011 (1) and FYE 2012 (1) Project Bond Locations
3. Contract No. K-1213-181
4. Performance Bond No. B-1213-78
5. Statutory Bond No. B-1213-79
6. Maintenance Bond No. MB-1213-69
7. Resolution No. R-1213-112
8. Location map
9. Purchase Requisition No. 0000216584 dated May 6, 2013, in the amount of $760,878.55 to Rudy Construction Company

Item 9, continued:

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

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

The Mayor declared the motion carried and all bids meeting specifications accepted; and the bid in the amount of $760,878.55 was awarded to Rudy Construction Company as the lowest and best bidder meeting specifications; Contract No. K-1213-181 and the performance, statutory, and maintenance bonds were approved; the filing of the bonds was directed; and Resolution No. R-1213-112 was adopted.

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Item 10, being:

CONSIDERATION OF THE RATIFICATION OF THE DECLARATION OF AN EMERGENCY AND THE CITY MANAGER'S AUTHORIZATION TO TRANSFER FUNDS IN THE AMOUNT OF $12,000 FROM THE CAPITAL FUND BALANCE FOR THE FIRE STATION NO. NINE FIBER OPTIC CABLING COMMUNICATIONS PROJECT.

Councilmember Kovach moved that ratification of the Declaration of Emergency and the City Manager's authorization to transfer funds in the amount of $12,000 from the Capital Fund Balance to the Public Safety Sales Tax Project Account be approved, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. GID-1213-91 dated May 16, 2013, by Kari Madden, Network Manager
2. Memorandum dated May 8, 2013, from Anthony Francisco, Finance Director, to Steven Lewis, City Manager

and the question being upon approving ratification of the Declaration of Emergency and the City Manager's authorization to transfer funds in the amount of $12,000 from the Capital Fund Balance to the Public Safety Sales Tax Project Account, a vote was taken with the following result:

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

The Mayor declared the motion carried and ratification of the Declaration of Emergency and the City Manager's authorization to transfer funds in the amount of $12,000 from the Capital Fund Balance to the Public Safety Sales Tax Project Account was approved.

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Item 11, being:

EASEMENT NO. E-1213-26: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITY EASEMENT FROM ASTELLAS PHARMA TECHNOLOGIES, INC., IN THE AMOUNT OF $7,700 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-26 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of $7,700 to Astellas Pharma Technologies, Inc., be directed, which motion was duly seconded by Councilmember Williams

Items submitted for the record

1. Text File No. E-1213-26 dated April 24, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-26 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013
5. Purchase Requisition No. 0000217519 dated May 22, 2013, to in the amount of $7,700 to Astellas Pharma Technologies

and the question being upon accepting Easement No. E-1213-26 and upon the subsequent directives and adoption, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-26 accepted; and the filing thereof with the Cleveland County Clerk and payment in the amount of $7,700 to Astellas Pharma Technologies, Inc., were directed.

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Item 12, being:

EASEMENT NO. E-1213-27: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT FROM ASTELLAS PHARMA TECHNOLOGIES, INC. IN THE AMOUNT OF $2,900 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-27 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of $2,900 to Astellas Pharma Technologies, Inc., be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-27 dated April 24, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-27 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013
5. Purchase Requisition No. 0000217520 dated May 22, 2013, to in the amount of $2,900 to Astellas Pharma Technologies

Item 12, continued:

and the question being upon accepting Easement No. E-1213-27 and upon the subsequent directives, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-27 accepted; and the filing thereof with the Cleveland County Clerk and payment in the amount of $2,900 to Astellas Pharma Technologies were directed.

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Item 13, being:

EASEMENT NO. E-1213-45: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITIES EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-45 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-45 dated May 21, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-45 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-45 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-45 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Councilmember Spaulding moved that Items 13 through 19, 21, 22, 24, and 26 be reconsidered, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Mr. Jeff Bryant, City Attorney
2. Ms. Kathryn Walker, Assistant City Attorney
3. Mr. Harold Heiple, 218 East Eufaula Avenue, made comments
4. Mr. Steve Ellis, 633 Reed Avenue, made comments
5. Ms. Cindy Rogers, 633 Reed Avenue, made comments

and the question being upon reconsidering Items 13 through 19, 21, 22, 24, and 26, a vote was taken with the following result:

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

The Mayor declared the failed and Items 13 through 19, 21, 22, 24, and 26 were not reconsidered.

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Item 14, being:

EASEMENT NO. E-1213-46: CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-46 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-46 dated May 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-46 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-46 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-46 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 15, being:

EASEMENT NO. E-1213-47: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITIES EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-47 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-47 dated May 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-47 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-47 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-47 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 16, being:

EASEMENT NO. E-1213-48: CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-48 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-48 dated May 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-48 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-48 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-48 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 17, being:

EASEMENT NO. E-1213-57: CONSIDERATION OF ACCEPTANCE OF PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT DONATED BY EAGLECLIFF LIMITED PARTNERSHIP FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-57 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-57 dated April 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-57 with Consent of Owner's Right of Entry and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-57 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-57 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 18, being:

EASEMENT NO. E-1213-59: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT DONATED BY CEDAR LANE, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-59 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-59 dated March 18, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-59 with Exhibit "A", Legal Description for Additional Right-of-Way and Exhibit "B", location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-59 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-59 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 19, being:

TEMPORARY EASEMENT NO. E-1213-60: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY CEDAR LANE, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Temporary Easement No. E-1213-60 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-60 dated April 28, 2013, by Josh Malwick, Capital Projects Engineer
2. Temporary Easement No. E-1213-60 with Exhibit "A", legal description and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Temporary Easement No. E-1213-60 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Temporary Easement No. E-1213-60 accepted; and the filing thereof with the City Clerk was directed.

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Item 20, being:

EASEMENT NO. E-1213-61: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT FROM HAROLD A. AND THERESA P. HENFLING, TRUSTEES, HENFLING LIVING TRUST, AND PATRICIA A KEITHLEY IN THE AMOUNT OF $127,000 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-61 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of $127,000 to Harold A. and Theresa P. Henfling and Patricia A. Keithley be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-61 dated May 2, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-61 with Exhibit "A", legal description and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013
5. Purchase Requisition No. 0000216639 dated May 6, 2013, in the amount of $127,000 to Harold A. Theresa P. Henfling, Trustees, Henfling Living Trust, and Patricia A. Keithley

and the question being upon accepting Easement No. E-1213-61 and upon the subsequent directives, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-61 accepted; and the filing thereof with the Cleveland County Clerk and payment in the amount of $127,000 to Harold A. and Theresa P. Henfling and Patricia A. Keithley was directed.

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Item 21, being:

TEMPORARY EASEMENT NO. E-1213-62: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Temporary Easement No. E-1213-62 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-62 dated May 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-62
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-62 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-62 accepted; and the filing thereof with the City Clerk was directed.

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Item 22, being:

TEMPORARY EASEMENT NO. E-1213-63: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Temporary Easement No. E-1213-63 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-63 dated May 3, 2013, by John Clink, Capital Projects Engineer
2. Easement No. E-1213-63 with Exhibit A, legal description and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Temporary Easement No. E-1213-63 and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1213-63 accepted; and the filing thereof with the City Clerk was directed.

* * * * *

Item 23, being:

TEMPORARY EASEMENT NO. E-1213-64: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT FROM CEDAR LANE, L.L.C., IN THE AMOUNT OF $12,500 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Temporary Easement No. E-1213-64 be accepted and the filing thereof with the City Clerk and payment in the amount of $12,500 to Cedar Lane, L.L.C., be directed, which motion was duly seconded by Councilmember Williams

Items submitted for the record

1. Text File No. E-1213-64 dated April 28, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-64 with Exhibit A, legal description and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013
5. Purchase Requisition No. 0000216655 dated May 30, 2013, in the amount of $12,500 to Cedar Lane, L.L.C.

and the question being upon accepting Temporary Easement No. E-1213-64 and upon the subsequent directives, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1213-64 accepted; and the filing thereof with the City Clerk and payment in the amount of $12,500 to Cedar Lane, L.L.C., was directed.

* * * * *

Item 24, being:

TEMPORARY EASEMENT NO. E-1213-65: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY THE LINKS AT NORMAN FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Temporary Easement No. E-1213-65 be accepted and the filing thereof with the City Clerk, be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-65 dated May 15, 2013, by Josh Malwick, Capital Projects Engineer
2. Temporary Easement No. E-1213-65 with Exhibit A, legal description and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Temporary Easement No. E-1213-65 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Temporary Easement No. E-1213-65 accepted; and the filing thereof with the City Clerk was directed.

* * * * *

Item 25, being:

EASEMENT NO. E-1213-67: CONSIDERATION OF ACCEPTANCE OF PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT DONATED BY EAGLECLIFF LIMITED PARTNERSHIP FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-67 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-67 dated April 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-67 with Consent of Owner's Right of Entry and location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-67 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-67 accepted; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 26, being:

EASEMENT NO. E-1213-68: CONSIDERATION OF ACCEPTANCE OF PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-68 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. E-1213-68 dated May 22, 2013, by Josh Malwick, Capital Projects Engineer
2. Easement No. E-1213-68 with Exhibit "A", legal description
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013

and the question being upon accepting Easement No. E-1213-68 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-68 accepted; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 27, being:

EASEMENT NO. E-1213-73: CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT FROM CEDAR LANE, L.L.C., IN THE AMOUNT OF $500 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Councilmember Kovach moved that Easement No. E-1213-73 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of $500 to Cedar Lane, L.L.C., be directed, which motion was duly seconded by Councilmember Williams

Items submitted for the record

1. Text File No. E-1213-73 dated May 3, 2013, by John Clink, Capital Projects Engineer
2. Easement No. E-1213-73 with location map
3. Location map of Cedar Lane Road Project Right-of-Way Acquisitions dated May 28, 2013
4. Cedar Lane Road Widening Project Right-of-Way Easement Table dated May 28, 2013
5. Purchase Requisition No. 0000217310 dated May 16, 2013, in the amount of $500 to Cedar Lane, L.L.C.

and the question being upon accepting Easement No. E-1213-73 and upon the subsequent directives, a vote was taken with the following result:

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

The Mayor declared the motion carried and Easement No. E-1213-73 accepted; and the filing thereof with the Cleveland County Clerk and payment in the amount of $500 to Cedar Lane, L.L.C., was directed.

* * * * *

Item 28, being:

ACCEPTANCE OF REIMBURSEMENT OF FUNDS IN THE AMOUNT OF $1,802.81 TO THE NORMAN FIRE DEPARTMENT FROM THE CITY OF PURCELL, OKLAHOMA, FOR MUTUAL AID FIRE ASSISTANCE IN FIGHTING A WILD FIRE IN GOLDSBY, OKLAHOMA, ELIGIBLE UNDER THE FIRE MUTUAL AID ASSISTANCE GRANT (FMAG) PROGRAM.

Councilmember Kovach moved that reimbursement of funds in the amount of $1,802.81 to the Norman Fire Department from the City of Purcell, Oklahoma, for mutual aid fire assistance in fighting a wild fire in Goldsby, Oklahoma, eligible under the FMAG Program be accepted, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. GID-1213-130 dated June 2, 2013, by James Fullingim, Fire Chief
2. Check No. 077986 dated February 26, 2013, in the amount of $1,802.81 from the City of Purcell to Norman Fire Department
3. Goldsby Oklahoma Fire Incident Report No. FM-2871

and the question being upon accepting reimbursement of funds in the amount of $1,802.81 to the Norman Fire Department from the City of Purcell, Oklahoma, for mutual aid fire assistance in fighting a wild fire in Goldsby, Oklahoma, eligible under the FMAG Program, a vote was taken with the following result:

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

The Mayor declared the motion carried and the reimbursement of funds in the amount of $1,802.81 to the Norman Fire Department from the City of Purcell, Oklahoma, for mutual aid fire assistance in fighting a wild fire in Goldsby, Oklahoma, eligible under the FMAG Program was accepted.

* * * * *

Item 29, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF $500 FROM J.M. WILLIAMS REVOCABLE TRUST TO BE USED BY THE FIRE DEPARTMENT AND BUDGET APPROPRIATION.

Councilmember Kovach moved that a donation in the amount of $500 from J.M. Williams Revocable Trust to be used by the Fire Department be accepted, Liabilities Other: Fire Miscellaneous (010-0000-227.24-38) be increased by $500, and $500 be appropriated to Fire Suppression, Maintenance and Repair, Plant and Operating Equipment (010-6443-422.42-11), which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. GID-1213-131 dated May 3, 2013, by James Fullingim, Fire Chief

and the question being upon accepting a donation in the amount of $500 from J.M. Williams Revocable Trust to be used by the Fire Department and upon the subsequent increase and appropriation, a vote was taken with the following result:

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

The Mayor declared the motion carried and a donation in the amount of $500 from J.M. Williams Revocable Trust to be used by the Fire Department accepted; Liabilities Other: Fire Miscellaneous (010-0000-227.24-38) be increased by $500 and $500 be appropriated to Fire Suppression, Maintenance and Repair, Plant and Operating Equipment (010-6443-422.42-11).

* * * * *

Item 30, being:

SPECIAL CLAIM NO. SC-1213-10: A CLAIM IN THE AMOUNT OF $3,896.85 SUBMITTED BY COX COMMUNICATIONS FOR DAMAGES TO A FIBER OPTIC LINE BY PARK MAINTENANCE STAFF IN ROTARY PARK.

Councilmember Kovach moved that Special Claim No. SC-1213-10 be approved and payment in the amount of $3,896.85 be directed contingent upon obtaining a Release and Covenant Not to Sue from Cox Communications, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. SC-1213-10 dated May 14, 2013, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated June 22, 2013, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Shawn O'Leary, Director of Public Works; and Jud Foster, Director of Parks and Recreation
3. Special Claim No. SC-1213-10 filed June 12, 2013, submitted by Martha Cook, Outside Plant Damage Recovery for Cox Communications in the amount of $3,896.85
4. Invoice No. 25649 dated June 12, 2013, in the amount of $3,896.85 from Outside Plant Damage Recovery, agent for Cox Communications

Participants in discussion

1. Jud Foster, Director of Parks and Recreation

and the question being upon approving Special Claim No. SC-1213-10 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Special Claim No. SC-1213-10 approved; and payment in the amount of $3,896.85 was directed contingent upon obtaining a Release and Covenant Not to Sue from Cox Communications.

* * * * *

Item 31, being:

CONSIDERATION OF FINAL ACCEPTANCE AND PAYMENT OF CONTRACT NO. K-0910-34 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND WALTERS-MORGAN CONSTRUCTION, INC., FOR THE LIFT STATION D REHABILITATION PROJECT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that the project be accepted and final payment in the amount of $10,000 to Walters-Morgan Construction, Inc., be directed, which motion was duly seconded by Trustee Williams;

Items submitted for the record

1. Text File No. K-0910-34, Final, dated May 16, 2013, by Mark Daniels, Utilities Engineer
2. Purchase Order No. 178415 dated September 25, 2009, to Walters-Morgan Construction, Inc., in the amount of $5,840,000; adding Change Order No. One in the amount of $65,185.28 and Change Order No. Two in the amount of $22,325.68 for a revised contract amount of $5,927,510.96; and subtracting payments to vendors totaling $2,897,438.79 and payments to contractor totaling $3,020,072.17 leaving a total final payment amount in the amount of $10,000

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

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

The Chairman declared the motion carried and the project accepted; and final payment in the amount of $10,000 to Walters-Morgan Construction, Inc., was directed.

* * * * *

Item 32, being:

CHANGE ORDER ONE TO CONTRACT K-1112-129: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND CENTRAL CONTRACTING SERVICES, INC., INCREASING THE CONTRACT AMOUNT BY $26,653.30 FOR THE HALL PARK WATER LINE PROJECT AND THE HALL PARK GREENBELT DRAINAGE PROJECT, FINAL ACCEPTANCE OF THE PROJECT, AND BUDGET APPROPRIATION.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Change Order No. One to Contract No. K-1112-129 with Central Contracting Services, Inc., increasing the contract amount by $26,653.30 be approved; the execution thereof be authorized; the project be accepted; $1,953 be transferred from Project No. WA0149, Hall Park Water Line Replacement, Land (031-9683-462.60-01) to Construction (031-09683-462.61-01) and final payment in the amount of $31,528.72 to Central Contracting Services, Inc., be directed, which motion was duly seconded by Trustee Williams;

Items submitted for the record

1. Text File No. K-1112-129, Change Order No. One, dated May 17, 2013, by Mark Daniels, Utilities Engineer
2. Change Order No. One to Contract No. K-1112-129
3. Purchase Order No. 218169 dated June 27, 2012, to Central Contracting Services, Inc., in the amount of $524,273 adding Change Order No. One in the amount of $26,653.30 for a revised contract amount of $550,926.30; and subtracting payments to vendors totaling $131,816.38 and payments to contractor totaling $387,581.20 leaving a total final payment amount in the amount of $31,528.72

and the question being upon approving Change Order No. One to Contract No. K-1112-129 with Central Contracting Services, Inc., increasing the contract amount by $26,653.30 and upon the subsequent authorization, acceptance, transfer, and directive, a vote was taken with the following result:

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

The Chairman declared the motion carried and Change Order No. One to Contract No. K-1112-129 with Central Contracting Services, Inc., increasing the contract amount by $26,653.30 approved; the execution thereof was authorized; the project was accepted; $1,953 was transferred from Project No. WA0149, Hall Park Water Line Replacement, Land (031-9683-462.60-01) to Construction (031-09683-462.61-01) and final payment in the amount of $31,528.72 to Central Contracting Services, Inc., was directed.

* * * * *

Councilmember Jungman asked that he be allowed to abstain from voting on Item 33 due to a conflict of interest. Thereupon, Councilmember Kovach moved that Councilmember Jungman be allowed to abstain from voting on Item 33 due to a conflict of interest, which motion was duly seconded by Councilmember Spaulding; and the question being upon allowing Councilmember Jungman to abstain from voting on Item 33 due to a conflict of interest, a vote was taken with the following result:

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

The Mayor declared the motion carried and Councilmember Jungman was allowed to abstain from voting on Item 336 due to a conflict of interest.

* * * * *

Item 33, being:

CONTRACT NO. K-1213-193: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND NORMAN AFFORDABLE HOUSING CORPORATION, IN THE AMOUNT OF $55,263 ACTING AS A COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) AS AGREED UPON UNDER THE 39TH YEAR CDBG PROGRAM AND THE HOME INVESTMENT PARTNERSHIPS PROGRAM.

Councilmember Kovach moved that Contract No. K-1213-193 with Norman Affordable Housing Corporation in the amount of $55,263 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. K-1213-193 dated May 3, 2013, by Linda Price, Revitalization Manager
2. Contract No. K-1213-193
3. Purchase Requisition No. 0000216587 dated May 6, 2013, in the amount of $55,263 to Norman Affordable Housing

and the question being upon approving Contract No. K-1213-193 with Norman Affordable Housing Corporation in the amount of $55,263 and upon the subsequent authorization, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract No K-1213-193 with Norman Affordable Housing Corporation in the amount of $55,263 approved; and the execution thereof was authorized.

* * * * *

Item 34, being:

CONTRACT NO. K-1213-194: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ACES LANDSCAPING, L.L.C., FOR MOWING, SECURING OF STRUCTURES, AND THE REMOVAL OF HEALTH NUISANCES FOR THE REVITALIZATION DIVISION THROUGH MARCH 31, 2014.

Councilmember Kovach moved that Contract No. K-1213-194 with Aces Landscaping through March 31, 2014, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. K-1213-194 dated May 3, 2013, by Linda Price, Revitalization Manager
2. Contract No. K-1213-194

Participants in discussion

1. Ms. Linda Price, Revitalization Manager

and the question being upon approving Contract No. K-1213-194 with Aces Landscaping through March 31, 2014, and upon the subsequent authorization, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract No K-1213-194 with Aces Landscaping through March 31, 2014, approved; and the execution thereof was authorized.

* * * * *

Item 35, being:

CONTRACT NO. K-1213-198: A RELOCATION AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ONEOK GAS TRANSPORTATION, L.L.C., IN THE AMOUNT OF $173,347 FOR THE RELOCATION OF A NATURAL GAS PIPELINE IN CONNECTION WITH THE FRANKLIN ROAD BRIDGE REPLACEMENT PROJECT AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-1213-198 with ONEOK Gas Transportation in the amount of $173,347 be approved, the execution thereof be authorized, and $448,907 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0195, Franklin Road Bridge Replacement Project, Utilities (050-9352-431.67-01), which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. K-1213-198 dated May 15, 2013, by John Clink, Capital Projects Engineer
2. Contract No. K-1213-198 with Exhibit A, Easement Property legal description; Exhibit B, Pipeline Relocation Area; and Attachment C, Cost Estimate
3. Location map
4. Purchase Requisition No. 0000217109 dated May 13, 2013, in the amount of $173,347 to ONEOK Gas Transportation

and the question being upon approving Contract No. K-1213-198 with ONEOK Gas Transportation in the amount of $173,347 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract No. K-1213-198 with ONEOK Gas Transportation in the amount of $173,347 approved; the execution thereof was authorized and $448,907 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0195, Franklin Road Bridge Replacement Project, Utilities (050-9352-431.67-01).

* * * * *

Item 36, being:

CONTRACT NO. K-1213-199: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GATEWAY PLANNING GROUP, INC., IN THE AMOUNT OF $21,750 FOR PLANNING AND CONSULTING SERVICES ON THE WEST LINDSEY STREET BOND PROJECT AND BUDGET APPROPRIATION

Councilmember Kovach moved that Contract No. K-1213-199 with Gateway Planning Group, L.L.C., in the amount of $21,750 be approved, the execution thereof be authorized, and $21,750 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0189, Lindsey Street – 24th Avenue S.W. to Berry Widening Project, Design (050-9352-431.62-01), which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. K-1213-199 dated May 15, 2013, by Shawn O'Leary, Director of Public Works
2. Contract No. K-1213-199 with Schedule 1, Project Timeline, and Exhibit 1, listing of tasks and fees
3. Location map
4. Purchase Requisition No. 0000217562 dated May 22, 2013, in the amount of $21,750 to Gateway Planning Group, Inc.

Participants in discussion

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

Item 36, continued:

and the question being upon approving Contract No. K-1213-199 with Gateway Planning Group, L.L.C., in the amount of $21,750 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract No. K-1213-199 with Gateway Planning Group, L.L.C., in the amount of $21,750 approved; the execution thereof was authorized and $21,750 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0189, Lindsey Street – 24th Avenue S.W. to Berry Widening Project, Design (050-9352-431.62-01.

* * * * *

Item 37, being:

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT IN THE AMOUNT OF $4,103 IN JOSE CHAVEZ VS. THE CITY OF NORMAN, CLEVELAND COUNTY DISTRICT COURT CASE NO. CJ-2010-2021 AND OKLAHOMA SUPREME COURT CASE NO. DF-111249.

Councilmember Kovach moved that the City Attorney's recommendation be approved and the City Attorney's office be authorized to effectuate the settlement in the amount of $4,103, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. GID-1213-200 dated May 17, 2013, by Rick Knighton, Assistant City Attorney

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

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

The Mayor declared the motion carried and the City Attorney's recommendation approved; and the City Attorney's office was authorized to effectuate the settlement in the amount of $4,103.

* * * * *

Item 38, being:

RESOLUTION NO. R-1213-144: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ESTABLISHING POLICIES DUE TO THE RECENT TORNADOES FOR ALLOWING AFFECTED RESIDENTS TO INHABIT TEMPORARY DWELLINGS WHILE REBUILDING HOUSES DAMAGED BY THE TORNADOES AS A MEANS OF DISASTER RELIEF.

Councilmember Williams moved that Resolution No. R-1213-144 be substituted to read as follows:

RESOLUTION NO. R-1213-144: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ESTABLISHING POLICIES DUE TO THE RECENT TORNADOES FOR ALLOWING AFFECTED RESIDENTS TO INHABIT TEMPORARY DWELLINGS AND USE PORTABLE STORAGE CONTAINERS WHILE REBUILDING HOUSES DAMAGED BY THE TORNADOES AS A MEANS OF DISASTER RELIEF.

Item 38, continued:

* * *

§ 4. WHEREAS, persons displaced from their dwellings due to the tornado events on May 19 – 20, 2013 may need a temporary place to store and secure their belongings as their properties are rebuilt or as they look for places to relocate and thus may need portable storage containers on residential lots for such a purpose for periods longer than is currently allowed by Section 435.1(d) of Chapter 22 of the Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

§ ~~4~~ 5. That City of Norman City Manager (or his designee) is directed to allow temporary dwellings when a temporary dwelling is needed to house the owners of a property affected by the recent tornadoes before a building permit for a new permanent dwelling can be issued and before that new permanent dwelling is completed for occupancy.

§ ~~5~~ 6. That the affected property owner must notify the City of Norman Planning and Community Development Department prior to habitation of such a temporary dwelling to ensure compliance with the requirements listed below.

§ ~~6~~ 7. That prior to authorizing occupancy of a temporary dwelling, the City Manager (or designee) shall take into account the safety of the proposed temporary dwelling.

§ ~~7~~ 8. That the temporary dwelling units are limited to mobile homes, recreational vehicles, travel trailers, and other structures as defined by Chapter 22 of the Code of Ordinances.

§ ~~8~~ 9. That these temporary dwelling units may only be located in A-1, A-2, and RE zoning districts and must have adequate water and wastewater disposal systems and be connected to electricity prior to habitation by the affected property owners.

§ ~~9~~ 10. That these temporary dwellings units may not be located within ten feet of property lines, within sight triangles, or over utility easements.

§ ~~10~~11. That affected property owners residing in temporary dwelling units must apply for and receive a building permit within a year from the date of the destruction of their permanent residence in order to continue to be able to reside within the temporary dwelling; however, this time limit may be amended upon showing good cause for such an extension.

§ ~~11~~12. That property owners shall remove the temporary dwelling or make the necessary changes for the property to be in conformance with the regulations of the district in which the property is located within a time limit established by the City Manager (or his designee) or prior to the issuance of a Certificate of Occupancy for the new permanent structure on the subject property; however, these time limits may be amended upon showing good cause for such an extension.

§ ~~12~~13. That enforcement of the requirement in Section 435.1(d) of Chapter 22 of the Code of Ordinances that limits portable storage containers to no more than twenty-eight days on residential property be suspended for six months from the date of this Resolution for those properties that are currently occupied by a person who was displaced from their dwelling due to the tornados in Oklahoma occurring from May 19 - 21, 2013.

§ 14. That the City Manager (or his designee) is authorized to promulgate additional procedures for implementation of this Resolution in furtherance of the intent of the Resolution.

* * *

which motion was duly seconded by Councilmember Gallagher;

Items submitted for the record

1. Text File No. R-1213-144 dated May 21, 2013, by Terry Floyd, Development Coordinator
2. Substituted Resolution No. R-1213-144

Participants in discussion

1. Mr. Terry Floyd, Development Coordinator
2. Mr. Jeff Bryant, City Attorney
3. Ms. Ann Gallagher, 1522 East Boyd Street, asked questions

Item 38, continued:

and the question being upon substituting Resolution No. R-1213-144 to read as stated above, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-144 was substituted to read as stated above.

Thereupon, Councilmember Kovach moved that Resolution No. R-1213-144, as substituted, be adopted, which motion was duly seconded by Councilmember Williams; and the question being upon adopting Resolution No. R-1213-144, as substituted, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-144, as substituted, was adopted.

* * * * *

Item 39, being:

PUBLIC HEARING REGARDING THE FYE 2014 CITY OF NORMAN PROPOSED OPERATING AND CAPITAL BUDGETS AND THE NORMAN CONVENTION AND VISITORS BUREAU, INC., BUDGET WITH DETAILED ANNUAL PLAN OF WORK.

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

Items submitted for the record

1. Text File No. GID-1213-82 dated May 13, 2013, by Anthony Francisco, Director of Finance
2. City of Norman, Oklahoma, Fiscal Year Ending 2014 Annual Budget Summary of Fund Balances
3. Norman Convention and Visitors Bureau FY 2014 Budget
4. Norman Convention and Visitors Destination Marketing Plan for FY 2014 with Appendix A, Big XII conference and Other Comparable Communities and City of Norman Benchmark Communities; Appendix B, Turning Front-Line Employees and Volunteers into Certified Tourism Ambassadors; Appendix C, Spring, 2013, and Call-to-Action Campaign

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

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

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

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Mr. Anthony Francisco, Director of Finance
2. Mr. Cindy Rogers, 633 Reed Avenue, asked questions
3. Mr. Stephen Koranda, Executive Director of Norman Convention and Visitor's Bureau, 2424 Springer Drive, Suite 107
4. Mr. Steve Lewis, City Manager
5. Mr. Steve Ellis, 633 Reed Avenue, asked questions

Item 39, continued:

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

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

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

Thereupon, Councilmember Kovach moved that an agenda item be scheduled on June 11, 2013, to adopt the FYE 2014 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work, which motion was duly seconded by Councilmember Spaulding;

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

and the question being upon an agenda item being scheduled on June 11, 2013, to adopt the FYE 2013 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work, a vote was taken with the following result:

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

The Mayor declared the motion carried and an agenda item will be scheduled on June 11, 2013, to adopt the FYE 2014 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work.

* * * * *

Item 40, being:

RESOLUTION R-1213-142: A RESOLUTION AUTHORIZING THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SANITATION SYSTEM REVENUE NOTE, SERIES 2013 (THE "NOTE") IN THE AGGREGATE PRINCIPAL AMOUNT OF $1,620,000, WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE NOTE TO BE SOLD ON A NEGOTIATED BASIS; APPROVING AND AUTHORIZING EXECUTION OF A SERIES 2013 SUPPLEMENTAL NOTE INDENTURE, AS IT SUPPLEMENTS AND AMENDS A GENERAL BOND INDENTURE (COLLECTIVELY, THE "INDENTURE"), AUTHORIZING THE ISSUANCE AND SECURING THE PAYMENT OF THE NOTE; PROVIDING THAT THE TRUST INDENTURE CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE INDENTURE; RATIFYING AND CONFIRMING A LEASE AGREEMENT AND OPERATION AND MAINTENANCE CONTRACT BETWEEN THE AUTHORITY AND THE CITY OF NORMAN, OKLAHOMA (THE "CITY") PERTAINING TO THE LEASING OF THE CITY'S SANITATION SYSTEM TO THE AUTHORITY; AUTHORIZING AND DIRECTING THE EXECUTION OF THE NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Acting as the Norman Municipal Authority, Trustee Kovach moved that Resolution No. R-1213-142 be adopted, which motion was duly seconded by Trustee Spaulding;

Items submitted for the record
1. Text File No. R-1213-142 dated May 22, 2013, by Anthony Francisco, Director of Finance
2. Resolution No. R-1213-142 and Certificate of Authority Action with Exhibit "A", Principal Payment Schedule

Participants in discussion
1. Mr. Anthony Francisco, Director of Finance
2. Mr. Ken Komiske, Director of Utilities

Item 40, continued:

and the question being upon adopting Resolution No. R-1213-142, a vote was taken with the following result:

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

The Chairman declared the motion carried and Resolution No. R-1213-142 was adopted.

* * * * *

Item 41, being:

RESOLUTION R-1213-143: A RESOLUTION APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") ISSUING ITS SANITATION SYSTEM REVENUE NOTE, SERIES 2013 (THE "NOTE"); PROVIDING THAT THE TRUST INDENTURE CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE GENERAL BOND INDENTURE, AS SUPPLEMENTED AND AMENDED, AUTHORIZING THE ISSUANCE OF SAID NOTE; WAIVING COMPETITIVE BIDDING AND APPROVING THE PROCEEDINGS OF THE AUTHORITY PERTAINING TO THE SALE OF SAID NOTE; RATIFYING AND CONFIRMING A LEASE AGREEMENT AND OPERATION AND MAINTENANCE CONTRACT (THE "LEASE AGREEMENT") BETWEEN THE CITY OF NORMAN, OKLAHOMA (THE "CITY") AND THE AUTHORITY WHEREBY THE CITY LEASES ITS SANITATION SYSTEM TO THE AUTHORITY; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Councilmember Kovach moved that Resolution No. R-1213-143 be adopted, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. K-1213-143 dated May 22, 2013, by Anthony Francisco, Director of Finance
2. Resolution No. R-1213-143 and Certificate of City Council Action

and the question being upon adopting Resolution No. R-1213-143, a vote was taken with the following result:

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

The Mayo declared the motion carried and Resolution No. R-1213-143 was adopted.

* * * * *

Item 42, being:

RESOLUTION NO. R-1213-111: 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-1213-8, SO AS TO PLACE A TRACT OF LAND LYING IN THE NORTHWEST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA, IN THE LOW DENSITY RESIDENTIAL DESIGNATION AND A TRACT IN THE VERY LOW DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE FLOODPLAIN DESIGNATION FOR THE HEREINAFTER DESCRIBED PROPERTY. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 48TH AVENUE N.W. AND TECUMSEH ROAD)

Councilmember Kovach moved that Resolution No. R-1213-111, Land Use Plan Amendment No. LUP-1213-8, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Spaulding;

Item 42, continued:

Items submitted for the record

1. Text File No. R-1213-111 dated March 13, 2013, by Jane Hudson, Principal Planner
2. Resolution No. R-1213-111, Land Use Plan Amendment No. LUP-1213-8
3. Location map
4. Staff Report dated April 11, 2013, recommendation approval with Exhibit A, additional land areas to be included
5. Predevelopment Summary Case No. PD-13-02 dated January 24, 2013, for Sassan Moghadam/Fountain View North for property located on the east side of 48th Avenue N.W. and south of Tecumseh Road
6. Pertinent excerpts from Planning Commission minutes of April 11, 2013

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant
2. Mr. Tom McCaleb, SMC Consulting Engineers, P.E., 815 West Main Street, Oklahoma City, engineer representing the applicant
3. Mr. Shawn O'Leary, Director of Public Works
4. Ms. Susan Connors, Director of Planning and Community Development

and the question being upon adopting Resolution No. R-1213-111, Land Use Plan Amendment No. LUP-1213-8, and upon the subsequent amendment, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-111, Land Use Plan Amendment No. LUP-1213-8, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

* * * * *

Item 43, being:

ORDINANCE NO. O-1213-35 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ORDINANCE NO. O-1112-23, THE FOUNTAIN VIEW NORTH PLANNED UNIT DEVELOPMENT, TO ADD TO THE AREA OF THE PROPERTY LOCATED WITHIN THE NORTHWEST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 48TH AVENUE N.W. AND TECUMSEH ROAD)

Ordinance No. O-1213-35 having been Introduced and adopted upon First Reading by title in City Council's meeting of May 14, 2013, Councilmember Kovach moved that Ordinance No. O-1213-35 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. O-1213-35 dated February 12, 2013, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-35
3. Location map
4. PUD Narrative originally approved March 13, 2012, and revised and resubmitted February 11, 2013, by Sassan K. Moghadam, Developer, with Exhibit A, additional land areas added; Exhibit B, Proposed Preliminary Plat; Exhibit C, Site Development Plan; and Exhibit D; Proposed Open Space Diagram
5. Staff report dated April 11, 2013, recommending approval
6. Memorandum dated March 4, 2013, from Jane Hudson, Principal Planner, Planning and Community Development, to Norman Planning Commission
7. Letter requesting postponement dated March 4, 2013, from Sassan Moghadam
8. Pertinent excerpts from Planning Commission minutes of March 14 and April 11, 2013

Item 43, continued:

and the question being upon adopting Ordinance No. O-1213-35 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-35 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-35 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding; and the question being upon adopting Ordinance No. O-1213-35 upon Final Reading as a whole, the roll was called with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-35 was adopted upon Final Reading as a whole.

* * * * *

Item 44, being:

CONSIDERATION OF A REVISED PRELIMINARY PLAT FOR FOUNTAIN VIEW NORTH ADDITION, A PLANNED UNIT DEVELOPMENT. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 48TH AVENUE N.W. AND WEST TECUMSEH ROAD)

Councilmember Kovach moved that the revised preliminary plat for Fountain View North Addition, a Planned Unit Development, be approved, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. PP-1213-13 dated February 14, 2013, by Ken Danner, Subdivision Manager
2. Location map
3. Staff Report dated April 11, 2013, recommending approval
4. City of Norman Development Review Form Transportation Impacts for Fountain View North Addition dated February 18, 2013, conducted by David R. Riesland, P.E., City Traffic Engineer
5. Preliminary site plan

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

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

The Mayor declared the motion carried and the revised preliminary plat for Fountain View North Addition, a Planned Unit Development, was approved.

* * * * *

Item 45, being:

ORDINANCE NO. O-1213-40 UPON SECOND AND FINAL READING: 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 ALL OF LOT 2 AND THE NORTH 5 FEET OF LOT 1, BLOCK 1, LITTLE RIVER GREEN ADDITION, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND REMOVE THE SAME FROM THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (WEST SIDE OF INTERSTATE DRIVE IMMEDIATELY NORTH OF ROCK CREEK ROAD)

Ordinance No. O-1213-40 having been Introduced and adopted upon First Reading by title in City Council's meeting of May 14, 2013, Councilmember Kovach moved that Ordinance No. O-1213-40 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. O-1213-40 dated March 13, 2013, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-40
3. Location map
4. Staff report dated April 11, 2013, recommending approval
5. Letter of Intent from Christian Brothers Automotive Corporation to City of Norman
6. Pertinent excerpts from Planning Commission minutes of April 11, 2013

Participants in discussion

1. Mr. Tom McCaleb, SMC Consulting Engineers, P.E., 815 West Main Street, Oklahoma City, engineer representing the applicant
2. Mr. Harold Heiple, 218 East Eufaula Avenue, attorney representing the property owners

and the question being upon adopting Ordinance No. O-1213-40 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-40 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-40 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding; and the question being upon adopting Ordinance No. O-1213-40 upon Final Reading as a whole, the roll was called with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-40 was adopted upon Final Reading as a whole.

* * * * *

Item 46, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR CHRISTIAN BROTHERS AUTOMOTIVE ADDITION, A REPLAT OF PART OF LOT 1 AND ALL OF LOT 2, BLOCK 2, LITTLE RIVER GREEN ADDITION, A PLANNED UNIT DEVELOPMENT, AND WAIVER OF ALLEY REQUIREMENTS. (GENERALLY LOCATED ON THE WEST SIDE OF INTERSTATE DRIVE AND NORTH OF ROCK CREEK ROAD)

Councilmember Kovach moved that the preliminary plat for Christian Brothers Automotive Addition, a replat of part of Lot 1 and all of Lot 2, Block 2, Little River Green Addition, a Planned Unit Development, and waiver of alley requirements be approved, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. PP-1213-15 dated March 14, 2013, by Ken Danner, Subdivision Manager, with Attachment A, Traffic Table
2. Location map
3. Preliminary plat
4. Staff Report dated April 11, 2013, recommending approval
5. Preliminary site development plan
6. City of Norman Development Review Form Transportation Impacts for Christian Brothers Automotive Preliminary Plat dated March 14, 2013, conducted by David R. Riesland, P.E., City Traffic Engineer
7. Letter requesting alley waiver dated April 1, 2013, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Andy Sherrer, Chairman Planning Commission
8. Greenbelt Commission Final Comments dated February 18, 2013
9. Predevelopment Summary Case No. PD-13-03 dated February 28, 2013, for Christian Brothers Automotive for property located at Rock Creek Road and I-35

Participants in discussion

1. Mr. Harold Heiple, 218 East Eufaula, attorney representing the property owners

and the question being upon approving the preliminary plat for Christian Brothers Automotive Addition, a replat of part of Lot 1 and all of Lot 2, Block 2, Little River Green Addition, a Planned Unit Development, and waiver of alley requirements, a vote was taken with the following result:

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

The Mayor declared the motion carried and the preliminary plat for Christian Brothers Automotive Addition, a replat of part of Lot 1 and all of Lot 2, Block 2, Little River Green Addition, a Planned Unit Development, and waiver of alley requirements was approved.

* * * * *

Item 47, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR MONTEREY ADDITION. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 12TH AVENUE S.E. AND CEDAR LANE)

Councilmember Kovach moved that the preliminary plat for Monterey Addition be approved, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. PP-1213-14 dated March 14, 2013, by Ken Danner, Subdivision Manager, with Attachment A, Traffic Table
2. Location map
3. Preliminary plat
4. Staff Report dated April 11, 2013, recommending approval
5. City of Norman Development Review Form Transportation Impacts for Monterey Addition dated March 15, 2013, conducted by David R. Riesland, P.E., City Traffic Engineer
6. Well site plan
7. Well site plan revised May 23, 2013
8. Predevelopment Summary Case No. PD-13-05 dated March 28, 2013, for Monterey Development Company, L.L.C., for property located on the east side of 12th Avenue S.E., approximately one-fourth mile south of Cedar Lane Road
9. Pertinent excerpts from Planning Commission minutes of April 11, 2013
10. Letter of protest filed April 24, 2013, from Rob Arrowood, President, Trinity Resources, Inc., to City Clerk and City Council of Norman with attached location map and aerial photo

Item 47, continued:

Participants in discussion

1. Mr. O'Neil Robinson, Cardinal Engineering, 3226 Bart Connor Drive, engineer representing the owner
2. Ms. Joy Hampton, The Norman Transcript, 215 East Comanche Street, asked questions
3. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving the preliminary plat for Monterey Addition, a vote was taken with the following result:

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

The Mayor declared the motion carried and the preliminary plat for Monterey Addition was approved.

* * * * *

Item 48, being:

RESOLUTION NO. R-1213-108: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING A RECOUPMENT PROJECT FOR COSTS ASSOCIATED WITH IMPROVEMENTS ON CEDAR LANE ROAD, AN ARTERIAL ROAD, FROM 400 FEET WEST OF 12TH AVENUE S.E. TO 1/2 MILE EAST OF 24TH AVENUE S.E.

Councilmember Kovach moved that Resolution No. R-1213-108 be adopted, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. R-1213-108 dated March 18, 2013, by Josh Malwick, Capital Projects Engineer
2. Resolution No. R-1213-108 with Exhibit "A", the map, and Exhibit "B", the list
3. Power Point presentation for Item No. 48, Resolution No. R-1213-108

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney
2. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the property owners
3. Mr. Shawn O'Leary, Director of Public Works
4. Mr. Jeff Bryant, City Attorney

Thereupon, Councilmember Spaulding moved that Resolution No. R-1213-108 be postponed until June 11, 2013, which motion was duly seconded by Councilmember Kovach, and the question being upon postponing Resolution No. R-1213-108 until June 11, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-108 was postponed until June 11, 2013.

* * * * *

Item 49, continued:

RESOLUTION NO. R-1213-140: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING THE NECESSITY FOR ACQUIRING CERTAIN REAL PROPERTY, MORE PARTICULARLY HEREINAFTER DESCRIBED, ALL WITHIN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, FOR THE PURPOSE OF THE FRANKLIN ROAD BRIDGE REPLACEMENT PROJECT IN THE CITY OF NORMAN; DECLARING THE NECESSITY FOR ACQUIRING SAID PROPERTY FOR ROADWAY AND DRAINAGE PURPOSES; AND DECLARING AN EMERGENCY.

Councilmember Kovach moved that Resolution No. R-1213-140 be adopted, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. R-1213-140 dated May 20, 2013, by Kathryn Walker, Assistant City Attorney
2. Resolution No. R-1213-140 with Exhibit A, Parcel 2 legal description; Exhibit B, Parcel 2.1 legal description; and Exhibit C, Parcel 2.2 legal description
3. Location map
4. Power Point presentation for Property Acquisition for Road Projects, Item No. 49, Resolution No. R-1213-140, Franklin Road Bridge Project

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney
2. Mr. Harold Heiple, 218 East Eufaula Avenue, made comments
3. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the property owners

and the question being upon adopting Resolution No. R-1213-140, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-140 was adopted.

* * * * *

Item 50, being:

RESOLUTION NO. R-1213-141: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING THE NECESSITY FOR ACQUIRING CERTAIN REAL PROPERTY, MORE PARTICULARLY HEREINAFTER DESCRIBED, ALL WITHIN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, FOR THE PURPOSE OF THE CEDAR LANE ROAD WIDENING PROJECT IN THE CITY OF NORMAN; DECLARING THE NECESSITY FOR ACQUIRING SAID PROPERTY FOR ROADWAY AND PURPOSES; AND DECLARING AN EMERGENCY.

Councilmember Kovach moved that Resolution No. R-1213-141 be adopted, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. R-1213-141 dated May 20, 2013, by Kathryn Walker, Assistant City Attorney
2. Resolution No. R-1213-141 with Exhibit A, Parcel 2.0 legal description; Exhibit B, Parcel 2.1 legal description; Exhibit C, Parcel 3.0 legal description; Parcel 3.1, legal description; Exhibit E, Parcel 3.2, legal description; Exhibit F, Parcel 3.3, legal description; Exhibit G, Parcel 3.4, legal description; Exhibit H, Parcel 4.0, legal description; Exhibit I, Parcel 4.1, legal description; Exhibit J, Parcel 5.0, legal description; Exhibit K, Parcel 5.1, legal description; Exhibit L, Parcel 6.0, legal description; Exhibit M, Parcel 6.1, legal description; Exhibit N, Parcel 7.0, legal description; Exhibit O, Parcel 7.1; Exhibit P, Parcel 7.2; Exhibit Q, Parcel 8.0; Exhibit R, Parcel, 8.1; Exhibit S, Parcel 8.2; Exhibit T, Parcel 8.3; and Exhibit U, Parcel 14.0
3. Parcels Identified for possible condemnation, Cedar Lane Widening Project
4. Location map
5. Power Point presentation for Property Acquisition for Road Projects, Item No. 50, Resolution No. R-1213-141, Cedar Lane Widening Project

Item 50, continued:

Participants in discussion
1. Ms. Kathryn Walker, Assistant City Attorney

and the question being upon adopting Resolution No. R-1213-141, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-141 was adopted.

* * * * *

Item 51, being:

RESOLUTION NO. R-1213-113: 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-1213-9, SO AS TO PLACE PART OF THE WEST HALF OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 8 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE MEDIUM DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE INDUSTRIAL DESIGNATION. (SOUTH SIDE OF IMHOFF ROAD APPROXIMATELY 900 FEET EAST OF CLASSEN BOULEVARD)

Councilmember Kovach moved that Resolution No. R-1213-113, Land Use Plan Amendment No. LUP-1213-9, be postponed until June 11, 2013, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record
1. Text File No. R-1213-113 dated March 13, 2013, by Jane Hudson, Principal Planner
2. Resolution No. R-1213-113, Land Use Plan Amendment No. LUP-1213-9
3. Location map
4. Staff Report dated April 11, 2013, not supporting the request
5. Predevelopment Summary Case No. PD-13-04 dated February 28, 2013, for Breckenridge Land Acquisition d/b/a Aspen Heights located on the south side of Imhoff Road approximately 420 feet east of Classen Boulevard
6. Pertinent excerpts from Planning Commission minutes of April 11, 2013
7. Email requesting postponement dated May 28, 2013, from Sean Paul Rieger, attorney representing the applicant

and the question being upon postponing Resolution No. R-1213-113, Land Use Plan Amendment No. LUP-1213-9, until June 11, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-113, Land Use Plan Amendment No. LUP-1213-8, was postponed until June 11, 2013.

* * * * *

Item No. 52, being:

CONSIDERATION OF ORDINANCE NO. O-1213-41 UPON SECOND AND FINAL READING: 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 WEST HALF OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 8 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA; IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (SOUTH SIDE OF IMHOFF ROAD APPROXIMATELY 900 FEET EAST OF CLASSEN BOULEVARD)

Ordinance No. O-1213-41 having been Introduced and adopted upon First Reading by title in City Council's meeting of May 14, 2013, Councilmember Kovach moved that Ordinance No. O-1213-40 be postponed until June 11, 2013, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. O-1213-41 dated March 14, 2013, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-41
3. Location map
4. Revised PUD Narrative submitted March 11, 2013, prepared by Sean Paul Rieger, the Rieger Law Group, with Exhibit A, Proposed Preliminary Plat; Exhibit B, Proposed Preliminary Site Development Plan and Landscape Plan; Exhibit C, Calculations of Intensity of Uses; and Exhibit D, Proposed Open Space Area
5. Staff report dated April 11, 2013
6. Protest and Support Map containing 40.4% protest and 6.0% support within notification area
7. Letter of protest filed April 8, 2013, by a concerned citizen (name illegible) to City Clerk of Norman, Oklahoma, and Planning Commission
8. Letter of protest filed April 4, 2013, by George R. Wilson, President, Hitachi Computer Products (America), Inc., to Norman Planning Commission
9. Letter of supposed filed April 8, 2013, from Helen and Olan Todd to City of Norman City Council, Planning Commission, Planning and Community Development Department, and Other Interested Parties
10. Letter of protest filed April 8, 2013, from Gail Armstrong and Gary Armstrong, Property Owners, G&G Development, L.L.C., to Norman Planning Commission
11. Pertinent excerpts from Planning Commission minutes of April 11, 2013
12. Email requesting postponement dated May 28, 2013, from Sean Paul Rieger, attorney representing the applicant

and the question being upon postponing Ordinance No. O-1213-41 until June 11, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-41 was postponed until June 11, 2013.

* * * * *

Item 53, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR ASPEN HEIGHTS ADDITION, A PLANNED UNIT DEVELOPMENT. (GENERALLY LOCATED ON THE SOUTH SIDE OF IMHOFF ROAD APPROXIMATELY ONE-FOURTH MILE EAST OF CLASSEN BOULEVARD/HIGHWAY 77.

Councilmember Kovach moved that the preliminary plat for Aspen Heights Addition, a Planned Unit Development, be postponed until June 11, 2013, which motion was duly seconded by Councilmember Spaulding;

Item 53, continued:

Items submitted for the record

1. Text File No. PP-1213-16 dated March 14, 2013, by Ken Danner, Subdivision Manager, with Attachment A, Traffic Table
2. Location map
3. Preliminary plat
4. Staff Report dated April 11, 2013, recommending approval subject to the approvals of the NORMAN 2025 Land Use and Transportation Plan, LUP-1213-9, and Ordinance No. O-1213-41
5. City of Norman Development Review Form Transportation Impacts for Aspen Heights Preliminary Plat dated March 14, 2013, conducted by David R. Riesland, P.E., City Traffic Engineer
6. Preliminary site plan
7. Greenbelt Commission Final Comments dated February 18, 2013

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

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

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

* * * * *

Item 54, being

RESOLUTION NO. R-1213-148: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING THAT, DUE TO THE AMOUNT OF DEBRIS LEFT BY THE MAY 19, 2013, TORNADO, THE CITY OF NORMAN IS IN A STATE OF DEBRIS-RELATED PUBLIC HEALTH EMERGENCY AND IT IS IN THE PUBLIC INTEREST TO HAVE THE DEBRIS REMOVED FROM PRIVATE ROADS AND PRIVATE PROPERTY IN ORDER TO ELIMINATE IMMEDIATE THREATS TO LIFE, PUBLIC HEALTH, AND SAFETY, AND TO ELIMINATE THREATS OF SIGNIFICANT DAMAGE TO IMPROVED PROPERTY; AND TO ENSURE THE ECONOMIC RECOVERY OF THE AFFECTED COMMUNITY TO BENEFIT THE COMMUNITY-AT-LARGE.

Councilmember Kovach moved that Resolution No. R-1213-148 be adopted, which motion was duly seconded by Councilmember Williams;

Items submitted for the record

1. Text File No. R-1213-148 dated May 240, 2013, by Leah Messner, Assistant City Attorney
2. Resolution No. R-1213-148

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon adopting Resolution No. R-1213-148, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-148 was adopted.

* * * * *

Item 55, being:

CONSIDERATION OF THE DECLARATION OF TRAFFIC CONTROL EQUIPMENT REPLACED IN THE CITYWIDE TRAFFIC SIGNAL FLASHING YELLOW UPGRADE PROJECT AS SURPLUS AND/OR OBSOLETE AND OF AUTHORIZATION OF THE DONATION THEREOF TO THE CITY OF MOORE.

Councilmember Kovach moved that the equipment be declared to be surplus/obsolete and the donation thereof to the City of Moore be authorized, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record
1. Text File No. GID-1213-93 dated May 24, 2013, by Brenda Hall
2. Items to be declared surplus/obsolete

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

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

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

The Mayor declared the motion carried and the equipment declared to be surplus/obsolete; and the donation thereof to the City of Moore was authorized.

* * * * *

MISCELLANEOUS DISCUSSION

Disaster Plan. Ms. Jacy Crosbie, 204 Mountain Oaks Drive, suggested schools close at noon when there is an eminent threat of hazardous weather because forecasters usually give warnings several days in advance. She asked if new buildings being built by the City are being built with safe rooms, such as the new Fire Stations. She asked if Norman had a disaster plan to alert citizens what to do and where to go in the aftermath of a disaster. She felt citizens should be made aware of this plan and it should be placed on the City's website.

Councilmember Kovach suggested a Community Forum or a Council Committee discussion be held to discuss an emergency response plan. He said priorities such as requiring developers to build shelters with new homes and also requiring Federal Emergency Management Agency (FEMA) rated storm shelters for the City should be discussed. He said at this time, issues have not been resolved and questions have not been answered.

Councilmember Gallagher said the City should look at requiring an ordinance for developers to include garage storm shelters for new homes.

Councilmember Gallagher said the sirens went off several times during the recent tornado but there is no signal for "All Clear." He suggested this signal be implemented.

Mayor Rosenthal said she hoped Council would discuss the issue of being a Storm Conscious Community and that she would be asking the Oversight Committee to think about looking at policies and perhaps hosting a Public Forum to receive input.

*

Appreciation of Others. Mr. Evan Dunn, 1014 Missouri Street, said recently he felt it was his duty to stand up and advocate a belief or philosophy that should be heard. He said it is common for him to support City Staff and City Council because it is his moral duty and obligation as a member of the community. He has been at Council meetings for many late meetings and knows that City Staff works very hard. He said City Staff also attends many meetings and he has become acquainted with them in this way. He said every time he contacted a Councilmember, he has received a quick response. He said he had supported Mayor Rosenthal but he also liked her opponent. He appreciated the Mayor's ability to bring about a harmonized discussion with people from different backgrounds and with different philosophies. He said life might be cut short and it is important to be connected and engaged.

Miscellaneous Discussion, continued:

Appreciation of Others, continued.
Councilmember Jungman thanked Mr. Dunn for the kind words.

Councilmember Kovach said he appreciated what Mr. Dunn has said and agreed that it is wrong and very dangerous to label people because it allows people to dismiss them as human beings.

Councilmember Gallagher wished Mr. Dunn good luck and a good future.

*

Recoupment Costs for Cedar Lane. Mr. Steve Ellis, 633 Reed Avenue, said during the debate about recoupment, Councilmember Castleberry asked what the difference was between the proposal being offered by Mr. Sean Rieger, attorney for the property owners, and the Ordinance that outlines recoupment regulations. He said one element not addressed was that although division of unplatted land is allowed for the purposed of recoupment, it does lessen the odds for the return of recoupment costs. He said it is possible that if the north part of the parcel is cut off, the southern part can remain exactly as it is for the full time period which results in a loss of recoupment money. He said this should be taken into consideration before the Ordinance is amended.

*

Budget Explanation. Ms. Ann Gallagher, 1522 East Boyd Street, said she cannot respond to something that has not been explained properly and felt more information should be provided to the public.

*

Item 47, Preliminary Plat for Monterey Addition. Ms. Ann Gallagher, 1522 East Boyd Street, asked why the fence around the oil well site would not be installed until the area closest to it is platted. She said children are often heard saying they had been playing on construction sites. She voiced concerns about children having access to the well site area and asked that Staff look into getting a fence installed.

*

Reconsideration of Acceptance of Easements. Mr. Harold Heiple, 218 East Eufaula Avenue, attorney representing Heritage Fine Homes, L.L.C., and Anthony Mirzaie, asked for reconsideration of Item Nos. 13 through 19, 21-22, and 24-26. See details of the reconsideration immediately after Item 13.

*

May 19th and 20th Tornadoes. Councilmember Williams reminded everyone not to forget about all those who had been affected by the recent tornadoes. He said there are still many displaced people who need help. He thanked Mr. David Grizzle, Emergency Preparedness Coordinator; Mr. James Fullingim, Fire Chief; Mr. Keith Humphrey, Police Chief; and police and firefighters who helped push things along. He said City Staff stepped up to help the City of Moore and should be recognized for that. He said although the main focus has been the City of Moore, citizens in the Little Axe area have had lots of damage to their property and need help.

Councilmember Lockett thanked everyone for continuing what is called the "Oklahoma Standard." She said citizens of Moore have told her that responders came from all over the country and they were very impressed how Oklahomans stepped up.

Councilmember Spaulding said the storm victims should be kept in everybody's prayers. He said the Moore tornado has bigger numbers, more devastation, and more injuries and fatalities so it garners more attention. However; the property-to-property comparison shows that an individual in Moore did not lose any more than an individual in Little Axe. He urged citizens to see the devastation first hand because seeing it on television does not even compare. He said although some felt it was disrespectful to see people driving by the storm areas and taking pictures, on the other hand, people across the country have been able to see these pictures, which has resulted in donations and help from all over the United States. He thanked the media for trying to portray the devastation that was experienced in Moore and Norman. He said the media also commended the faith-based community for being there to help find victims, and provide food and shelter. He expressed his thanks to all of the churches who had helped during this time. He said Councilmember Williams also played a large part in recovery efforts in Little Axe and Moore.

Miscellaneous Discussion, continued:

May 19th and 20th Tornadoes, continued.
Councilmember Castleberry expressed appreciation for the tremendous outpouring the City of Norman and State of Oklahoma provided to victims of this tragedy.

Councilmember Kovach thanked the community and staff for their efforts in coming together to help the victims. He said the citizens of Oklahoma have the attitude that people can rise up without pulling other people down and he is very proud of that.

Councilmember Gallagher said he had a friend in Louisiana who regularly traveled with his church to disaster sites to help victims and he was now in Oklahoma. He said these types of people came from all over the country to help and commended the faith based groups for having a great spirit.

Mayor Rosenthal thanked all the first responders, faith-based groups, and the University of Oklahoma for providing housing for the displaced victims.

Mr. Steve Lewis, City Manager, said a Multi-Agency Resource Center had been mobilized at Little Axe Elementary School containing a combination of State, Federal, and Not-for-Profit Agencies. He said long-term services and relief from the Federal Emergency Management Agency (FEMA) and the State could be obtained at this resource center.

*

Condemnation of Property. Councilmember Spaulding said he did not like the idea of condemning and taking property. He said although the citizens approved the bond issue to widen Cedar Lane and other streets, there is a large contingency of voters who approved something that does not affect them personally. He said property owners have no say about a massive movement to approve a street project on their property.

*

Budget. Councilmember Castleberry expressed his disappointment about having only two comments during the public hearing on the $240 million City Budget. He said the budget would be discussed again on June 11th and is a very important issue. He said the General Fund Balance is in a dangerous position because more money is being spent than being taken in. He said Council and Staff have a plan to help alleviate some of these issues next year but not for the upcoming budget. He read excerpts of the Municipal Budget Act to Council and the audience.

*

Moment of Silence. Councilmember Gallagher said the moment of silence this evening for the victims of the recent tornadoes was very meaningful. He said in recognition of Memorial Day, he also added the 700,000 lost Americans in cemeteries throughout the world in wars fought to save other countries.

*

Storm Debris Pickup. Mr. Steve Lewis, City Manager, said the disaster contractor mobilized this weekend and began the process yesterday to clean up vegetative and construction debris in the affected area. He provided a slide showing a map of the tornado path that will be used as a guide in the collection efforts. He said the contractor is working 12-hour days, 7 days a week, from 6:00 a.m. to 6:00 p.m. and started at the west end of the tornado path and will proceed to the east end. He said the contractor will begin a second collection on June 11th. Those placing materials at the curb for pickup should separate the vegetative debris and the construction and demolition debris. He said information will be available on the City website and if anyone has questions, please contact the City's Action Center at 366-5396.

*

Drought Conditions. Mr. Steve Lewis, City Manager, said the City received periodic rainfall and cloudy days with moderate temperatures during the month of May. He said these factors have led citizens to believe Norman is out of the drought and that is not correct. He said Lake Thunderbird is two inches below the levels that is was at the same time last year.

*

Miscellaneous Discussion, continued:

West Nile Virus. Mr. Steve Lewis, City Manager, said there is standing water due to recent rains. He said Staff looked at the Mosquito Control Program and checked for West Nile Virus. He said Staff consulted with Cleveland County and the State Health Department and made changes to the program, which will prompt the City to provide additional spraying. He reminded residents to be aware of this issue.

*

High Density Public Meeting. Mayor Rosenthal announced that there is a High Density Open House on Thursday, May 30, 2013, at 6:00 p.m. that would start with a presentation of the High-Density ordinance and after the presentation there would be a time for citizens to ask questions.

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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 Williams; and the question being upon adjournment of the meeting, a vote was taken with the following result:

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

The Mayor declared the motion carried and the meeting was adjourned at 11:08 p.m.

ATTEST:

City Clerk

Mayor