

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

March 11, 2014

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session at the Norman Public Schools Administrative Services Center on the 11th day of March, 2014, at 6:30 p.m., and notice and agenda of the meeting were posted at the Norman Public Schools Administrative Center at 131 South Flood Avenue, the Norman Municipal Complex 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, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

ABSENT: None

The Pledge of Allegiance was led by Mayor Rosenthal.

* * * * *

Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL SPECIAL SESSION MINUTES OF FEBRUARY 18, 2014
CITY COUNCIL MINUTES OF FEBRUARY 25, 2014
NORMAN UTILITIES AUTHORITY MINUTES OF FEBRUARY 25, 2014
NORMAN MUNICIPAL AUTHORITY MINUTES OF FEBRUARY 25, 2014
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF FEBRUARY 25, 2014
CITY COUNCIL SPECIAL SESSION MINUTES OF MARCH 4, 2014

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

Items submitted for the record

1. Text File No. GID-1314-66 dated March 4, 2014, by Brenda Hall, City Clerk
2. City Council Special Session minutes of February 18, 2014
3. City Council minutes of February 25, 2014
4. Norman Utilities Authority minutes of February 25, 2014
5. Norman Municipal Authority minutes of February 25, 2014
6. Norman Tax Increment Finance Authority minutes of February 25, 2014
7. City Council Special Session minutes of March 4, 2014

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

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

* * * * *

Item 4, being:

PROCLAMATION NO. P-1314-12: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF MARCH 16 THROUGH 22, 2014, AS NATIONAL SURVEYORS WEEK IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1314-12 proclaiming the week of March 16 through 22, 2014, as National Surveyors Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Text File No. P-1314-12 dated February 24, 2014, by Brenda Hall, City Clerk
- 2. Proclamation No. P-1314-12

Participants in discussion

- 1. Mr. Steve Lemke, Principal, and Mr. Kelly Henderson, Senior Associate, Lemke Surveying Services, Inc., accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1314-12 proclaiming the week of March 16 through 22, 2014, as National Surveyors Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal
-------	--

NAYES:	None
--------	------

The Mayor declared the motion carried and receipt of Proclamation No. P-1314-12 proclaiming the week of March 16 through 22, 2014, as National Surveyors Week in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 5, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 6 through Item 23 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 23, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal
-------	--

NAYES:	None
--------	------

The Mayor declared the motion carried and Item 6 through Item 23 were placed on the consent docket by unanimous vote.

* * * * *

Item 6, being:

CONSIDERATION OF ORDINANCE NO. O-1314-34 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE LOTS SEVEN (7), EIGHT (8), AND NINE (9), IN BLOCK SIXTEEN (16), OF THE ORIGINAL TOWN OF NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE CO, SUBURBAN OFFICE COMMERCIAL DISTRICT, AND PLACE THE SAME IN THE R-3, MULTI-FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (213 EAST TONHAWA STREET)

Councilmember Kovach moved that Ordinance No. O-1314-34 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Griffith;

Item 6, continued:

Items submitted for the record

1. Text File No. O-1314-34 dated January 17, 2014, by Janay Greenlee, Planner
2. Ordinance No. O-1314-34
3. Location map
4. Staff Report dated February 13, 2014, recommendation approval
5. Site plan
6. Rendering
7. Observations Relative to the Ratios of Residential vs. Commercial and General Commentary for property located at 213 East Tonhawa submitted by the applicant
8. Pertinent excerpts from Planning Commission minutes of February 13, 2014

and the question being upon Introducing and adopting Ordinance No. O-1314-34 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1314-34 was Introduced and adopted upon First Reading by title.

* * * * *

Item 7, being:

CONSIDERATION OF ORDINANCE NO. O-1314-36 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE LOT 2, BLOCK 1, SHERWOOD SOUTH 2 ADDITION REPLAT, A REPLAT OF LOT 1, BLOCK 1, SHERWOOD SOUTH 2 ADDITION, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE C-1, LOCAL COMMERCIAL DISTRICT WITH SPECIAL USE FOR A CAR WASH, AND PLACE THE SAME IN THE RM-6, MEDIUM DENSITY APARTMENT DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (750 IMHOFF ROAD)

Councilmember Kovach moved that Ordinance No. O-1314-36 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1314-36 dated January 17, 2014, by Jane Hudson, Principal Planner
2. Ordinance No. O-1314-36
3. Location map
4. Staff Report dated February 13, 2014, recommending approval
5. Site plan
6. Pertinent excerpts from Planning Commission minutes of February 13, 2014

and the question being upon the Introduction and adoption of Ordinance No. O-1314-36 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1314-36 was Introduced, read, and adopted upon First Reading by title.

* * * * *

Item 8, being:

CONSIDERATION OF BID NO. 1314-33, NORMAN UTILITIES AUTHORITY'S APPROVAL OF CONTRACT NO. K-1314-97 WITH MILLER LAGOON SERVICE IN THE AMOUNT OF \$51,800, PERFORMANCE BOND NO. B-1314-74, AND STATUTORY BOND NO. B-1314-75 FOR REMOVAL AND LAND APPLICATION OF LIQUID BIOSOLIDS AT THE WATER RECLAMATION FACILITY.

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of \$51,800 be awarded to Miller Lagoon Service as the lowest and best bidder meeting specifications; Contract No. K-1314-97 and the performance and statutory bonds be approved; execution of the contract and bonds be authorized; and the filing of the bonds be directed, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1314-97 dated January 27, 2014, by Steve Hardeman, Water Reclamation Facility Superintendent
2. Tabulation of bids for removal and land application of approximately 2,000,000 gallons of liquid biosolids for the Water Reclamation Facility
3. Contract No. K-1314-97
4. Performance Bond No. B-1314-74
5. Statutory Bond No. B-1314-75

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

YEAS: Trustees Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$51,800 was awarded to Miller Lagoon Service as the lowest and best bidder meeting specifications; Contract No. K-1314-97 and the performance and statutory bonds were approved; execution of the contract and bonds was authorized; and the filing of the bonds was directed.

* * * * *

Item 9, being:

CONSIDERATION OF REQUEST FOR PROPOSAL NO. RFP-1314-44 AND APPROVAL OF CONTRACT NO. K-1314-124 WITH DOWNEY CONSTRUCTION, INC., IN THE AMOUNT OF \$91,870; PERFORMANCE BOND NO. B-1314-84; STATUTORY BOND NO. B-1314-85; MAINTENANCE BOND NO. MB-1314-78; AND PROJECT AGENT RESOLUTION NO. R-1314-107 FOR THE GRIFFIN PARK PARKING LOT EXPANSION PROJECT.

Councilmember Kovach moved that Request for Proposal No. RFP-1314-44 from Downey Construction, Inc., for the Griffin Park Parking Lot Expansion Project be accepted; Contract No. K-1314-124 in the amount of \$91,780 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized; the filing of the bonds be directed; and Resolution No. R-1314-107 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1314-124 dated March 3, 2014, by James Briggs, Park Planner
2. Tabulation of bids dated March 3, 2014, for the Griffin Park Parking Lot Expansion Project
3. Contract No. K-1314-124
4. Performance Bond No. B-1314-84
5. Statutory Bond No. B-1314-85
6. Maintenance Bond No. MB-1314-78
7. Resolution No. R-1314-107
8. Site and Grading Plan for Griffin Park Parking Lot

Item 9, continued:

and the question being upon accepting Request for Proposal No. RFP-1314-44 from Downey Construction, Inc., for the Griffin Park Parking Lot Expansion Project and upon the subsequent approval, authorization, directive, and adoption, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Request for Proposal No. RFP-1314-44 from Downey Construction, Inc., for the Griffin Park Parking Lot Expansion Project accepted; Contract No. K-1314-124 in the amount of \$91,780 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized; the filing of the bonds was directed; and Resolution No. R-1314-107 was adopted.

* * * * *

Item 10, being:

CONSIDERATION OF A FINAL PLAT FOR ST. JAMES PARK ADDITION, SECTION 6, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ON THE WEST SIDE OF 24TH AVENUE S.E. APPROXIMATELY ONE-HALF MILE SOUTH OF STATE HIGHWAY NO. NINE)

Councilmember Kovach moved that the final plat for St James Park Addition, Section 6, be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all requirement public improvements and receipt of a warranty deed for park land dedication requirements and a fee in the amount of \$2,729.85 for traffic impact fees; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. FP-1213-35 dated March 14, 2013, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated April 11, 2013, recommending approval
5. Revised preliminary plat
6. Pertinent excerpts from Planning Commission minutes of April 11, 2013

and the question being upon approving the final plat for St James Park Addition, Section 6, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the final plat for St James Park Addition, Section 6, approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all requirement public improvements and receipt of a warranty deed for park land dedication requirements and a fee in the amount of \$2,729.85 for traffic impact fees, and the filing of the final plat was directed.

* * * * *

Item 11, being:

CONSIDERATION OF A FINAL PLAT FOR SOONER LEGENDS ADDITION, A REPLAT OF DICKERSON NO. 1 ADDITION, ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN, AND DEFERRAL OF ALLEY PAVING IMPROVEMENTS. (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST LINDSEY STREET BETWEEN 24TH AVENUE S.W. AND I-35)

Councilmember Kovach moved that the final plat for Sooner Legends Addition, a replat of Dickerson No. 1 Addition, and deferral of alley paving improvements be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all requirement public improvements and receipt of \$8,692.80 within ten days for deferral of alley paving improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. FP-1314-7 dated February 24, 2014, by Ken Danner, Subdivision Manager
2. Location map
3. Development Committee Application dated February 26, 2014, from Dwight H. Butler, P.E., Anchor Engineering, L.L.C. for Lot 1, Block 1, Sooner Legends Addition
4. Development Committee Staff Report dated February 26, 2014, recommending approval
5. Final plat
6. Site plan
7. Preliminary plat
8. Memorandum dated February 20, 2014, from Shawn O'Leary, Director of Public Works, to Development Committee
9. Engineer's Estimate in the amount of \$8,692.80

and the question being upon approving the final plat for Sooner Legends Addition, a replat of Dickerson No. 1 Addition, and deferral of alley paving improvements and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the final plat for Sooner Legends Addition, a replat of Dickerson No. 1 Addition, and deferral of alley paving improvements approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all requirement public improvements and receipt of \$8,692.80 within ten days for deferral of alley paving improvements, and the filing of the final plat was directed.

* * * * *

Item 12, being:

CONSIDERATION OF ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$9,000 FROM THE STATE OF OKLAHOMA OFFICE OF HOMELAND SECURITY FOR THE POLICE DEPARTMENT TO PROVIDE SALARY BENEFITS AND TRAINING FOR THE CURRENT POLICE INTELLIGENCE ANALYST POSITION, APPROVAL OF CONTRACT NO. K-1314-120, WITH A DEPOSIT INTO THE HOMELAND SECURITY REVENUE ACCOUNT.

Councilmember Kovach moved that a grant in the amount of \$9,000 from the State of Oklahoma Office of Homeland Security for the Police Department be accepted; Contract No. K-1314-120 be approved; the execution thereof be authorized; and, upon receipt of funds, Other Revenue/Homeland Security (022-0000-331.13-52) be increased by \$9,000; and \$5,000 be appropriated to Full-time Salaries (022-6040-421.20-01), \$1,000 to Other Supplies/Materials/Miscellaneous (022-6040-421.31-99), and \$3,000 to Employee Travel/Workshops & Seminars (022-6040-421.46-04), which motion was duly seconded by Councilmember Griffith;

Item 12, continued:

Items submitted for the record

1. Text File No. K-1314-120 dated February 28, 2014, by Jim Spearman, Professional Standards
2. Contract No. K-1314-120 with Schedule "A", memorandum dated February 14, 2014, from Kim Edd Carter, Director, State of Oklahoma Office of Homeland Security, to Cindy S. Rosenthal, Mayor; Schedule "B", Subgrantee Award Document in the amount of \$9,000; Schedule 1, Oklahoma Office of Homeland Security Grant Program Sub-Grant Award Terms and Conditions; Schedule 2, Certifications Regarding Lobbying, Debarment, Suspension, and Other Responsibility Matters, and Drug-Free Workplace Requirements; and Schedule 3, Signature Authorization

Participants in discussion

1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions
2. Mr. Keith Humphrey, Police Chief

and the question being upon accepting a grant in the amount of \$9,000 from the State of Oklahoma Office of Homeland Security for the Police Department and upon the subsequent approval, authorization, increase and appropriation, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a grant in the amount of \$9,000 from the State of Oklahoma Office of Homeland Security for the Police Department accepted; Contract No. K-1314-120 was approved; the execution thereof was authorized; and, upon receipt of funds, Other Revenue/Homeland Security (022-0000-331.13-52) was increased by \$9,000 and \$5,000 was appropriated to Full-time Salaries (022-6040-421.20-01), \$1,000 to Other Supplies/Materials/Miscellaneous (022-6040-421.31-99), and \$3,000 to Employee Travel/Workshops & Seminars (022-6040-421.46-04).

* * * * *

Item 13, being:

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT FROM ALEXANDER DENNY IN THE AMOUNT OF \$2,156.23 FOR PROPERTY DAMAGE ARISING FROM A VEHICLE ACCIDENT ON INTERSTATE 35 NEAR ROBINSON STREET TO BE DEPOSITED INTO THE RISK MANAGEMENT REIMBURSEMENT ACCOUNT.

Councilmember Kovach moved that the City Attorney's recommendation be approved, payment in the amount of \$2,156.23 be accepted from Alexander Denny; and Reimbursements/Refunds/Miscellaneous Risk Management (043-0000-367.12-64) be increased by \$2,156.23, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1314-63 dated March 5, 2014, by Kristina Bell, Assistant City Attorney

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

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; payment in the amount of \$2,156.23 was accepted from Alexander Denny and Reimbursements/Refunds/Miscellaneous Risk Management (043-0000-367.12-64) was increased by \$2,156.23.

* * * * *

Item 14, being:

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT FROM THOMAS BRADLEY WAITMAN IN THE AMOUNT OF \$20,000 FOR PROPERTY DAMAGE ARISING FROM A VEHICLE ACCIDENT ON INTERSTATE 35 NEAR INDIAN HILLS ROAD TO BE DEPOSITED INTO THE RISK MANAGEMENT REIMBURSEMENT ACCOUNT.

Councilmember Kovach moved that the City Attorney's recommendation be approved, payment in the amount of \$20,000 be accepted from Thomas Bradley Waitman, and Reimbursements/Refunds/Miscellaneous Risk Management (043-0000-367.12-64) be increased by \$20,000, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1314-67 dated March 5, 2014, by Kristina Bell, Assistant City Attorney

Participants in discussion

1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions
2. Mr. Jeff Bryant, City Attorney

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

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; payment in the amount of \$20,000 was accepted from Thomas Bradley Waitman and Reimbursements/Refunds/Miscellaneous Risk Management (043-0000-367.12-64) was increased by \$20,000.

* * * * *

Item 15, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1112-54: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND JACKSON & JACKSON ENGINEERING, INC., INCREASING THE CONTRACT AMOUNT BY \$1,600 FOR A REVISED CONTRACT PRICE OF \$23,600 TO PROVIDE ADDITIONAL SURVEYING SERVICES FOR THE DESIGN OF KENNEDY ELEMENTARY SCHOOL SAFE ROUTES TO SCHOOL PROJECT AGREEMENT NO. 1028 WITH THE OKLAHOMA DEPARTMENT OF TRANSPORTATION AND BUDGET APPROPRIATION FROM THE CAPITAL FUND.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1112-54 with Jackson & Jackson Engineering, Inc., increasing the contract amount by \$1,600 for a revised contract price of \$23,600 be approved, the execution thereof be authorized, and \$1,600 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TR0081, Safe Route School - Kennedy, Design (050-9082-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1112-54, Amendment No. One, dated February 25, 2014, by Mike Rayburn, Capital Projects Engineer
2. Amendment No. One to Contract No. K-1112-54
3. Contract No. K-1112-54 with Exhibit A, Engineer's Services; Exhibit B, Compensation Packet BC; Exhibit C, Standard Hourly Rates Schedule; Exhibit D, Notice of Acceptability of Work; Exhibit E, Amendment to the Owner-Engineer Agreement; and Amendment F, Insurance
4. Location maps

Participants in discussion

1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions
2. Mr. Angelo Lombardo, Transportation Engineer

Item 15, continued:

and the question being upon approving Amendment No. One to Contract No. K-1112-54 with Jackson & Jackson Engineering, Inc., increasing the contract amount by \$1,600 for a revised contract price of \$23,600 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1112-54 with Jackson & Jackson Engineering, Inc., increasing the contract amount by \$1,600 for a revised contract price of \$23,600 approved; the execution thereof was authorized and \$1,600 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TR0081, Safe Route School - Kennedy, Design (050-9082-431.62-01).

* * * * *

Item 16, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1213-161: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND TETRA TECH, INC., INCREASING THE CONTRACT AMOUNT BY \$24,420 FOR A REVISED CONTRACT AMOUNT OF \$274,066 TO PROVIDE ADDITIONAL ENGINEERING SERVICES FOR THE 12TH AVENUE S.E. WIDENING PROJECT FROM CEDAR LANE TO STATE HIGHWAY 9 FROM TWO TO FOUR LANES AND BUDGET APPROPRIATION FROM A SIGHT IMPROVEMENTS LIABILITY ACCOUNT.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1213-161 with Tetra-Tech, Inc., increasing the contract amount by \$24,420 for a revised contract price of \$274,066 be approved, the execution thereof be authorized, and \$33,477.13 be appropriated from Deposit/Sight Improvements/Cash (050-0000-229.24-11) to Project No. TR0191, 12th Avenue SE/Hwy 9-Cedar Lane, Construction (050-9552-431.61-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-161, Amendment No. One, dated February 11, 2014, by Josh Malwick, Capital Projects Engineer, with Attachment A, listing of developments and traffic impact fees
2. Amendment No. One to Contract No. K-1213-161 with attached Cost Proposal Breakdown

Participants in discussion

1. Mr. Scott Sturtz, City Engineer

and the question being upon approving Amendment No. One to Contract No. K-1213-161 with Tetra-Tech, Inc., increasing the contract amount by \$24,420 for a revised contract price of \$274,066 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1213-161 with Tetra-Tech, Inc., increasing the contract amount by \$24,420 for a revised contract price of \$274,066 approved; the execution thereof was authorized; and \$33,477.13 was appropriated from Deposit/Sight Improvements/Cash (050-0000-229.24-11) to Project No. TR0191, 12th Avenue SE/Hwy 9-Cedar Lane, Construction (050-9552-431.61-01).

* * * * *

Item 17, being:

CHANGE ORDER NO. ONE TO CONTRACT NO. K-1314-4: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND TRENT CONSTRUCTION, L.L.C, DECREASING THE CONTRACT BY \$10,973.92 FOR A REVISED CONTRACT AMOUNT OF \$299,005 FOR THE HIGHWAY 9 WATERLINE RELOCATION PHASE 1 PROJECT AND FINAL ACCEPTANCE OF THE PROJECT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Change Order No. One to Contract No. K-1314-4 with Trent Construction, L.L.C., decreasing the contract amount by \$10,973.92 for a revised contract price of \$299,005 be approved; the execution thereof be authorized; the project be accepted; and final payment in the amount of \$15,615.25 be directed to Trent Construction, L.L.C., which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1314-4, Change Order No. One, dated February 10, 2014, by Jim Speck, Capital Projects Engineer
2. Change Order No. One to Contract No. K-1314-4

and the question being upon Change Order No. One to Contract No. K-1314-4 with Trent Construction, L.L.C., decreasing the contract amount by \$10,973.92 for a revised contract price of \$299,005 and upon the subsequent authorization, acceptance, and directive, a vote was taken with the following result:

YEAS: Trustees Castleberry, Holman, Heiple,
Griffith, Jungman, Kovach, Miller,
Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and Change Order No. One to Contract No. K-1314-4 with Trent Construction, L.L.C., decreasing the contract amount by \$10,973.92 for a revised contract price of \$299,005 approved; the execution thereof was authorized; the project was accepted; and final payment in the amount of \$15,615.25 was directed to Trent Construction, L.L.C.

* * * * *

Item 18, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-1314-7 BETWEEN THE NORMAN UTILITIES AUTHORITY AND ASSOCIATED INDUSTRIES, INC. FOR THE WATER WELL HOUSE NUMBER 20 RECONSTRUCTION PROJECT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that the project be accepted and final payment in the amount of \$9,200 be directed to Associated Industries, Inc., which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1314-7, Final, dated February 20, 2014, by Chris Mattingly, Water Treatment Plant Superintendent

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

YEAS: Trustees Castleberry, Heiple, Holman,
Griffith, Jungman, Kovach, Miller,
Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and the project accepted; and final payment in the amount of \$9,200 was directed to Associated Industries, Inc.

* * * * *

Item 19, being:

CHANGE ORDER NO. ONE TO CONTRACT NO. K-1314-52: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND DOWNEY CONTRACTING, L.L.C., DECREASING THE CONTRACT BY \$658 FOR A REVISED CONTRACT PRICE OF \$258,962 FOR THE HIGHWAY 9 WATERLINE RELOCATION PHASE 2 PROJECT AND FINAL ACCEPTANCE OF THE PROJECT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Change Order No. One to Contract No. K-1314-52 with Downey Contracting, L.L.C., decreasing the contract amount by \$658 for a revised contract price of \$258,962 be approved; the execution thereof be authorized; the project be accepted; and final payment in the amount of \$12,948.10 be directed to Downey Contracting, L.L.C., which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1314-52, Change Order No. One, dated February 10, 2014, by Jim Speck, Capital Projects Engineer
2. Change Order No. One to Contract No. K-1314-52

Participants in discussion

1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions
2. Mr. Ken Komiske, Director of Utilities
3. Mr. Mark Campbell, Post Box 1501, asked questions

and the question being upon Change Order No. One to Contract No. K-1314-52 with Downey Contracting, L.L.C., decreasing the contract amount by \$658 for a revised contract price of \$258,962 and upon the subsequent authorization, acceptance, and directive, a vote was taken with the following result:

YEAS: Trustees Castleberry, Holman, Heiple, Griffith, Jungman, Kovach, Miller, Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and Change Order No. One to Contract No. K-1314-52 with Downey Contracting, L.L.C., decreasing the contract amount by \$658 for a revised contract price of \$258,962 approved; the execution thereof was authorized; the project was accepted; and final payment in the amount of \$12,948.10 was directed to Downey Contracting, L.L.C.

* * * * *

Item 20, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-1314-94 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SHAWNEE LIGHTING SYSTEMS, INC., FOR THE GRIFFIN PARK SOCCER FIELD LIGHTING PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of \$12,543.45 be directed to Shawnee Lighting Systems, Inc., which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1314-94, Final, dated March 4, 2014, by Mitch Miles, Park Planner

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

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$12,543.45 was directed to Shawnee Lighting Systems, Inc.

* * * * *

Item 21, being:

CONTRACT NO. K-1314-105: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND DUKE CONOCO PHILLIPS MIDSTREAM (DCP) IN THE AMOUNT OF \$76,785 FOR THE RELOCATION OF GAS PIPE LINE.

Councilmember Kovach moved Contract No. K-1314-105 with Duke Conoco Phillips Midstream in the amount of \$76,785 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1314-105 dated February 24, 2014, by Josh Malwick, Capital Projects Engineer
2. Contract No. K-1314-105 with Exhibit A, Partial Release, Amendment, and Ratification of Easement Agreement with Exhibit "A", legal description; Exhibit "A-1", Reserved Right-of-Way legal description; Exhibit "B", location map with attached Schedule "C", members of Cedar Lane, L.L.C., the Grantee and Pipeline Relocation Area; and Exhibit "C", Cost Estimate dated January 30, 2014, in the amount of \$76,785
3. Location map

and the question being upon approving Contract No. K-1314-105 with Duke Conoco Phillips Midstream in the amount of \$76,785 and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1314-105 with Duke Conoco Phillips Midstream in the amount of \$76,785 approved; and the execution thereof was authorized.

* * * * *

Item 22, being:

CONSIDERATION OF APPROVAL OF CONTRACT NO. K-1314-123 WITH FREDGREN QUALITY WORKS IN THE AMOUNT OF \$48,900, PERFORMANCE BOND NO. B-1314-81, STATUTORY BOND NO. B-1314-82, MAINTENANCE BOND NO. MB-1314-72, AND PROJECT AGENT RESOLUTION NO. R-1314-106 FOR THE HISTORICAL MUSEUM CARRIAGE HOUSE RENOVATION PROJECT.

Councilmember Kovach moved that Contract No. K-1314-123 with Fredgren Quality Works in the amount of \$48,900 and the performance, statutory, and maintenance bonds be approved; the execution of the contract and bonds be authorized; the filing of the bonds be directed; and Resolution No. R-1314-106 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1314-123 dated February 12, 2014, by James Briggs, Park Planner
2. Tabulation of bids dated February 11, 2014, for the Carriage House Renovation Project
3. Contract No. K-1314-123
4. Performance Bond No. B-1314-81
5. Statutory Bond No. B-1314-82
6. Maintenance Bond No. MB-1314-72
7. Resolution No. R-1314-106
8. Purchase Requisition No. 0000229979 dated February 17, 2014, in the amount of \$48,900 to Fredgren Quality Works, L.C.

Item 22, continued:

and the question being upon approving Contract No. K-1314-123 with Fredgren Quality Works in the amount of \$48,900 and the performance, statutory, and maintenance bonds and upon the subsequent authorization, directive, and adoption, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1314-123 with Fredgren Quality Works in the amount of \$48,900 and the performance, statutory, and maintenance bonds approved; the execution of the contract and bonds was authorized; the filing of the bonds was directed; and Resolution No. R-1314-106 was adopted.

* * * * *

Item 23, being:

CONTRACT NO. K-1314-125: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND REPUBLIC BANK AND TRUST TO SUBORDINATE A LIEN REGARDING FUNDS FROM THE HOME PARTNERSHIP PROGRAM FOR PROPERTY LOCATED AT 907 QUANAH PARKER TRAIL.

Councilmember Kovach moved Contract No. K-1314-125 with Republic Bank and Trust be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1314-125 dated February 27, 2014, by Linda Price, Revitalization Manager
2. Contract No. K-1314-125

Participants in discussion

1. Ms. Susan Connors, Director of Planning and Community Development

and the question being upon approving Contract No. K-1314-125 with Republic Bank and Trust and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Griffith, Jungman, Kovach,
Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1314-125 with Republic Bank and Trust approved; and the execution thereof was authorized.

* * * * *

Item 24, being:

CONSIDERATION OF ORDINANCE NO. O-1314-29 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 GRANT SPECIAL USE FOR PRIVATE SCHOOL/EARLY EDUCATION CENTER IN THE I-1, LIGHT INDUSTRIAL DISTRICT, FOR LOT 4, BLOCK 2, BROCE INDUSTRIAL PARK SECTION 2, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (2795 BROCE DRIVE)

Ordinance No. O-1314-29 having been Introduced and adopted upon First Reading by title in City Council's meeting of February 11, 2014, and Councilmember Kovach having moved in City Council's meeting of February 25, 2014, that Ordinance No. O-1314-29 be adopted upon Second Reading section by section, which motion having been duly seconded by Councilmember Griffith; thereupon, Ordinance No. O-1314-29 was postponed until March 11, 2014, with said motion on the floor;

Item 24, continued:

Items submitted for the record

1. Text File No. O-1314-29, dated December 16, 2013, and revised March 6, 2014, by Janay Greenlee, Planner
2. Ordinance No. O-1314-29 with Exhibit A, Revised Site Plan
3. Location map
4. Staff Report dated January 9, 2014, recommending denial
5. Norman Predevelopment Summary Case No. PD 13-32 dated December 19, 2013, for Thomas J. Rose d/b/a Rock Creek for property located at 2795 Broce Drive
6. Letter from Fred Goff, Director, Norman Music Institute, to Paul Maus, Mustard Seed Enterprises, Inc.
7. Protest area map containing 0.47% protest within notification area
8. Letter of protest received January 6, 2014, from Justin J. Cervi to Norman Planning Commission
9. Letter of support received January 6, 2014, from Amber Scovill to City of Norman
10. Letter of support received January 6, 2014, from Paula Rother to Whom It May Concern
11. Letter of support received January 6, 2014, from Rikki Cosper to City of Norman Planning Department
12. Letter of support received January 6, 2014, from Courtney Love to City of Norman Planning Department
13. Letter of support received January 6, 2014, from Sandra Wick to City of Norman
14. Petition of support received January 21, 2014, containing 44 signatures
15. Additional material submitted by the applicant received January 21, 2014, including a petition of support containing six signatures
16. Email dated April 30, 2013, from David Riesland, City Traffic Engineer to Bright Start
17. Community Christian School Newsletter dated February 6, 2014
18. Pertinent excerpts from Planning Commission minutes from January 9, 2014
19. Power Point Presentation entitled "Kinderberry Academy Request for Special Use Permit" for Norman City Council, February 25, 2014

Participants in discussion

1. Mr. Stephen McCaleb, Derryberry and Naifeh, 4800 North Lincoln Boulevard, Oklahoma City, attorney representing the applicant
2. Mr. Paul Maus, 4801 Two Lakes Avenue, applicant
3. Ms. Rikki Cosper, Operations Manager, Bright Start Early Education Center, 101 West Duffy Street
4. Ms. Diane Stephens, Community Christian School Board Member, 3002 Broce Drive, asked questions
5. Mr. Jay Cervi, 2614 Lauriston Drive, protestant
6. Mr. Austin Childers, 333 East Brooks Street, made comments
7. Mr. Kenneth Lance, 3251 72nd Avenue N.E., made comments
8. Ms. Brandy Madden, Post Office Box 63, Washington, Program Director, Bright Start Early Education Center
9. Mr. Bobby Stephens, Post Office Box 6226, asked questions
10. Mr. Mark Campbell, Post Office Box 1501, asked questions
11. Ms. Danielle Rowell, 2304 Carolyn Court, made comments
12. Ms. Susan Connors, Director of Planning and Community Development
13. Mr. Jeff Bryant City Attorney

and the question being upon adopting Ordinance No. O-1314-29 upon Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Griffith, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES:

Councilmembers Heiple and Kovach

The Mayor declared the motion carried and Ordinance No. O-1314-29 was adopted upon Second Reading section by section.

Item 24, continued:

Thereupon, Councilmember Kovach moved that Ordinance No. O-1314-29 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1314-29 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Castleberry, Griffith,
Holman, Jungman, Miller, Williams,
Mayor Rosenthal

NAYES: Councilmembers Heiple and Kovach

The Mayor declared the motion carried and Ordinance No. O-1314-29 was adopted upon Final Reading as a whole.

* * * * *

With concurrence of Council, Item 26 was considered before Item 25.

* * * * *

Item 26, being:

MISCELLANEOUS DISCUSSION

Zoning Definition for Private School. Ms. Joy Hampton, *The Norman Transcript*, 215 East Comanche Street, suggested that Staff and Council look at making amendments to the definition of a school for the zoning ordinance after tonight's lengthy discussion,

Mayor Rosenthal said that one of Council Committees could look at this issue.

*

Water Quality Issue in Bishop Creek. Mr. Steve Ellis, 633 Reed Avenue, said in 2012 members of The Friends of Bishop Creek group discovered a discharge into Bishop Creek from a property in Ward 4 that concerned them. He said the City investigated and an email from Scott Sturtz, City Engineer, reported that the property owner indicated that the discharge was coming from footing drains around the foundation of the house. He said in November of 2013 Friends of the Bishop Creek found the discharge had worsened and after investigation of the cleanouts at the residence by the City, gray water was discovered which Staff still considered a ground water issue. He said on March 6, 2014, the property owner called a plumber to investigate and discovered a leaking sewer pipe. He said despite numerous warnings including photographs, the City was not able to abate the nuisance. He said he was not satisfied with the response time. He asked why the City considered this a ground water issue the whole time until the sewage problem was discovered by the plumber, when did the City start taking water samples of the site and what were the results, and did the discovery of a gray water issue pose a code violation. He asked Staff had discovered what could be done better in the future to avoid this type of issue.

Mr. Steve Lewis, City Manager, asked Scott Sturtz, City Engineer, to address these questions and briefly summarize some of the results of what work had been done this week and some of the lessons learned. He said in a meeting today, Staff had worked to identify ways to that this might have been sooner.

Mr. Scott Sturtz, City Engineer, thanked The Friends of Bishop Creek, for the work they do in the Bishop Creek watershed and said what has been accomplished is a direct result of their efforts. He said the plumbing service line was an underground pipe with nothing above ground that could have been investigated, which inherently made it more complicated. He said contact was made with the property owner in July and August of 2012 when it was indicated that this was a footing drain and this was consistent with the visual inspection because the water was clear. He said a footing drain discharge is allowable under the State of Oklahoma Department of Environmental Quality (ODEQ) guidelines. Periodic visual inspections were made and nothing alerted them that anything had changed. He said Staff was again contacted in November 2013 by Friends of Bishop Creek about a suspicious discharge. Staff inspected the property and it was noted that there had been some cleanouts installed and work done and a discharge was identified that contained some fibrous material and the smell of detergent and was investigated as a gray water illicit discharge. He said numerous inspections were made at this property and at no time was human waste seen in a visual inspection. He said in January 2014, The Friends of Bishop Creek asked for another inspection. Staff tried multiple times to obtain a sample of what was coming from the sanitary sewer pipe but since the sample must be obtained when the pipe is flowing, no sample could be obtained. He

Miscellaneous Discussion, continued:

Water Quality Issue in Bishop Creek, continued.

said Staff contacted a Water Quality Group in Oklahoma City for assistance to provide something that would help them obtain a sample and on February 27th, the correct sampling methods were delivered to Staff and were installed on March 3rd. However, the sample was not obtained because there were repairs done at the property on March 6th which removed the apparatus from the pipe. He said samples were taken from Bishop Creek on March 3rd and 6th upstream and downstream and tested for E. Coli, which would indicate human waste and the tests were inconclusive. He said a gray water illicit discharge is not a code violation so the Code Enforcement Department could not investigate it and the issue was referred to the Stormwater Division. He said this was obviously not a good situation and Staff takes any and all discharges seriously and tries to alleviate them as quickly as possible. He said Staff was actively working this case, multiple days and trips to try to solve the issue; however, Staff recognizes that could have been better and as part of that, it was decided that earlier contact with the property owner will be done in the future.

Councilmember Kovach asked if the new sampling techniques will be used in the future. Mr. Sturtz said yes, Staff is looking on obtaining these to be used when a suspicious discharge is reported. Councilmember Kovach asked if the complaint was made and then the homeowner was contacted to make repairs. Mr. Sturtz said the Action Center was contacted with a report of suspicious discharge which was forwarded to the Stormwater Division and then the property owner was contacted.

Councilmember Williams asked if the reason this was not worked by Code Compliance was because of the expertise required in this sort of issue. Mr. Sturtz said because it was an illicit discharge and that falls under the guidelines of the State of Oklahoma Stormwater Permit.

Councilmember Castleberry asked if it was the homeowner's pipe or the City's pipe. Mr. Sturtz said there is a sump pump in the back yard of this property that pumps the discharge through a two-inch line under Bishop Creek and back up to the sanitary sewer line, so all of this line is actually the property owner's service line.

Mayor Rosenthal commended The Friends of Bishop Creek because they are a volunteer group that has cleared out several stretches of Bishop Creek and keep it monitored. She said they are dedicated to making sure that we take care of our creeks.

*

Striping on Rural Roads. Mr. Bobby Stevens, Post Office Box 6226, said he had spoken at the last Council meeting about striping and signage on rural roads considered to be alternative routes when traffic is rerouted on Highway 9 between 84th Avenue S.E. and 156th Avenue S.E. He said these roads are narrow and already experience heavy truck traffic. He said he had received no response and would like someone to provide him an answer and wanted to know who would answer questions about public safety.

Mr. Steve Lewis, City Manager, asked Staff to look at this issue and follow-up with Mr. Stevens within the next few days.

Mayor Rosenthal said there are many of the City's functions are public safety related, they could be in either the Public Works Department, Police Department, or Fire Department. She urged citizens when they are unsure who to contact to call the City Manager's Office or their City Councilmember and someone would follow up.

*

Sidewalks on I-35 Overpass on Robinson Street. Mr. Mark Campbell, Post Office Box 1501, said the condition of the sidewalk on the south side of the I-35 Overpass on Robinson is in bad condition because there are multiple cutouts along the footings of the barrier between the traffic and the sidewalk and gravel and debris are forced in these holes. He said the streets are swept but the sidewalks are not. He said mud, ice, and debris linger on this side and it is almost impossible for walkers to use it. He asked if the I-35 construction project included a design that would keep this from occurring.

Mr. Steve Lewis, City Manager, asked Staff to look at this issue and follow-up with Mr. Campbell within the next few days.

*

Miscellaneous Discussion, continued:

Code Violations in Neighborhoods. Mr. Mark Campbell, Post Office Box 1501, encouraged City Council candidates to notice code violations in neighborhoods when they are walking in their wards.

*

Harmony in the Community. Mr. John Shaw expressed concerns about harassment and gossiping in public and calling attention to disagreements. He said he was concerned about people creating disharmony in the community. He said pointing out individuals who were poverty stricken and trying to label them was not good. He said speaking of spiritual matters with people we do not have a personal relationship should be discouraged.

*

Beans and Cornbread Dinner. Mr. Bill Hickman, 517 Macy Street, announced the American Legion would be having a Beans and Cornbread Dinner on Saturday, March 22, 2014, at 605 East Main Street to support the veterans and invited everyone to attend. He said the tickets were \$6.00 each and he had tickets with him this evening for sale if anyone was interested.

*

Norman Chamber of Commerce Candidate Forum. Mr. Evan Dunn, Post Office Box 3101, said he attended the Candidate forum on Wednesday, March 10, 2014, at the Norman Chamber of Commerce and loved to see that type of community discussion.

*

Planting Gardens. Mr. Evan Dunn, Post Office Box 3101, said this community has many resources and there should be some way to use those resources to enhance the value of this community. He said one way would be to help others and work together to plant gardens because this would teach children about the source of food and fuel, and how to manage our green space. He said more trees could be planted.

*

Street Sweeping. Mr. Roger Gallagher, 1522 East Boyd Street, said it seems that when the City puts the mixture of salt and sand on the streets during inclement weather, it is slow to be cleaned up. He said a few years ago, the City paid for extra street sweeping and asked if there is a log or schedule kept of what streets are serviced. He said also now there are an abundance of leaves in the street.

Mr. Steve Lewis, City Manager, asked Staff to look at this issue and follow-up with Mr. Gallagher within the next few days.

*

Ward 2 and Ward 4 Meeting. Councilmembers Kovach and Jungman announced a Ward Meeting for Wards 2 and 4 on Wednesday, March 12, 2014, in City Council Chambers at 6:30 p.m. Councilmember Kovach said questions would be answered about the Public Safety Sales Tax Election and everyone was invited.

*

Thanks to Ward 5 Residents. Councilmember Miller thanked Ward 5 residents for attending the Ward Meeting on Monday, March 10th, at 6:00 p.m. at Fire Station No. 9 and said she appreciated Chief Keith Humphrey and Chief James Fullingim for providing information about the Public Safety Sales Tax Election. She also thanked Chief Fullingim for providing a tour of the new facility.

*

Phosphates in Fertilizer. Councilmember Williams said he was in the process of having fertilizer applied to his lawn and when he asked about the phosphates in the fertilizer, he found that his contractor was using fertilizer with phosphates and had been totally unaware of the new ordinance because he was new to the area. He was successful in getting the proper fertilizer applied to his lawn and asked citizens to remind their contractors of this.

*

Miscellaneous Discussion, continued:

Norman Students Excel. Councilmember Castleberry announced the Norman North Pom Squad won the National Championship this year and the Whittier Sixth Grade Botball Team won the Regional Championship this past week. He said when Norman students compete on a national level for any sport or club, they excel and he commended coaches, teachers, parents, and students for their commitment and for doing an outstanding job.

Thanks to Public Works Department. Councilmember Griffith thanked Scott Sturtz, City Engineer, and staff for their rapid response with several constituent issues.

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

Vote on April 1. Councilmember Holman reminded citizens to vote on April 1, 2014, for City Councilmembers for Wards 2, 4, and 6 and for the Public Safety Sales Tax issue.

Ward 7 Meeting. Councilmember Holman said he is working on scheduling a Ward 7 meeting before the April 1st Election. He said topics at the meeting would be an update of upcoming road projects and Public Safety Sales Tax information.

Thanks for Attendance. Councilmember Holman thanked those who attended tonight's meeting.

*

City Manager's Report

Lindsey Street Public Meeting To Be Rescheduled. The Lindsey Street Public Meeting originally scheduled Monday, March 3rd at 6:00 p.m. at Sooner Legends was cancelled due to inclement weather. The Meeting has been rescheduled for Thursday, April 3rd, from 6:00 p.m. to 8:00 p.m. at Sooner Legends. This meeting will focus on the results of the Environmental Assessment for Lindsey Street and the process of property acquisition for the Lindsey Street Bond Project. He said all interested property owners and citizens were invited to attend.

Training to Multi-Family to Property Managers. During the month of February the Police Department conducted additional training to property managers for multi-family housing projects. This project started in 2011 and there have been approximately 12 properties that have participated. Recently five more properties have joined the list, three traditional apartment communities and two condominium projects.

* * * * *

With concurrence of Council, Item 26 was considered before Item 25.

* * * * *

Item 25, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(1) IN ORDER TO EVALUATE THE CITY MANAGER AS REQUIRED BY SECTION 5(A) OF CONTRACT NO. K-0708-32.

Councilmember Kovach moved that the City Council meeting be adjourned out of and an Executive Session be convened into in order to evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32, which motion was duly seconded by Councilmember Griffith; and the question being upon adjourning out of the City Council meeting and convening into an Executive Session in order to discuss to evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Council meeting adjourned out of and an Executive Session was convened into in order to evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32.

The City Council adjourned into Executive Session at 8:57 p.m. Mr. Steve Lewis, City Manager; was in attendance at the Executive Session for evaluation of the City Manager as required by Section 5(A) of Contract No. K-0708-32.

Thereupon, Councilmember Kovach moved that the Executive Session be adjourned out of and the Council meeting be reconvened, which motion was duly seconded by Councilmember Griffith; and the question being upon adjourning out of Executive Session and upon the subsequent reconvening, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Executive Session adjourned out of; and the Council meeting was reconvened at 10:40 p.m.

The Mayor said the City Manager was evaluated as required by Section 5(A) of Contract No. K-0708-32 was discussed in Executive Session. No action was taken and no votes were cast.

ADJOURNMENT

There being no further business, Councilmember Castleberry 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:

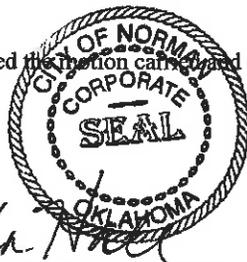
YEAS: Councilmembers Castleberry, Heiple, Holman, Griffith, Jungman, Kovach, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 10:41 p.m.

ATTEST:

Forenda Miller
City Clerk



Cindy Rosenthal
Mayor