

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

March 8, 2016

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 on the 8th day of March, 2016, at 6:30 p.m., and notice and agenda of the meeting were posted at the Norman Municipal Complex at 201 West Gray Street and at the Norman Public Library at 225 North Webster Avenue 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Castleberry, Heiple,
Holman, Lang, Miller, Williams, Mayor
Rosenthal

ABSENT: Councilmembers Allison and Jungman

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSENT DOCKET

Councilmember Williams moved that Item 4 through Item 15 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Lang; and the question being upon the placement on the consent docket by unanimous vote of Item 4 through Item 15, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Lang, Miller, Williams, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 4 through Item 15 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL FINANCE COMMITTEE MINUTES OF NOVEMBER 12, 2015
CITY COUNCIL FINANCE COMMITTEE MINUTES OF JANUARY 14, 2016
CITY COUNCIL CONFERENCE MINUTES OF FEBRUARY 9, 2016
CITY COUNCIL STUDY SESSION MINUTES OF FEBRUARY 16, 2016
CITY COUNCIL MINUTES OF FEBRUARY 23, 2016
NORMAN UTILITIES AUTHORITY MINUTES OF FEBRUARY 23, 2016
NORMAN MUNICIPAL AUTHORITY MINUTES OF FEBRUARY 23, 2016
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF FEBRUARY 23, 2016

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

Items submitted for the record

1. Text File GID-1516-48 dated February 25, 2016, by Brenda Hall, City Clerk
2. City Council Finance Committee minutes of November 12, 2016
3. City Council Finance Committee minutes of January 14, 2016
4. City Council Conference minutes of February 9, 2016
5. City Council Study Session minutes of February 16, 2016
6. City Council minutes of February 23, 2016
7. Norman Utilities Authority minutes of February 23, 2016
8. Norman Municipal Authority minutes of February 23, 2016
9. Norman Tax Increment Finance Authority minutes of February 23, 2016

Item 4, continued:

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, Lang, Miller, 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 AWARDING OF BID 1516-36, APPROVAL OF CONTRACT K-1516-86 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND JORDAN CONTRACTORS, INC., IN THE AMOUNT OF \$1,725,750, PERFORMANCE BOND B-1516-38, STATUTORY BOND B-1516-39, AND MAINTENANCE BOND MB-1516-26 FOR THE WOODCREST INTERCEPTOR PROJECT AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Acting as the Norman Utilities Authority, Trustee Williams moved that all bids meeting specifications be accepted; the bid in the amount of \$1,725,750 be awarded to Jordan Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1516-86 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized and the Norman Utilities Authority as part of the contract be further authorized to pay subcontractors for equipment and supplies for the Woodcrest Interceptor Project; the filing of the bonds be directed; and \$312,924 be transferred from Project WW0303, Lift Station D Expansion, Construction, (322-9382-432.61-01) to Project WW0120, Woodcrest Interceptor Improvements, Construction (322-9048-432.61-01), which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1516-86 dated February 12, 2016, by Charlie Thomas, Capital Projects Engineer
2. Location map
3. Engineer's Recommendation dated February 17, 2016, from Thomas A. Harris, P.E., Senior Project Manager, RJN Group, Inc., to Mr. Charlie Thomas, Norman Utilities Authority
4. Contract K-1516-86
5. Performance Bond B-1516-38
6. Statutory Bond B-1516-39
7. Maintenance Bond MB-1516-26
8. Purchase Requisition 0000260820 dated February 15, 2016, in the amount of \$1,725,750 to Jordan Contractors, Inc.

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

YEAS: Trustees Castleberry, Heiple, Holman, Lang, Miller, Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and that all bids meeting specifications accepted; the bid in the amount of \$1,725,750 was awarded to Jordan Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1516-86 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized and the Norman Utilities Authority as part of the contract was further authorized to pay subcontractors for equipment and supplies for the Woodcrest Interceptor Project; the filing of the bonds was directed; and \$312,924 was transferred to Project WW0303, Lift Station D Expansion, Construction, (322-9382-432.61-01) to Project WW0120, Woodcrest Interceptor Improvements, Construction (322-9048-432.61-01).

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Item 6, being:

CONSIDERATION OF A NORMAN RURAL CERTIFICATE OF SURVEY COS-1415-2 FOR TERRA VERDE AND ACCEPTANCE OF EASEMENT E-1516-31. (GENERALLY LOCATED ON THE SOUTH SIDE OF POST OAK ROAD APPROXIMATELY ONE-HALF MILE EAST OF 60TH AVENUE S.E.)

Councilmember Williams moved that Norman Rural Certificate of Survey COS-1415-2 for Terre Verde be approved, Easement E-1516-31 be accepted, and the filing of the certificate of survey and easement with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File COS-1415-21 dated August 19, 2014, by Ken Danner, Subdivision Development Manager
2. Location map
3. Norman Rural Certificate of Survey COS-1415-2
4. Easement E-1516-31
5. Planning Commission Staff Report dated September 11, 2014, recommending approval
6. Greenbelt Commission final comments dated August 18, 2014
7. Pertinent excerpts from Planning Commission minutes of September 11, 2014

and the question being upon approving Norman Rural Certificate of Survey COS-1415-2 and upon the subsequent acceptance and directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Norman Rural Certificate of Survey COS-1415-2 approved; Easement E-1516-31 was accepted and the certificate of survey and easement with the Cleveland County Clerk were directed.

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Item 7, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR SPRINGS AT GREENLEAF TRAILS ADDITION, SECTION 2, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED EAST OF 12TH AVENUE N.W. ON THE SOUTH SIDE OF TECUMSEH ROAD)

Councilmember Williams moved that the final site development plan and final plat for Springs at Greenleaf Trails Addition, Section 2, a Planned Unit Development, 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 required public improvements and receipt of a traffic impact fee in the amount of \$12,320.64 and a warranty deed for private park land to the Property Owners Association; and the filing of the final plat and final site development plan be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1516-15 dated February 17, 2016, by Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Preliminary plat
5. Development Committee Staff Report dated October 9, 2015, recommending approval
6. Application for Development Committee Action dated October 8, 2015, from Sweetgrass Partners, L.L.C., for Springs at Greenleaf Trails Addition, Section 2, a Planned Unit Development

Item 7, continued:

and the question being upon approving the final site development plan and final plat for Springs at Greenleaf Trails Addition, Section 2, a Planned Unit Development, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the final site development plan and final plat for Springs at Greenleaf Trails Addition, Section 2, a Planned Unit Development, approved; the public dedications contained therein 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 required public improvements and receipt of a traffic impact fee in the amount of \$12,320.64 and a warranty deed for private park land to the Property Owners Association, and the filing of the final plat and final site development plan were directed.

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Councilmember Heiple requested that he be allowed to abstain from voting on Item 8 due to a conflict of interest; thereupon, Councilmember Williams moved that Councilmember Heiple be allowed to abstain from voting on Item 8 due to a conflict of interest, which motion was duly seconded by Councilmember Holman; and the question being upon allowing Councilmember Heiple to abstain from voting on Item 8, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Holman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Heiple

The Mayor declared the motion carried and Councilmember Heiple was allowed to abstain from voting on Item 8 due to a conflict of interest.

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Item 8, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR FOOD AND SHELTER ADDITION, SECTION 1, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ON THE EAST SIDE OF REED AVENUE SOUTH OF EAST MAIN STREET)

Councilmember Williams moved that the final site development plan and final plat for Food and Shelter Addition, Section 2, a Planned Unit Development, 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 required public improvements; and the filing of the final plat and final site development plan be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1516-23 dated February 15, 2016, by Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Final site development plan
5. Preliminary plat
6. Development Committee Staff Report dated February 19, 2016, recommending approval
7. Application for Development Committee Action dated February 8, 2016, from Food and Shelter, Inc., for Food and Shelter Addition, Section 1

Item 8, continued:

and the question being upon approving the final site development plan and final plat for Food and Shelter Addition, Section 1, a Planned Unit Development, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Holman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Heiple

The Mayor declared the motion carried and the final site development plan and final plat for Food and Shelter Addition, Section 1, a Planned Unit Development, approved; the public dedications contained therein 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 required public improvements, and the filing of the final plat and final site development plan were directed.

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Item 9, being:

CONSIDERATION OF ACCEPTANCE OF REIMBURSEMENT OF FUNDS TO THE NORMAN FIRE DEPARTMENT IN THE AMOUNT OF \$9,304.65 FROM THE CLEVELAND COUNTY LOCAL EMERGENCY PLANNING COMMITTEE FOR EXPENSES INCURRED FOR FLOODWATER BOAT OPERATOR AND SWIFT WATER TRAINING AND BUDGET APPROPRIATION.

Councilmember Williams moved that reimbursement of funds in the amount of \$9,304.65 from the Cleveland County Local Emergency Planning Committee be accepted; Donation/Organization (010-0000-365.13-73) be increased by \$4,034.65 and Donation/Organization (015-0000-365.13-73) by \$5,270 and \$4,034.65 be appropriated to Employee Travel/Workshops and Seminars (010-6443-422.46-04) and \$5,270 to Employee Travel/Workshops and Seminars (015-6543-422.46-04), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File GID-1516-110 dated February 16, 2016, by James Fullingim, Fire Chief
2. Warrant 1617200005 dated January 25, 2016, in the amount of \$7,130 from Tammy Belinson, County Clerk to City of Norman Fire Department
3. Warrant 1617200006 dated January 25, 2016, in the amount of \$2,174.65 from Tammy Belinson, County Clerk to City of Norman Fire Department
4. Invoice 20150037 dated November 20, 2015, in the amount of \$7,130 to Wimberley Rescue Training
5. Travel Claim dated August 27, 2015, in the amount of \$2,174.65 from the Norman Fire Department

and the question being upon accepting reimbursement of funds in the amount of \$9,304.65 from the Cleveland County Local Emergency Planning Committee and upon the subsequent increase and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and reimbursement of funds in the amount of \$9,304.65 from the Cleveland County Local Emergency Planning Committee accepted; Donation/Organization (010-0000-365.13-73) was increased by \$4,034.65 and Donation/Organization (015-0000-365.13-73) by \$5,270, and \$4,034.65 was appropriated to Employee Travel/Workshops and Seminars (010-6443-422.46-04) and \$5,270 to Employee Travel/Workshops and Seminars (015-6543-422.46-04).

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Item 10, being:

CONSIDERATION OF ACCEPTANCE OF ADDITIONAL FUNDING FOR THE FYE15 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM YEAR GRANT IN THE AMOUNT OF \$37,051 AND BUDGET APPROPRIATION FROM THE CDBG UNRESERVED FUND BALANCE.

Councilmember Williams moved that additional funding for the FYE 15 CDBG Program Year Grant in the amount of \$37,051 be accepted, \$37,051 be appropriated from CDBG Unreserved Fund Balance (021-0000-253.20-00) to Misc Services/Emergency Rehab Grants (021-4086-463.47-13), and, upon receipt of funds, Other Revenue/Community Development Block Grant (021-0000-331.13-11) be increased by \$37,051, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File GID-1516-45 dated February 19, 2016, by Lisa Krieg, Grants Planner

and the question being upon accepting additional funding for the FYE 15 CDBG Program Year Grant in the amount of \$37,051 and upon the subsequent appropriation and increase, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and additional funding for the FYE 15 CDBG Program Year Grant in the amount of \$37,051 accepted; and \$37,051 be appropriated from CDBG Unreserved Fund Balance (021-0000-253.20-00) to Misc Services/Emergency Rehab Grants (021-4086-463.47-13) and, upon receipt of funds, Other Revenue/Community Development Block Grant (021-0000-331.13-11) will be increased by \$37,051.

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Item 11, being:

CONSIDERATION OF THE INCLUSION OF FIVE (5) ADDITIONAL RAILROAD CROSSINGS ORIGINALLY INCLUDED AS AN OPTION IN CONTRACT K-1415-136 WITH JWEBB & ASSOCIATES, L.L.C., INCREASING THE CONTRACT BY \$12,250 FOR A REVISED CONTRACT AMOUNT OF \$54,031.25 EXTENDING THE RAILROAD QUIET ZONE FROM POST OAK ROAD TO THE NORTHERN CITY LIMIT.

Councilmember Williams moved that the inclusion of five (5) additional railroad crossings originally included as an option in Contract K-1415-136 with JWebb & Associates, L.L.C., increasing the contract amount by \$12,250 for a revised contract amount of \$54,031.25 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-136, Option, dated February 23, 2016, by Angelo Lombardo, Transportation Engineer
- 2. Location map of revised Railroad Corridor Quiet Zone
- 3. Contract K-1415-136 with Attachment "A", Scope of Services; Attachment "B", list of tasks; and Attachment "C", Tasks/Estimated Labor and Secondary Locations
- 4. Railroad Quiet Zone Project, Original vs. Proposed Scope and Cost
- 5. Purchase Requisition 0000261102 dated February 23, 2016, in the amount of \$12,250 to JWebb and Associates, L.L.C.

Item 11, continued:

and the question being upon approving the inclusion of five (5) additional railroad crossings originally included as an option in Contract K-1415-136 with JWebb & Associates, L.L.C., increasing the contract amount by \$12,250 for a revised contract amount of \$54,031.25 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the inclusion of five (5) additional railroad crossings originally included as an option in Contract K-1415-136 with JWebb & Associates, L.L.C., increasing the contract amount by \$12,250 for a revised contract amount of \$54,031.25 approved; and the execution thereof was authorized.

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Item 12, being:

CHANGE ORDER NO. ONE TO CONTRACT K-1415-8: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND RDNJ, L.L.C., D/B/A A-TECH PAVING INCREASING THE CONTRACT AMOUNT BY \$35,126.75 FOR A REVISED CONTRACT AMOUNT OF \$833,833.25 FOR THE URBAN ROAD RECONSTRUCTION 2010 BOND PROGRAM, MOSIER STREET FROM COCKREL AVENUE TO CARTER AVENUE, AND NEBRASKA STREET FROM UNIVERSITY BOULEVARD TO FLOOD AVENUE, FINAL ACCEPTANCE OF THE PROJECT, AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Councilmember Williams moved that Change Order No. One to K-1415-8 with RDNJ, L.L.C., d/b/a A-Tech Paving increasing the contract amount by \$35,126.75 for a revised contract amount of \$833,833.25 be approved; the execution thereof be authorized; the project be accepted; final payment in the amount of \$44,176.53 be directed to RDNJ, L.L.C., d/b/a A-Tech Paving; and \$35,127 be transferred from Project BP0246, 2015 Urban Asphalt Rehab, Construction (050-9401-431.61-01) to Project BP0239, Road Reconstruction FY 2014, Construction (050-9385-431.61-10), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1415-8, Change Order No. One, dated February 23, 2016, by Greg Hall, Street Superintendent
2. Location map
3. Change Order No. One to Contract K-1415-8
4. Purchase Requisition 0000261417 dated March 1, 2016, in the amount of \$35,126.75 to RDNJ, L.L.C.

and the question being upon approving Change Order No. One to K-1415-8 with RDNJ, L.L.C., d/b/a A-Tech Paving increasing the contract amount by \$35,126.75 for a revised contract amount of \$833,833.25 and upon the subsequent authorization, acceptance, directive, and transfer, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Change Order No. One to Contract K-1415-8 with RDNJ, L.L.C., d/b/a A-Tech Paving increasing the contract amount by \$35,126.75 for a revised contract amount of \$833,833.25 approved; the execution thereof was authorized; the project was accepted; final payment in the amount of \$44,176.53 was directed to RDNJ, L.L.C., d/b/a A-Tech Paving; and \$35,127 was transferred from Project BP0246, 2015 Urban Asphalt Rehab, Construction (050-9401-431.61-01) to Project BP0239, Road Reconstruction FY 2014, Construction (050-9385-431.61-10).

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Item 13, being:

CONSIDERATION OF THE ACCEPTANCE OF A PUBLIC FLEET CONVERSION GRANT FROM THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) IN THE AMOUNT OF \$100,000 FOR IMPROVEMENTS TO THE CITY’S COMPRESSED NATURAL GAS (CNG) FUELING FACILITY LOCATED AT 2351 GODDARD AVENUE, APPROVAL OF CONTRACT K-1516-119, AND BUDGET APPROPRIATION FROM THE CAPITAL FUND BALANCE.

Councilmember Williams moved that a grant from ACOG in the amount of \$100,000 to be used for improvements to the CNG Facility be accepted; Contract K-1516-119 be approved; the execution thereof be authorized; \$234,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TR0105, CNG Compressor Storage Upgrade, designating \$38,000 to Construction (050-9381-431.61-01), \$96,000 to Materials (050-9381-431.63-01), \$15,000 to Construction (022-9381-435.61-01), and \$85,000 to Materials (022-9381-435.63-01); and, upon receipt of funds, \$100,000 be deposited into ACOG Miscellaneous Grant Reimbursement (022-0000-331.13-64), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1516-119 dated February 18, 2016, by Mike White, Fleet Superintendent
2. Location map
3. Photograph of Compressed Natural Gas Fueling Station
4. Contract K-1516-119
5. Estimated costs for the project
6. Letter dated February 12, 2016, from Daniel O’Connor, Division Director, Transportation and Planning Services, Association of Central Oklahoma Governments, to Ms. Dawn Sullivan, Director of Capital Programs, Oklahoma Department of Transportation
7. Memorandum dated January 21, 2016, from Eric Pollard, Clean Cities Coordinator, Transportation and Planning Services, Association of Central Oklahoma Governments, to Intermodal Transportation Policy Committee
8. List of Alternative Fuel Program Grants Received

and the question being upon accepting a grant from ACOG in the amount of \$100,000 to be used for improvements to the CNG Facility and upon the subsequent approval, authorization, appropriation, and deposit, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a grant from ACOG in the amount of \$100,000 to be used for improvements to the CNG Facility accepted; Contract K-1516-119 was approved; the execution thereof was authorized; \$234,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TR0105, CNG Compressor Storage Upgrade, designating \$38,000 to Construction (050-9381-431.61-01), \$96,000 to Materials (050-9381-431.63-01), \$15,000 to Construction (022-9381-435.61-01), and \$85,000 to Materials (022-9381-435.63-01); and, upon receipt of funds, \$100,000 will be deposited into ACOG Miscellaneous Grant Reimbursement (022-0000-331.13-64).

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Item 14, being:

CONTRACT K-1516-118: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SMALL ARROW ENGINEERING, L.L.C., IN THE AMOUNT OF \$38,970 TO PREPARE PLANS AND SPECIFICATIONS FOR THE STORAGE AND CONTROLS UPGRADE AT THE COMPRESSED NATURAL GAS (CNG) FUELING FACILITY LOCATED AT 2351 GODDARD AVENUE AND BUDGET APPROPRIATION FROM THE CAPITAL FUND BALANCE.

Councilmember Williams moved that Contract K-1516-118 with Small Arrow Engineering, L.L.C., in the amount of \$38,970 be approved, the execution thereof be authorized, and \$38,970 be appropriated from the Capital Fund Balance (050-000-253.20-00) to Project TR0105, CNG Compressor Storage Upgrade, Design (050-9381-431.62-01), which motion was duly seconded by Councilmember Holman;

Item 14, continued:

Items submitted for the record

1. Text File K-1516-119 dated February 18, 2016, by Mike White, Fleet Superintendent
2. Location map
3. Photograph of Compressed Natural Gas Fueling Station
4. Contract K-1516-118 Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Fee Schedule; and Attachment D, Owner's Responsibilities
5. Estimated costs for the project
6. Purchase Requisition 0000261335 dated February 26, 2016, in the amount of \$38,970 to Small Arrow Engineering, L.L.C.

and the question being upon approving Contract K-1516-118 with Small Arrow Engineering, L.L.C., in the amount of \$38,970 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1516-118 with Small Arrow Engineering, L.L.C., in the amount of \$38,970 approved; the execution thereof was authorized; and \$38,970 was appropriated from the Capital Fund Balance (050-000-253.20-00) to Project TR0105, CNG Compressor Storage Upgrade, Design (050-9381-431.62-01).

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Item 15, being:

RESOLUTION R-1516-94: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING CERTAIN SPECIFIED SECTION LINES AS NOT ELIGIBLE FOR BUILDING PERMITS EXCEPT AS PROVIDED HEREIN.

Councilmember Williams moved that Resolution R-1516-94 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1516-94 dated February 22, 2016, by Susan Connors, Director of Planning and Community Development
2. Resolution R-1516-94 with Attachment A, North-South Section Lines and East-West Section Lines

and the question being upon adopting Resolution R-1516-94, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1516-94 was adopted.

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Item 16, being:

ORDINANCE O-1516-18 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 3-103 THROUGH 3-118 ADDING DEFINITIONS OF ANIMAL WELFARE CENTER, DANGEROUS ANIMAL AND EXOTIC AND NATIVE WILDLIFE AND DELETING DEFINITIONS OF SHELTER AND VICIOUS ANIMAL; AMENDING SECTIONS 3-201 THROUGH 3-223 AMENDING AUTHORITY AND DUTIES OF THE ANIMAL WELFARE SUPERVISOR, FEES AND CHARGES, SALE AND DISPOSITION OF ANIMALS, OWNER RELINQUISHMENT, PET LICENSES, AND AUTHORITY TO EUTHANIZE; ADDING SECTION 3-207, REFUSAL TO REDEEM IMPOUNDED ANIMAL; AMENDING SECTIONS 3-301 THROUGH 3-304 REGARDING CRUELTY TO ANIMALS AND ANIMALS THAT ARE A NUISANCE; ADDING SECTION 3-302, TRANSPORTATION OF ANIMALS IN OPEN AREAS OF MOTOR VEHICLES; AMENDING SECTIONS 3-401 THROUGH 3-408 REGARDING CONFINEMENT OF DOGS AND CATS, SERVICE ANIMALS, VACCINATION, AND THE SALE OF DOGS OR CATS AND DELETING SECTIONS REGARDING BARKING AND VICIOUS DOGS; AMENDING SECTIONS 3-501 THROUGH 3-503 KEEPING OF ANIMALS OTHER THAN DOGS AND CATS AND KILLING OF WILD BIRDS; ADDING ARTICLE VI, SECTIONS 3-601 THROUGH 3-610 DEFINING HARBORING DANGEROUS ANIMAL, SEIZURE AUTHORITY, HEARING AND ADJUDICATION, CONFINEMENT AND PERMITTING, AND DESTRUCTION OR REMOVAL OF A DANGEROUS ANIMAL; AMENDING SECTION 13-108 ADDING A PERMIT FEE FOR A DANGEROUS ANIMAL PERMIT; ADDING SECTION 13-1205, DANGEROUS ANIMAL PERMIT; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1516-18 having been Introduced and adopted upon First Reading by title in City Council's meeting of February 23, 2016, Councilmember Williams moved that Ordinance O-1516-18 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1516-18 dated February 18, 2016, by Jim Maisano, Deputy Chief of Police
2. Ordinance O-1516-18
3. Legislatively notated copy of Ordinance O-1516-18
4. City Council Study Session minutes of February 2, 2016
5. Amended Ordinance O-1516-18
6. Legislatively notated copy of Amended Ordinance O-1516-18

Participants in discussion

1. Mr. Jim Maisano, Deputy Chief of Police
2. Ms. Sandy Moore-Furieux, made comments
3. Ms. Joy Hampton, *The Norman Transcript*, 215 East Comanche Street, asked questions

Thereupon, Councilmember Castleberry moved that Ordinance O-1516-18 be amended to read as follows:

* * *

Sec. 3-118. Exotic Wildlife and Native Wildlife.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section:

(1) Exotic wildlife shall mean any of the following animals:

- (a) A lion, tiger, leopard, panther, cougar, bobcat, ocelot, cheetah, margay, mountain lion, lynx, jaguar, jaguarondi, or any and all other felines (family Felidae), except the domestic cat (species *Felis domesticus*);
- (b) A grizzly bear, black bear, or any and all other bears (family Ursidae);
- (c) A wolf, coyote, jackal, hyena, or any other canines (family Canidae), except the domestic dog (species *Canis familiaris*), or the fox;
- (d) Any and all venomous reptiles (venomous member of the class Reptillia), including, without limitation, Gila monsters (species *Heloderma suspectum*), beaded lizards (species *Heloderma horridum*), and venomous snakes (venomous members of the suborder Serpentes);
- (e) ~~Any anaconda (species *Eunectes murnus*), Boidae, and Pythonidae;~~

* * *

Item 16, continued:

and the question being upon amending Ordinance O-1516-18 as stated above, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance O-1516-18 was amended as stated above.

and the question being upon adopting Ordinance O-1516-18, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance O-1516-18, as amended, was adopted upon Second Reading section by section.

Thereupon, Councilmember Williams moved that Ordinance O-1516-18, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Holman; and the question being upon adopting Ordinance O-1516-18, as amended, upon Final Reading as a whole, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance O-1516-18, as amended, was adopted upon Final Reading as a whole.

Item 17, being:

MISCELLANEOUS DISCUSSION

Mowing in Agricultural Zoning. Mr. Robert Ashton, 3812 N.W. Sterling Street, said he has lived in Marlatt Addition located in the far northwest part of Norman or 48 years. He said several years ago City Council modified the requirements for mowing areas that were classified as agriculture by only requiring the perimeter of the property to be mowed. He has no problem with this designation as crops are being raised and harvested and farm animals are being raised for resale. He said Radio Station WWLS is located at 4000 West Indian Hills Road and 20 of the 21 acres are zoned agricultural. He said the building housing the radio transmitter stands on one acre and all operations were done from a remote site. He said the City had been notified that the contractor who takes care of the WWLS property had some health problems and City Staff had actually been successful a few times in getting WWLS to mow the whole 20 acres. He said City Council had approved development in the area that includes an amusement park, apartment complex, two new churches, and several new homes. He knew future development would be occurring and it seemed logical to assume that WWLS would become a good corporate neighbor which would include regular mowing cycles, edging the fence areas, the base of antennas and all guy wire anchors. He expressed concern for the neighborhood because of the layers of dead grass on the property that is susceptible to fire. He said there should be an amendment to the City mowing ordinance for agriculturally zoned properties that were non-productive and this amendment should be made retroactive to cover the current situation.

*

Miscellaneous Discussion, continued:

Fee Study by Raftelis Financial Consultants, Inc. Mr. Steve Ellis, 633 Reed Avenue, said last year, City Council approved a fee study to be prepared by Raftelis Financial Consultants, Inc., to price new development in Norman with regard to the Wastewater Excise Tax. He said the consultant met with stakeholders, gathered data, and promised a report in the fall. He asked the City Manager for a copy and was told there was a draft of the study in the hands of City Staff. He said he asked when it would be made available and has not heard anything. He emailed the City Manager and City Council a week ago asking when the public release of the study was planned and his own City Councilmember followed up the next day and asked Staff if the draft constituted a public record under the Open Records Act. He said he has not heard anything yet and stressed the importance of this issue because it is key information to show if new real estate development will pay its own way. He said he hoped that someone will report on the status of the Raftelis study tonight.

Councilmember Castleberry said if this information was subject to the Open Records Act, then it should be disclosed. He said he did not think it was because the last time a draft was released, it got ripped apart because it was a draft, which tainted the whole process. He said he did not think it was appropriate for citizens to look at something that was not in final form.

Mayor Rosenthal said reports are best issued when they are completed. She said Council has not seen a final version of the report and with everything that is on the Staff's plate right now in terms of Norman Forward and other issues, there is no need to rush through examination of this report before it is released. She said she looks forward to seeing it because it is a very important document that will have an impact on the Center City Vision as well as other growth initiatives.

*

Willow Grove Addition. Ms. Sally January, 4600 Willow Grove Drive, voiced concerns about her home because of the increased velocity of water from the improvements from Flood Plain Permit 568, approved by the Flood Plain Committee on Monday, March 8th. She said she understands this project is for the betterment of the community but engineers from Garver, L.L.C., made very clear how the improvements which stopped at Willow Grove Drive would affect those downstream and her home lies just south of Willow Grove Drive. She said it is unknown how these changes will affect the Willow Grove Bridge. She said Garver engineers stated that the base flow elevation of the water should be the same once it reaches the bridge but the velocity could increase. She said nowhere in the Garver report does it state that those downstream will not be affected negatively nor is there any way to prevent that. She said Mr. Shawn O'Leary, Director of Public Works, said those who buy in the flood zone should know what they got into. She said she and her husband do have flood insurance; however, it covers actual disasters, not manmade ones. She understands that the Main Street Bridge is in desperate need of repair and she is here this evening to bring to Council's attention the necessity to improve the Willow Grove Bridge and the channelization of the stream the rest of the way to the river. She thanked Councilmembers Castleberry and Miller for attending the meeting last night and also thanked Mr. Neil Suneson a Flood Plain Committee member, for asking appropriate questions to the panel and voting against the permit.

Councilmember Castleberry said he appreciated Ms. January bringing this issue to Council's attention. He said this has gone beyond a flooding issue to become a public safety issue and encouraged Councilmembers to approve some type of study for this issue in the next budget cycle. He thanked Public Works Staff for arranging a meeting with the Corps of Engineers to address the problems and hopes that some type of solution that is good and financially feasible for the City will be found.

Councilmember Miller said this is a perfect opportunity to remind everyone that this issue is one of the reasons the City needs a Stormwater Utility. She said it costs a lot of money to do the kind of maintenance and structural engineering required. She said this problem exists not only in Willow Grove Addition but all over town because there is quite a bit of flood plain in the Norman City limits.

Councilmember Heiple agreed with Councilmember Miller.

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Thanks to Those in Attendance. Councilmember Holman thanked those who attended tonight's meeting. He also appreciated the comments tonight about citizens' neighborhoods. .

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Miscellaneous Discussion, continued:

City Council Election April 5, 2016. Councilmember Holman said the City Council Election would be April 5th and at that time, citizens would be voting on City Councilmembers and the Mayor as well as seven Charter Amendments and a proposition asking citizens to continue the street maintenance projects. He said an informational brochure would be mailed out soon and if any of his constituents have questions, please feel free to call him.

*

Drainage Issue on McGee Drive. Councilmember Castleberry provided pictures of a drainage problem that occurred on McGee Drive and Cherry Stone Street. He commended Public Works Staff for taking care of this problem quickly.

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Water Shutoff. Councilmember Castleberry said last Friday night he received a call from a constituent about water being shutoff at their residence due to non-payment issues. He said although they had paid the bill that morning, the water did not get turned on by 5:00 p.m. He said he contacted the City Manager and by 8:30 p.m. the water had been turned back on. He thanked the City Manager for looking into this and taking care of it.

*

Whittier Bot-Ball Tournament. Councilmember Castleberry congratulated the Whittier Middle School 8th Grade Bot-Ball Team for winning second place in the National Bot-Ball Championship held at Norman High School this past weekend.

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Westwood Aquatic Meetings. Mayor Rosenthal urged attendance for the Westwood Aquatic Center meetings this week and during the week of March 21st. She said comments had been made that City Council is moving very quickly on this and there is a very important reason why; this will allow a contractor to break ground on the improvements at the end of next swim season to allow the program to be up and running for the swim season of 2017. She asked everyone to keep in mind that we are pursuing this aggressive schedule timetable in order to best serve the community.

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Lake Thunderbird Sensitive Water Supply Reuse. Mayor Rosenthal said Norman is very fortunate to have City staff leadership and Garver, the contracted engineer, to allow important input for the Lake Thunderbird Sensitive Water Supply Reuse Policy. She said water reuse is a critical part of our long-term Strategic Water Supply Plan. She complimented Staff for all of their hard work.

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CITY MANAGER'S REPORT

Norman Forward Update – Central Library. All properties identified for acquisition for the new Central Library have been acquired by the City .

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Norman Forward Update – Westwood Family Aquatic Center. The Westwood Family Aquatic Center Ad Hoc Advisory Committee held their initial meeting on Thursday, March 3rd. The design consultants from Water's Edge Aquatic Design presented Staff and committee members with the schedule for preliminary design activities. The consultants will conduct the first of two public design workshops on Wednesday, March 9th from 11:30 a.m. to 1:00 p.m. in the Study Session Room and the meeting is open to the public. Preliminary findings will be presented at a public meeting at 6:30 p.m. on March 9th in the City Council Chambers at 201 West Gray Street. The consultants will meet again with Staff and the Ad Hoc Advisory Committee at 11:30 a.m. on Thursday, March 10th in the Study Session room and have scheduled focus group meetings with four different user groups that day. They will review findings and gather additional public feedback at a second public meeting beginning at 6:30 p.m. on Thursday, March 10th in the Multi-Purpose Room. A second set of workshop sessions will be scheduled for the week of March 21st to continue the preliminary design process.

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Miscellaneous Discussion, continued:

City Manager's Report, continued:

Sensitive Water Supply – Reuse (SWS-R). The Oklahoma Water Resources Board recently approved the proposed SWS-R category for reuse. This is a new classification in the state and it paves the way for the City to implement reuse in Lake Thunderbird. The amendment also adds a new section to reserve a place for future rulemaking for the SWS-R waterbodies. These amendments essentially pave the way for future standards allowing for point source discharges into sensitive water supplies (like Lake Thunderbird) of highly treated effluent from the Water Reclamation Facility. The proposal, with legislative approval, will then go to the Governor for approval. If Lake Thunderbird applies for and receives the new SWS-R designation, it would allow for the highly treated effluent from the Water Reclamation Facility to augment the reservoir by increasing its water supply and reducing the impacts of drought.

#

Midwest City/Norman Surplus Water Agreement. Last week, Central Oklahoma Master Conservancy District approved the Midwest City/Norman Surplus Water Agreement. This contract is similar to the agreement that Norman has had for the last three years with Del City. This allows Norman to purchase up to 300 million gallons per year of Midwest City's unused allocation from Lake Thunderbird. The City of Norman would discharge from the Water Reclamation Facility, pumped up to the Dave Blue Creek and flow into Lake Thunderbird. It will then be treated and sent back to the Water Treatment Plant for reuse.

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24th Avenue East Bond Project. The 24th Avenue East Bond Project will widen 24th Avenue East from two lanes to four lanes between Lindsey Street to north of Robinson Street. This project is currently under design by Atkins North America, Inc. An Environmental Assessment, performed in compliance with the National Environmental Protection Act, is nearing completion. A public meeting was held Thursday, March 3rd and the public comment period will end Thursday, March 17th. If the project continues to move forward, October, 2018, is the tentative date for bid opening with construction in the winter of 2018. At this time, approvals are still required from state and federal agencies as well as the acquisition of right-of-way and relocation of utilities.

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Ruth Updegraff Park Improvements. The Ruth Updegraff Park has been part of the Norman Park system for over 100 years. The contractor began work last week on the final improvements to Ruth Updegraff Park. Several trees were planted and the new landscape beds were prepared. The improvements were funded through a combination of Neighborhood Park Development funds and the Community Development Block Grant funds. The completed project improvements include a new gazebo, new park furniture, a new sign, installation of a new walking trails, and drainage improvements. New landscaping and lighting upgrades will be completed this spring.

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Certified Healthy Community. The City of Norman was awarded the Basic Certification for 2015 this week as part of the State of Oklahoma Certified Health Oklahoma Program. The Oklahoma Certified Healthy Communities Program recognizes communities that promote wellness, encourage the adoption of healthy behaviors and establish safe and supporting environments in their communities.

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City Council Meetings on U-Verse. A special thank you goes to Brenda Hall, City Clerk, who has been working with AT&T U-Verse to allow broadcast of City meetings. To those who have U-Verse, they can tune in to Channel 99 and be able to watch Council meetings and work sessions as well as get updates on City events and programs.

* * * * *

Item 18, being:

ADJOURNMENT

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

YEAS: Councilmembers Castleberry, Heiple,
Holman, Lang, Miller, Williams,
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 7:50 p.m.

ATTEST:



City Clerk



Mayor

