

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

Municipal Building Council Chambers
201 West Gray

January 12, 2010
6:30 p.m.

1. Roll Call
2. Pledge of Allegiance
3. ITEM: CONSENT DOCKET

INFORMATION: This item is placed on the agenda so that the City Council, by unanimous consent, can designate those routine agenda items that they wish to be approved or acknowledged by one motion. If any item proposed does not meet with approval of all Councilmembers, that item will be heard in regular order. Staff recommends that Item 4 through Item 18 be placed on the consent docket.

ACTION NEEDED: 1. Motion to place Item ____ through Item ____ on the Consent Docket by unanimous vote.

ACTION TAKEN: _____

ACTION NEEDED: 2. Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, motion to approve or acknowledge all items on the Consent Docket subject to any conditions included in the individual action needed by item.

ACTION TAKEN: _____

4. ITEM: APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT COMMITTEE
MINUTES OF DECEMBER 11, 2009
CITY COUNCIL CONFERENCE MINUTES OF DECEMBER 22, 2009
CITY COUNCIL MINUTES OF DECEMBER 22, 2009
NORMAN UTILITIES AUTHORITY MINUTES OF DECEMBER 22, 2009
NORMAN MUNICIPAL AUTHORITY MINUTES OF DECEMBER 22, 2009
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF
DECEMBER 22, 2009

ACTION NEEDED: Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, motion to approve the minutes; and, if approved, direct the filing thereof.

ACTION TAKEN: _____

5. ITEM: CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

BOARD OF APPEALS

TERM: 02-03-10 TO 02-03-14: HANK STRATEGIER, 2431 WILDWOOD LANE

TERM: 02-03-10 TO 02-03-14: JULIAN HORNER, 1710 QUAIL CREEK DRIVE

CITIZENS WASTEWATER OVERSIGHT COMMITTEE

TERM: 11-27-09 TO 11-27-12: MERRILL SNIDER, 1509 48TH AVENUE N.E.

TERM: 11-27-09 TO 11-27-12: JIM BURLESON, 2813 WEYMOUTH WAY

TERM: 11-27-09 TO 11-27-12: JUDITH WILKINS, 1100 WEST SYMMES STREET

DEVELOPMENT OVERSIGHT COMMITTEE FOR TIF DISTRICT NO. 2

TERM: 01-12-10 TO 04-10-13: SONDRALONGCRIER, 3305 WOODSBORO DRIVE

ENFORCEMENT AUTHORITY

TERM: 01-12-10 TO 09-01-12: TY HARDIMAN, 630 MILLER AVENUE

LIBRARY BOARD

TERM: 01-12-10 TO 05-01-11: TIM MAULDIN, POST OFFICE BOX 722100

NORMAN HOUSING AUTHORITY

TERM: 11-21-09 TO 11-21-12: MIKE MCDANEL, 2620 ACACIA COURT

BOARD OF PARKS COMMISSIONERS:

TERM: 01-10-10 TO 01-10-13 DENNIS BRIGHAM, 3801 ANNALANE DRIVE

TERM: 01-10-10 TO 01-10-13 PHILLIP D. BROCKHAUS, 1136 MERRYMEN GREEN

PUBLIC ARTS BOARD

TERM: 10-23-09 TO 10-23-12: BARBARA SCHINDLER, 2000 MORGAN DRIVE

INFORMATION: In accordance with the Mayor's request, the above-described item is submitted for City Council's consideration. Sondra Longcrier will fill the unexpired vacancy left by Diana Hartley, Ty Hardiman will replace Will Mattoon, and Tim Mauldin will fill the unexpired vacancy left by Gina Mitchell. Hank Strategier, Julian Horner, Merrill Snider, Jim Burleson, Judith Wilkins, Mike McDanel, Dennis Brigham, Phillip D. Brockhaus, and Barbara Schindler are reappointments.

ACTION NEEDED: Motion to confirm or reject the appointments.

ACTION TAKEN: _____

- 6. ITEM: SUBMISSION OF THE 2009 ANNUAL REPORT FROM THE BOARD OF PARKS COMMISSIONERS.

INFORMATION: Section 4-501(6) of the Code of the City of Norman states that the Board of Parks Commissioners are required to provide the City Council with an annual report. In accordance therewith, the above-described report appears on City Council's agenda in order that acknowledgment of the receipt of the report may be noted in the minutes as a matter of permanent record. A copy of the report is included in the Agenda Book.

ACTION NEEDED: Motion to acknowledge receipt of the report and direct the filing thereof.

ACTION TAKEN: _____

- 7. ITEM: CONSIDERATION AND AWARDED OF BID NO. 0910-36 FOR THE PURCHASE OF ONE (1) FIRE ENGINE TO BE PLACED AT FIRE STATION NO. EIGHT, THE NEW WEST SIDE FIRE STATION ON 36TH AVENUE N.W.

INFORMATION: Staff has examined the bids and found them to be in order and proper as to form. Staff recommends acceptance of the bids and the subsequent awarding of the bid as indicated below. If the bid is accepted, Pierce Manufacturing is required within thirty days of City Council approval to provide a performance bond guaranteeing performance of all terms and conditions and a copy of the basic one (1) year warranty. Copies of an advisory memorandum and bid tabulation are included in the Agenda Book.

ACTION NEEDED: Motion to accept or reject all bids meeting specifications; and, if accepted, award the bid in the amount of \$664,700 to Pierce Manufacturing as the lowest and best bidder meeting specifications and authorize the Mayor to sign Performance Bond No. B-0910-44.

ACTION TAKEN: _____

- 8. ITEM: CONSIDERATION AND AWARDING OF BID NO. 0910-37 FOR THE RAISING OF SANITARY SEWER MANHOLES FOR THE LINE MAINTENANCE DIVISION:
 - 1. REVERSE RING AND LID
 - 2. RAISE MANHOLE SIX (6) INCHES
 - 3. RAISE MANHOLE TWELVE (12) INCHES
 - 4. RAISE MANHOLE EIGHTEEN (18) INCHES
 - 5. RAISE MANHOLE TWENTY-FOUR (24) INCHES
 - 6. RAISE MANHOLE THIRTY (30) INCHES
 - 7. RAISE MANHOLE THIRTY-SIX (36) INCHES
 - 8. RAISE MANHOLE EACH FOOT OVER THIRTY-SIX (36) INCHES

INFORMATION: Staff has examined the bid and found it to be in order and proper as to form. Staff recommends acceptance of the bid and the subsequent awarding of the bid as indicated below. Copies of an advisory memorandum and bid tabulation are included in the Agenda Book.

ACTION NEEDED: Acting as the Norman Utilities Authority, motion to accept or reject the bid as meeting specifications in all sections; and, if accepted, award the bid to S.W. Gillis as the lowest and best bidder meeting specifications.

ACTION TAKEN: _____

- 9. ITEM: CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$1,500 FROM THE WAL-MART FOUNDATION TO SUPPORT THE ANNUAL NORMAN POLICE AND FIRE CHILI SUPPER BENEFITING THE CLEVELAND COUNTY CHRISTMAS STORE.

INFORMATION: The Wal-Mart Foundation has donated \$1,500 to the Norman Police and Fire Chili Supper which is an annual fundraiser with proceeds benefiting the Cleveland County Christmas Store. Section 8-111 of the City Code states that all donations valued above \$250 to be received by the City of Norman, whether in the form of monies or any other thing of value, shall be required to be accepted by the Council of the City of Norman prior to any use or disbursement of such monies or thing of value by or to any City operation or cause. In accordance therewith, the above-described item is submitted for City Council's consideration. A copy of an advisory memorandum is included in the Agenda Book.

ACTION NEEDED: Motion to accept or reject a donation in the amount of \$1,500 from the Wal-Mart Foundation to support the Norman Police and Fire Chili Supper benefiting the Cleveland County Christmas Store; and, if accepted, increase Contributions-Organizations (010-0000-365.13-73) by \$1,500, appropriate \$1,500 to Miscellaneous Services/Contributions-Organizations (010-1087-411.47-41), and direct payment in the amount of \$1,500 to the Cleveland County Christmas Store.

ACTION TAKEN: _____

10. ITEM: CONSIDERATION OF GRANTING THE FOLLOWING EASEMENTS IN CONNECTION WITH FIRE STATION NO. EIGHT LOCATED ON 36TH AVENUE N.W., ONE-FOURTH MILE NORTH OF TECUMSEH ROAD:

<u>EASEMENT NO.</u>	<u>GRANTOR</u>	<u>EASEMENT</u>
E-0910-41	CITY OF NORMAN	WATER
E-0910-42	CITY OF NORMAN	ROADWAY, DRAINAGE, AND UTILITIES
E-0910-43	CITY OF NORMAN	DRAINAGE

INFORMATION: Fire Station No. Eight will be built on 36th Avenue N.W. approximately one-fourth mile north of Tecumseh Road. Because the new building will be placed on a subdivided parcel, it was deemed appropriate that the City of Norman should plat the property. Because the property is less than three acres in size, the platting process utilized was the Short Form Plat. With short form platting, easements and rights-of-way are not recorded at the Cleveland County Clerk’s Office; therefore, Staff has prepared the above-described easements to provide right-of-way for roadway, drainage, and utilities improvements to be filed with Short Form Plat No. SFP-0910-1 for Fire Station No. Eight. Staff has examined the easements and found them to be in order and proper as to form. Staff recommends the easements be granted. Copies of an advisory memorandum, easements, and location map are included in the Agenda Book.

ACTION NEEDED: Motion to grant or deny the easements; and, if granted, direct the execution and filing thereof with Short Form Plat No. SFP-0910-1.

ACTION TAKEN: _____

11. ITEM: CONSIDERATION OF GRANTING THE FOLLOWING EASEMENT TO OKLAHOMA NATURAL GAS COMPANY, A DIVISION OF ONEOK, IN LION’S MEMORIAL PARK LOCATED AT 514 PARKSIDE ROAD ADJACENT TO TRUMAN ELEMENTARY SCHOOL:

<u>EASEMENT NO.</u>	<u>GRANTOR</u>	<u>EASEMENT</u>
E-0910-44	CITY OF NORMAN	UTILITIES

INFORMATION: The above-described easement will provide right-of-way to Oklahoma Natural Gas Company, a Division of ONEOK, to install a new gas line across Lion’s Memorial Park located at 514 Parkside Road adjacent to Truman Elementary School. Staff has examined the easement and found it to be in order and proper as to form. Staff recommends the easement be granted. Copies of an advisory memorandum, easement, and location maps are included in the Agenda Book.

ACTION NEEDED: Motion to grant or deny the easement; and, if granted, direct the execution thereof.

ACTION TAKEN: _____

- 12. ITEM: CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-0607-107 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND URBAN CONTRACTORS, INC., FOR THE ARSENIC REMOVAL DEMONSTRATION SYSTEM PROJECT ON WATER WELL NO. 31.

INFORMATION: The Norman Utilities Authority, in its meeting of February 27, 2007, approved Contract No. K-0607-107 with Urban Contractors, Inc., in the amount of \$387,050 for the above-described project. The project is completed and all work meets or exceeds specifications. Based upon the above information, it is recommended that the project be accepted and final payment in the amount of \$63,159.38 be made to Urban Contractors, Inc. Copies of an advisory memorandum and purchase order are included in the Agenda Book.

ACTION NEEDED: Acting as the Norman Utilities Authority, motion to accept or reject the project; and, if accepted, direct final payment in the amount of \$63,159.38 to Urban Contractors, Inc.

ACTION TAKEN: _____

- 13. ITEM: CONTRACT NO. K-0910-126: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BUCHER, WILLIS, AND RATLIFF (BWR), INC., IN THE AMOUNT OF \$29,000 TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN OF THE JEFFERSON ELEMENTARY/LONGFELLOW MIDDLE SCHOOL PROJECT IN CONNECTION WITH SAFE ROUTES TO SCHOOL AGREEMENT NO. 1008 WITH THE OKLAHOMA DEPARTMENT OF TRANSPORTATION AND BUDGET APPROPRIATION.

INFORMATION: The above-described contract has been examined by the Assistant City Attorney and found to be in order and proper as to form. Staff recommends approval of the contract. Copies of an advisory memorandum, contract, and purchase requisition are included in the Agenda Book.

ACTION NEEDED: Motion to approve or reject Contract No. K-0910-126 with BWR, Inc., in the amount of \$29,000; and, if approved, authorize the execution thereof and appropriate \$29,000 from the Capital Fund Balance (050-0000-253.20-00) to Project No.0072, Longfellow/Jefferson Safe Routes, Design (050-9082-431.62-01).

ACTION TAKEN: _____

- 14. ITEM: CONTRACT NO. K-0910-132: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND QUICKEN LOANS TO SUBORDINATE A LIEN REGARDING FUNDS FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) HOME PARTNERSHIP PROGRAM FOR PROPERTY LOCATED AT 909 HUNTING HORSE TRAIL.

INFORMATION: The above-described contract (subordination agreement) is being requested by Quicken Loans in conjunction with a loan secured by the owner of property located at 909 Hunting Horse Trail who had previously received CDBG HOME Partnership Program funding. The contract has been examined by the Assistant City Attorney and found to be in order and proper as to form. Staff recommends approval of the contract. Copies of an advisory memorandum and contract are included in the Agenda Book.

ACTION NEEDED: Motion to approve or reject Contract No. K-0910-132 with Quicken Loans; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

- 15. ITEM: CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER REGARDING DERRALD KIZZIA VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC-2009-05614F.

INFORMATION: The City Attorney recommends that the City comply with the Workers' Compensation Court Order. If approved, the Order will be certified to the Cleveland County District Court to be placed on the property tax rolls for collection over the next three years in accordance with 85 O.S., Section 2b; 51 O.S., Section 159; and 62 O.S., Section 361. Certifying the Order to the property tax rolls will reimburse the City's Workers' Compensation Fund over the next three years. Copies of an advisory memorandum, Court Order, and purchase requisitions are included in the Agenda Book.

ACTION NEEDED: Motion to approve or reject the City Attorney's recommendation; and, if approved, authorize compliance with the Workers' Compensation Court Order and direct payment of claims which will constitute judgment against the City of Norman.

ACTION TAKEN: _____

- 16. ITEM: RESOLUTION NO. R-0910-83: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CHANGING A STREET NAME FROM DOUBLE C DRIVE TO DOUBLE DRIVE IN THE FINAL PLAT OF NORTHRIDGE INDUSTRIAL PARK ADDITION, SECTION 5, TO THE CITY OF NORMAN, OKLAHOMA.

INFORMATION: The above-described resolution has been drawn and is submitted for City Council's consideration. Copies of an advisory memorandum; location maps; petition; Staff memorandum; and resolution are included in the Agenda Book.

ACTION NEEDED: Motion to adopt or reject Resolution No. R-0910-83.

ACTION TAKEN: _____

17. ITEM: CONSIDERATION OF THE FOLLOWING ITEMS:

RATIFICATION OF APPROVAL TO SUBMIT AN APPLICATION FOR GRANT FUNDING IN THE AMOUNT OF \$200,000 TO BE SUBMITTED TO THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) FOR A PUBLIC FLEET CONVERSION GRANT TO PROVIDE A COMPRESSED NATURAL GAS (CNG) SLOW FILL COMPRESSOR STATION FOR THE FLEET MANAGEMENT DIVISION AND THE SUBSEQUENT ADOPTION OF RESOLUTION NO. R-0910-84.

ACCEPTANCE OF THE DONATION OF A USED COMPRESSOR SKID VALUED AT \$50,000 FROM OKLAHOMA NATURAL GAS COMPANY, A DIVISION OF ONEOK (ONG), TO BE USED AT THE CNG SLOW FILL COMPRESSOR STATION FOR THE FLEET MANAGEMENT DIVISION.

INFORMATION: In November, 2009, ACOG announced a new ACOG-administered Public Fleet Conversion Grant Program utilizing Federal FY 2009 Congestion Mitigation and Air Quality (CMAQ) funds. These funds support transportation projects that reduce mobile source emissions and allow public sector fleets to access CMAQ funds for fleet conversions to clean fuel technologies to include alternative fuel vehicles, hybrid vehicles, and alternative fuel vehicle refueling infrastructure. The grants will be funded on a 50/50 basis with a maximum award of \$400,000 per entity. City Staff, in conjunction with Adrianus Resources, Inc., prepared the grant application requesting assistance with a CNG Slow Fill Compressor Station with a 14-vehicle slow fill manifold. The application deadline is 4:00 p.m., January 12, 2010; therefore, Staff submitted an application for grant funds in the amount of \$200,000 which will provide 45.9% of the federal funding portion and the City’s estimated 54.1% share totaling \$223,471 is included in the Capital Budget. Adoption of a resolution authorizing application for financial assistance from ACOG’s Public Fleet Conversion Grants Fund is required to accompany all public fleet conversion grant applications. The City proposes to install a used compressor skid valued at \$50,000 to be donated by ONG. As a condition to the donation, the City must indemnify ONG for any potential future liability arising from the City’s use of the compressor. Section 8-111 of the City Code states that all donations valued above \$250 to be received by the City of Norman, whether in the form of monies or any other thing of value, shall be required to be accepted by the Council of the City of Norman prior to any use or disbursement of such monies or thing of value by or to any City operation or cause. In accordance therewith, Staff recommends the ratification of approval to submit the application and adoption of Resolution No. R-0910-84, acceptance of the donation, and authorization to execute an indemnification agreement with ONG. Copies of an advisory memorandum; location map; application; resolution; grant schedule; and indemnification agreement are included in the Agenda Book.

- ACTION NEEDED
1. Motion to ratify approval of the submission of an application for grant funding in the amount of \$200,000 to ACOG for a Public Fleet Conversion grant to provide a CNG Slow Fill Compressor Station for the Fleet Management Division and adoption of Resolution No. R-0910-84; and, if ratified, authorize the Mayor to sign all documents related thereto.

ACTION TAKEN: _____

- ACTION NEEDED:
2. Motion to accept or reject a donation of a used compressor skid valued at \$50,000 from ONG to be used at the CNG Slow Fill Compressor Station for the Fleet Maintenance Division; and, if accepted, authorize the Mayor to sign the indemnification agreement.

ACTION TAKEN: _____

18. ITEM: RESOLUTION NO. R-0910-85: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, COMMENDING AND EXTENDING APPRECIATION TO CITY OF NORMAN EMPLOYEES FOR THEIR EFFORTS IN CLEARING THE STREETS AND ROADWAYS OF SNOW AND ICE AND ASSISTING STRANDED MOTORISTS DURING THE CHRISTMAS EVE BLIZZARD OF 2009.

INFORMATION: The above-described resolution has been drawn and is submitted for City Council's consideration. A copy of the resolution is included in the Agenda Book.

ACTION NEEDED: Motion to adopt or reject Resolution No. R-0910-85.

ACTION TAKEN: _____

19. Miscellaneous Discussion: This is an opportunity for citizens to address City Council. Remarks should be directed to the Council as a whole and limited up to five minutes or less.
20. Adjournment.