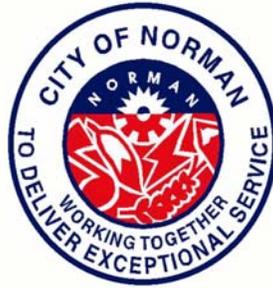


City of Norman, OK

*Municipal Building Council Chambers
201 West Gray Street
Norman, OK 73069*



Meeting Agenda

Tuesday, March 8, 2011

6:30 PM

Municipal Building Council Chambers

City Council

*Mayor Cindy Rosenthal
Council Member Alan Atkins
Council Member Tom Kovach
Council Member Hal Ezzell
Council Member Carol Dillingham
Council Member Rachel Butler
Council Member Jim Griffith
Council Member Doug Cubberley
Council Member Dan Quinn*

*City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax
Increment Finance Authority Agenda*

1 Roll Call**2 Pledge of Allegiance****3 Consent Docket***Consent Docket*

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: Motion to place Item through Item on the Consent Docket by unanimous vote.

ACTION TAKEN:

ACTION NEEDED: 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 **GID-1011-12** CONSIDERATION OF APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT
COMMITTEE MINUTES OF FEBRUARY 11, 2011
CITY COUNCIL FINANCE COMMITTEE MINUTES OF FEBRUARY
16, 2011
CITY COUNCIL BUDGET RETREAT MINUTES OF FEBRUARY 17,
2011
CITY COUNCIL CONFERENCE MINUTES OF FEBRUARY 22, 2011
CITY COUNCIL MINUTES OF FEBRUARY 22, 2011
NORMAN UTILITIES AUTHORITY MINUTES OF FEBRUARY 22,
2011
NORMAN MUNICIPAL AUTHORITY MINUTES OF FEBRUARY 22,
2011
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF
FEBRUARY 22, 2011

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

ACTION TAKEN: _____

Attachments: [February 11 PCDC Minutes](#)
 [February 16 Finance Committee minutes](#)
 [February 17 Budget Retreat Minutes](#)
 [February 22 Conference Minutes](#)
 [February 22 CC Minutes](#)

- 5 O-1011-41 CONSIDERATION OF ORDINANCE NO. O-1011-41 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 PLACE LOTS 1-10, BLOCK 3; LOTS 1-9, BLOCK 4; LOTS 1-10, BLOCK 5; AND LOT 1, BLOCK 6, PRESIDENTIAL NO. 4 ADDITION, AND ALL OF LOTS 1-13, BLOCK 1, AND LOTS 1-6, BLOCK 2, PRESIDENTIAL NO. 3 ADDITION, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE RM-6, MEDIUM DENSITY APARTMENT DISTRICT, AND REMOVE THE SAME FROM THE C-2, GENERAL COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1801 JEFFERSON COURT AND 2681 JEFFERSON DRIVE)

ACTION NEEDED: Motion to introduce and adopt Ordinance No. O-1011-41 upon First Reading by title.

ACTION TAKEN: _____

Attachments: [O-1011-41 Jefferson](#)
[Jefferson Street Location](#)
[Jefferson Street Rezone Staff Report](#)
[2-10-11 Jefferson Street Minutes](#)

- 6 O-1011-42 CONSIDERATION OF ORDINANCE NO. O-1011-42 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 PLACE PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 10 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND PART IN THE PUD, PLANNED UNIT DEVELOPMENT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE NORTH SIDE OF INDIAN HILLS ROAD AND EAST OF 48TH AVENUE N.W.)

ACTION NEEDED: Motion to introduce and adopt Ordinance No. O-1011-42 upon First Reading by title.

ACTION TAKEN: _____

Attachments: [O-1011-42 Foxworth](#)
[Foxworth Location](#)
[Foxworth Rezoning Staff Report](#)
[Foxworth PUD Narrative](#)
[Foxworth-Whispering Park](#)
[2-10-11 Foxworth Minutes](#)

- 7 **O-1011-43** CONSIDERATION OF ORDINANCE NO. O-1011-43 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 PLACE PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 10 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE NORTH SIDE OF INDIAN HILLS ROAD AND EAST OF 48TH AVENUE N.W)

ACTION NEEDED: Motion to introduce and adopt Ordinance No. O-1011-43 upon First Reading by title.

ACTION TAKEN: _____

Attachments: [O-1011-43 Shaz](#)
[Whispering Trails Location](#)
[Staff Report O-1011-43](#)
[Whispering Trails PUD Narrative](#)
[Foxworth-Whispering Park](#)
[2-10-11 Whispering Trails Minutes](#)

- 8 **K-1011-131** CONSIDERATION OF BID NO. 1011-54; CONTRACT NO. K-1011-131 WITH STANDARD ROOFING COMPANY, INC., IN THE AMOUNT OF \$380,694; PERFORMANCE BOND NO. B-1011-65; STATUTORY BOND NO. B-1011-66; MAINTENANCE BOND NO. MB-1011-74; AND RESOLUTION NO. R-1011-99 FOR THE ROOF REPLACEMENT PROJECT FOR THE SENIOR CITIZEN CENTER, FIRE STATION NO. FOUR, NORTH AND SOUTH DIGESTER CONTROL BUILDINGS AT THE WASTEWATER TREATMENT PLANT, AND THE WESTWOOD MAINTENANCE AND POOL BUILDINGS AND BUDGET TRANSFER.

ACTION NEEDED: Acting as the City Council and the Norman Utilities Authority, motion to approve or reject all bids meeting specifications; and, if approved, award the bid in the amount of \$380,694 to Standard Roofing Company, Inc., as the lowest and best bidder meeting specifications; approve Contract No. K-1011-131 and the performance, statutory, and maintenance bonds; authorize execution of the contract; direct the filing of the bonds; adopt Resolution No. R-1011-99; and transfer funds in the amount of \$1,888 from Project No. WW0039, WWTP Environmental Building Foundation, Construction (032-9911-432.61-01) to WW0059, WWTP North and South Digester Control Room Roof Replacement, Construction (032-9677-432.61-01).

ACTION TAKEN: _____

Attachments: [Bid tab Senior Ctr, Fire 4, WWTP, Westwood.pdf](#)
 [Project Agent - Roofs.pdf](#)
 [Contract K-1011-131](#)
 [Performance B-0111-65](#)
 [Statutory B-1011-66](#)
 [MB-1011-74](#)
 [PR Standard Roofing](#)

- 9 **GID-1011-11** CONSIDERATION OF AUTHORIZATION FOR THE PURCHASE OF SIX (6) RUGGEDIZED NOTEBOOK COMPUTERS FROM CDW-G IN THE AMOUNT OF \$26,712.72 FOR THE POLICE DEPARTMENT.

ACTION NEEDED: Motion to approve or reject authorization for the purchase of six (6) ruggedized notebook computers in the amount of \$26,712.72 from CDW-G for the Police Department.

ACTION TAKEN: _____

Attachments: [CDW-G Quote](#)
 [Purchase Requisition - Panasonic Toughbooks](#)

- 10 **SC-1011-6** SPECIAL CLAIM NO. 1011-5: A CLAIM IN THE AMOUNT OF \$3,851.35 FROM CMR CLAIMS MANAGEMENT RESOURCES ON BEHALF OF OKLAHOMA GAS AND ELECTRIC COMPANY FOR DAMAGES INCURRED TO A UTILITY POLE LOCATED AT 668 EAST LINDSEY STREET BY A STREET MAINTENANCE DIVISION EMPLOYEE.

ACTION NEEDED: Motion to accept or reject Special Claim No. 1011-5; and, if approved, direct payment in the amount of \$3,851.35 contingent upon obtaining a Release and Covenant Not to Sue from CMR Claims Management Resources on behalf of Oklahoma Gas and Electric Company.

ACTION TAKEN: _____

Attachments: [City Clerk Memo](#)
 [OG&E Tort Claim](#)
 [Special Claim and Invoice](#)

- 13 **K-0708-113** AMENDMENT NO. THREE TO CONTRACT NO. K-0708-113: BY AND
Amend #3 BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE OKLAHOMA
CONSERVATION COMMISSION, AND WATERSHED RESTORATION
INC., EXTENDING THE CONTRACT UNTIL SEPTEMBER 30, 2011,
FOR THE BROOKHAVEN CREEK IMPROVEMENT PROJECT.

ACTION TAKEN: Motion to approve or reject Amendment No. Three to Contract No. K-0708-113 with the Oklahoma Conservation Commission and Watershed Restoration, Inc., extending the contract until September 30, 2011; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

Attachments: [Amendment #3 to K-0708-113](#)
 [Brookhaven Creek Imp Proj Vicinity Map](#)

- 14 **K-1011-59** CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT
Final OF CONTRACT NO. K-1011-59 BY AND BETWEEN THE CITY OF
 NORMAN, OKLAHOMA, AND STANDARD ROOFING COMPANY,
 INC., FOR THE FIRE ADMINISTRATION AND FIRE STATION
 NO. ONE ROOF REPLACEMENT PROJECT.

ACTION NEEDED: Motion to accept or reject the project; and, if accepted, direct final payment in the amount of \$145,349.00 to Standard Roofing Company, Inc.

ACTION TAKEN: _____

Attachments: [Invoice Standard Roofing](#)
 [PO Standard Roofing](#)

- 15 K-1011-137 CONTRACT NO. K-1011-137: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND PSC D/B/A CHEMICAL RECLAMATION SERVICES IN THE AMOUNT OF \$75,000 TO PROVIDE A HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT TO BE HELD APRIL 9, 2011 AT THE LLOYD NOBLE CENTER PARKING LOT.

ACTION TAKEN: Acting as the Norman Utilities Authority, motion to approve or reject Contract No. K-1011-137 with PSC d/b/a Chemical Reclamation Services in the amount of \$75,000 and Performance Bond No. B-1011-74; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

Attachments: [K-1011-137](#)
 [B-1011-74](#)
 [HHW Requisition](#)

- 16 K-1011-143 CONTRACT NO. K-1011-143: A CONTRACT BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND BARBARA MELTON FOR THE OPERATION OF THE WESTWOOD SWIM COMPLEX CONCESSION.

ACTION NEEDED: Acting as the Norman Municipal Authority, motion to approve or reject Contract No. K-1011-143 with Barbara Melton; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

Attachments: [Proposal Letter Westwood Concession](#)
 [K-1011-142 Westwood Concession](#)

- 17 **K-1011-145** CONTRACT NO. K-1011-145: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE CONSTRUCTION OF LINDSEY STREET FROM LINCOLN AVENUE EAST TO THE BURLINGTON NORTHERN SANTA FE (BNSF) RAILROAD TRACKS AND ADOPTION OF RESOLUTION NO. R-1011-95.

ACTION NEEDED: Motion to approve or reject Contract No. K-1011-145 with the Oklahoma Department of Transportation; and, if approved, adopt Resolution No. R-1011-95, authorize execution of the contract and resolution, and direct payment in the amount of \$580,000 to the ODOT for the City's share of the project.

ACTION TAKEN: _____

Attachments: [K-1011-145](#)
 [R-1011-95 ODOT](#)
 [location map -ProjectExtents_LindseyWidening](#)
 [Requisition - Lindsey Street Widening](#)

- 18 **K-1011-148** CONTRACT NO. K-1011-148: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND GARVER, L.L.C., IN THE AMOUNT OF \$397,800 TO PROVIDE PRELIMINARY ENGINEERING DESIGN SERVICES FOR THE PHASE 2 WASTEWATER TREATMENT PLANT EXPANSION PROJECT.

ACTION NEEDED: Acting as the Norman Utilities Authority, motion to approve or reject Contract No. K-1011-148 with Garver, L.L.C., in the amount of \$397,800; and, if approved, authorize the execution thereof.

ACTION NEEDED: _____

Attachments: [K-1011-148](#)
 [Requisition 183118](#)

Non-Consent Items

- 19 **TMP-127** CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 §307(B)(2) TO DISCUSS NEGOTIATIONS CONCERNING EMPLOYEES AND REPRESENTATIVES OF EMPLOYEE GROUPS AND AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 §307(B)(4) TO DISCUSS CONFIDENTIAL COMMUNICATIONS BETWEEN A PUBLIC BODY AND ITS ATTORNEY CONCERNING A PENDING INVESTIGATION, CLAIM OR ACTION IF THE PUBLIC BODY, WITH THE ADVICE OF ITS ATTORNEY, DETERMINES THAT DISCLOSURE WILL SERIOUSLY IMPAIR THE ABILITY OF THE PUBLIC BODY TO PROCESS THE CLAIM OR CONDUCT AN IMPENDING INVESTIGATION, LITIGATION OR PROCEEDING IN THE PUBLIC INTEREST REGARDING CLEVELAND COUNTY DISTRICT COURT CASE NO. CV-2011-48-L, CITY OF NORMAN VS. THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 2067.

ACTION NEEDED: Motion to adjourn out of the Council meeting and convene into an Executive Session in order to discuss negotiations concerning employees and representatives of employee groups and Cleveland County District Court Case No. CV-2011-48-L, City of Norman vs. the International Association of Fire Fighters, Local 2067.

ACTION TAKEN: _____

ACTION NEEDED: Motion to adjourn out of Executive Session and reconvene the Council Meeting.

ACTION TAKEN: _____

- 20 **TMP-126** REGARDING A SPECIAL ELECTION TO DETERMINE THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF NORMAN AND INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 2067 FOR THE TIME PERIOD OF JULY 1, 2010, TO JUNE 30, 2011, AS PROVIDED BY TITLE 11, OKLAHOMA STATUTES, SECTION 51-110, CONSIDERATION OF A MOTION TO MOVE FORWARD WITH NOTIFICATION TO THE CLEVELAND COUNTY ELECTION BOARD AFTER RECEIPT OF THE CLEVELAND COUNTY DISTRICT COURT'S RULING REGARDING BALLOT LANGUAGE IN CLEVELAND COUNTY DISTRICT COURT CASE NO. CV-2011-48-L; OR IN THE ALTERNATIVE, TO APPEAL THE DECISION OF THE CLEVELAND COUNTY DISTRICT COURT REGARDING DETERMINATION OF THE BALLOT LANGUAGE IN CLEVELAND COUNTY DISTRICT COURT CASE NO. CV-2011-48-L; AND/OR IN THE ALTERNATIVE, TO MODIFY RESOLUTION NO. R-1011-69 TO NOTIFY THE CLEVELAND COUNTY ELECTION BOARD NO LATER THAN APRIL 15, 2011, OF A JUNE 14, 2011, CITY WIDE ELECTION AND PROVIDE NEWSPAPER PUBLICATION NO LATER THAN JUNE 3, 2011.

ACTION NEEDED:

Option 1. Motion to move forward with notification of the Cleveland County Election Board after receipt of the Cleveland County District Court's ruling regarding ballot language in Case No. CV-2011-48-L for a May 10, 2011, City wide election.

or

Option 2. Motion to appeal the decision of the Cleveland County District Court regarding determination of the ballot language and to modify Resolution No. R-1011-69 to notify the Cleveland County Election Board no later than April 15, 2011, of a June 14, 2011, city wide election and provide newspaper publication no later than June 3, 2011.

or

Option 3. Motion to modify Resolution No. R-1011-69 to notify the Cleveland County Election Board no later than April 15, 2011, of a June 14, 2011, City wide election and provide newspaper publication no later than June 3, 2011.

ACTION TAKEN: _____

Attachments: [Memo IAFF](#)
[R-1011-69](#)
[Resolution calling Election annotated.pdf](#)
[Resolution calling Election amended.pdf](#)

21 Miscellaneous Discussion

This is an opportunity for citizens to address City Council. Remarks should be directed to the Council as a whole and limited to five minutes or less.

22 Adjournment