

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

October 14, 2008

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 14th day of October, 2008, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn, Mayor  
Rosenthal

ABSENT: None

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSENT DOCKET

Councilmember moved that Item 4 through Item 30 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember ; and the question being upon the placement on the consent docket by unanimous vote of Item 4 through Item 30, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 4 through Item 30 were placed on the consent docket by unanimous vote.

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Item 4, being:

CITY COUNCIL SPECIAL SESSION MINUTES OF SEPTEMBER 23, 2008  
CITY COUNCIL MINUTES OF SEPTEMBER 23, 2008  
NORMAN UTILITIES AUTHORITY MINUTES OF SEPTEMBER 23, 2008  
NORMAN MUNICIPAL AUTHORITY MINUTES OF SEPTEMBER 23, 2008  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF SEPTEMBER 23, 2008  
CITY COUNCIL SPECIAL SESSION MINUTES OF SEPTEMBER 30, 2008  
CITY COUNCIL STUDY SESSION MINUTES OF OCTOBER 7, 2008  
CITY COUNCIL OPEN HOUSE MEETING MINUTES OF OCTOBER 7, 2008

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

Items submitted for the record

1. City Council Conference minutes of September 23, 2008
2. City Council minutes of September 23, 2008
3. Norman Utilities Authority minutes of September 23, 2008
4. Norman Municipal Authority minutes of September 23, 2008
5. Norman Tax Increment Finance Authority minutes of September 23, 2008
6. City Council Special Session minutes of September 30, 2008
7. City Council Study Session minutes of October 7, 2008
8. City Council Open House Meeting minutes of October 7, 2008

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

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn, 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 THE FOLLOWING ORDINANCE UPON FIRST READING BY TITLE:

ORDINANCE NO. O-0809-20: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, FIXING THE COMPENSATION OF THE CITY MANAGER AS PROVIDED BY ARTICLE XVII, SECTION 1, OF THE CHARTER OF THE CITY OF NORMAN; PROVIDING FOR AN EFFECTIVE DATE FOR COMPENSATION TO BEGIN; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember @ moved that the ordinance be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated October 7, 2008, from Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
- 2. Ordinance No. O-0809-20

and the question being upon the Introduction and adoption of the ordinance upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the ordinance was Introduced, read, and adopted upon First Reading by title.

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Item 6, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

CHILDREN'S RIGHTS COORDINATING COMMISSION

TERM: 10-16-08 TO 10-16 11: TIFFANY COUCH, 2101 WEST BOYD STREET

TERM: 10-16-08 TO 10-16-11: ROBIN WILSON, 615 NORTH PETERS AVENUE

TERM: 10-16-08 TO 10-16-11: SUSAN GRAVES, 1400 VALLEY RIDGE ROAD

TREE BOARD

TERM: 10-14-08 TO 05-14-11: GREGORY CORNETT, 8102 DRIFTWOOD CIR.

Councilmember @ moved that the appointments be confirmed, which motion was duly seconded by Councilmember ^; and the question being upon confirming the appointments, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the appointments were confirmed.

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Item 7, being:

CONSIDERATION AND AWARDING OF BID NO. 0809-12 FOR THE PURCHASE OF THE FOLLOWING AGGREGATE AND STONE MATERIALS FOR THE STREET DIVISION:

1. 3/8 INCH SCREENINGS
2. 3/4 INCH WASHED CHIPS
3. CONCRETE SAND
4. 1 1/2 INCH AGGREGATE BASE, TYPE A
5. TRAFFIC BOUND SURFACE COURSE, TYPE A
6. KILN DUST
7. SELECT BORROW SUBGRADE MATERIAL
8. 3 INCH SURGE ROCK
9. 8 INCH RIPRAP
10. 12 INCH RIPRAP
11. 18 INCH RIPRAP
12. A. TOPSOIL – PICKUP  
B. TOPSOIL - DELIVERED
13. MANUFACTURED SAND

Councilmember @ moved that all bids meeting specifications on Sections 1, 4, and 5 be accepted and the bid be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 5, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated August 28, 2008, for Section 1, 3/8 inch screenings, Section 4, 1 1/2 aggregate base, Type A; and Section 5, traffic bound surface course, Type A

and the question being upon accepting all bids meeting specifications on Sections 1, 4, and 5 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Sections 2 and 8 accepted; and the bid be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder.

Councilmember @ moved that all bids meeting specifications on Sections 2 and 8 be accepted and the bid be awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 5, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated August 28, 2008, for Section 2, 3/4 inch washed chips, and Section 8, 3 inch surge rock

Item 7, continued:

and the question being upon accepting all bids meeting specifications on Sections 2 and 8 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn,  
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Sections 2 and 8 accepted; and the bid be awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder.

Councilmember @ moved that all bids meeting specifications on Sections 3, 9, and 10 be accepted and the bid be awarded to Sand Express, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 5, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated August 28, 2008, for Section 3, concrete sand; Section 9, 8 riprap; and Section 10, 12 inch riprap

and the question being upon accepting all bids meeting specifications on Sections 3, 9, and 10 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn,  
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Sections 3, 9, and 10 accepted; and the bid be awarded to Sand Express, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder.

Councilmember @ moved that all bids meeting specifications on Sections 7, 12A, and 12B be accepted and the bid be awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Sand Express, Inc., as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 5, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated August 28, 2008, for Section 7, select borrow subgrade material; Section 12A, topsoil – pickup; and Section 12B, topsoil - delivered

and the question being upon accepting all bids meeting specifications on Sections 7, 12A, and 12B and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn,  
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Sections 7, 12A, and 12B accepted; and the bid be awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Sand Express, Inc., as the alternate bidder.

Councilmember @ moved that all bids meeting specifications on Section 11 be accepted and the bid in the amount of \$27.75 per ton be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember ^;

Item 7, continued:

Items submitted for the record

1. Memorandum dated September 5, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated August 28, 2008, for Section 11, 18 inch riprap

and the question being upon accepting all bids meeting specifications on Section 11 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Section 11 accepted; and the bid in the amount of \$27.75 per ton was awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications.

Councilmember @ moved that the bid as meeting specifications on Section 13 be accepted and the bid in the amount of \$14.00 per ton be awarded to Sand Express, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 5, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated August 28, 2008, for Section 13, manufactured sand

and the question being upon accepting the bid as meeting specifications on Section 13 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the bid as meeting specifications on Section 13 accepted; and the bid in the amount of \$14.00 per ton was awarded to Sand Express, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder.

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Item 8, being:

CONSIDERATION AND AWARDING OF BID NO. 0809-14 FOR THE PURCHASE OF THE FOLLOWING INLET FRAMES, GRATES, AND CURB HOODS FOR THE STREET DIVISION:

1. HEAVY-DUTY CAST IRON 3 FLANGE INLET FRAME
2. HEAVY-DUTY CAST IRON DOUBLE UNIT (LEFT AND RIGHT) INLET FRAMES WITH FASTENING HARDWARE
3. HEAVY-DUTY CAST IRON CENTER SECTION INLET FRAME WITH FASTENING HARDWARE
4. HEAVY-DUTY CAST IRON TYPE L GRATE
5. HEAVY-DUTY CAST IRON TYPE V GRATE
6. A. 6 INCH MOUNTABLE CAST IRON CURB HOOD WITH FASTENING HARDWARE  
B. 8 INCH MOUNTABLE CAST IRON CURB HOOD WITH FASTENING HARDWARE
7. DETECTABLE WARNING SURFACE/ADA TRUNCATED DOME 2 FEET X 4 FEET TILE, CAST IN PLACE, BRICK RED

Councilmember @ moved that all bids meeting specifications on Sections 1, 2, 3, 4, 5, 6-A, and 6-B be accepted and the bid be awarded to Ferguson Water Works \$1832 as the lowest and best bidder meeting specifications and HD Supply Waterworks as the alternate bidder, which motion was duly seconded by Councilmember ^;

Item 8, continued:

Items submitted for the record

- 1. Memorandum dated September 8, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated August 28, 2008, for Section 1, heavy-duty cast iron flange inlet frame; Section 2, heavy-duty cast iron double unit (left and right) inlet frames with fastening hardware; Section 3, heavy-duty cast iron center section inlet frame with fastening hardware; Section 4, heavy-duty cast iron Type L grate; Section 5, heavy-duty cast iron Type V grate; Section 6-A, 6 inch mountable cast iron curb hood with fastening hardware; and Section 6-B, 8 inch mountable cast iron curb hood with fastening hardware

and the question being upon accepting all bids meeting specifications on Sections 1, 2, 3, 4, 5, 6-A, and 6-B and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Sections 1, 2, 3, 4, 5, 6-A, and 6-B accepted; and bid be awarded to Ferguson Water Works \$1832 as the lowest and best bidder meeting specifications and HD Supply Waterworks as the alternate bidder.

Thereupon, Councilmember @ moved that all bids meeting specifications on Section 7 be accepted and the bid in the amount of \$124.00 each be awarded to Contractor's Supply Company as the lowest and best bidder meeting specifications and Neenah Foundry Company as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated September 08, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated August 28, 2008, for Section 7, detectable warning surface/ADA truncated dome, 2 feet x 4 feet tile, cast in place, brick red

and the question being upon accepting all bids meeting specifications on Section 7 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Section 7 accepted; and the in the amount of \$124.00 each be awarded to Contractor's Supply Company as the lowest and best bidder meeting specifications and Neenah Foundry Company as the alternate bidder.

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Item 9, being:

CONSIDERATION AND AWARDING OF BID NO. 0809-15 FOR THE PURCHASE OF THE FOLLOWING CLASSES OF PORTLAND CEMENT CONCRETE PER CUBIC YARD FOR THE STREET DIVISION:

- 1-A. CLASS A
  - B. CLASS A WITH ONE PERCENT CALCIUM CHLORIDE
  - C. CLASS A WITH TWO PERCENT CALCIUM CHLORIDE
- 2. CLASS B
- 3. HIGH EARLY STRENGTH
- 4. 5-SACK GROUT MIX
- 5. FLOWABLE FILL

Councilmember @ moved that all bids meeting specifications on Sections 1-A, 1-B, and 1-C be accepted and the bid be awarded to Schwarz Ready-Mix as the lowest and best bidder meeting specifications and Metheny Concrete Products, Inc., as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated September 08, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated August 28, 2008, for Section 1-A, Class A Portland cement concrete, per cubic yard; Section 1-B, Class A Portland cement concrete with one percent calcium chloride, per cubic yard; and Section 1-C, Class A cement concrete with two percent calcium chloride, per cubic yard

and the question being upon accepting all bids meeting specifications on Sections 1-A, 1-B, and 1-C and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Sections 1-A, 1-B, and 1-C accepted; and the bid was awarded to Schwarz Ready-Mix as the lowest and best bidder meeting specifications and Metheny Concrete Products, Inc., as the alternate bidder.

Thereupon, Councilmember @ moved that all bid as meeting specifications on Sections 2 and 5 be accepted and the bid be awarded to Metheny Concrete Products, Inc., as the lowest and best bidder meeting specifications and Schwarz Ready-Mix as the alternate bidder, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated September 08, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated August 28, 2008, for Section 2, Class B Portland cement concrete, per cubic yard; and Section 5, flowable fill, per cubic yard

and the question being upon accepting all bids as meeting specifications on Sections 2 and 5 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids as meeting specifications on Sections 2 and 5 accepted; and the bid was awarded to Metheny Concrete Products, Inc., as the lowest and best bidder meeting specifications and Schwarz Ready-Mix as the alternate bidder.

Item 9, continued:

Thereupon, Councilmember @ moved that the bid as meeting specifications on Section 3 be accepted and the bid in the amount of \$95.00 per cubic yard be awarded to Schwarz Ready-Mix as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated September 08, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated August 28, 2008, for Section 3, High Early strength cement concrete, per cubic yard

and the question being upon accepting the bid as meeting specifications on Section 3 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the bid as meeting specifications on Section 3 accepted; and the bid was awarded to Schwarz Ready-Mix as the lowest and best bidder meeting specifications.

Thereupon, Councilmember @ moved that the bid as meeting specifications on Section 4 be accepted and the bid in the amount of \$87.10 per cubic yard be awarded to Dolese Brothers Company as the lowest and best bidder meeting specifications, Schwarz Ready Mix as the first alternate bidder, and Metheny Concrete Products as second alternate bidder through November 1, 2009, and the City Manager be authorized to modify the order of contractor preference after receipt of updated bid prices on December 31, 2008, from Dolese Brothers Company, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated September 08, 2008, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated August 28, 2008, for Section 4, 5-sack grout mix

and the question being upon accepting the bid as meeting specifications on Section 4 and upon the subsequent awarding of the bid and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the bid as meeting specifications on Section 4 accepted; and the bid in the amount of \$87.10 per cubic yard was awarded to Dolese Brothers Company as the lowest and best bidder meeting specifications, Schwarz Ready Mix as the first alternate bidder, and Metheny Concrete Products as second alternate bidder through November 1, 2009, and the City Manager was authorized to modify the order of contractor preference after receipt of updated bid prices on December 31, 2008, from Dolese Brothers Company.

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Item 10, being:

CONSIDERATION AND AWARDING OF BID NO. 0809-17 FOR THE FOLLOWING RENTAL OF TYPE II BARRICADES FOR THE STREET AND LINE MAINTENANCE DIVISIONS:

- 1. A. STREET DIVISION - 175 BARRICADES PER MONTH
- B. LINE MAINTENANCE - 40 BARRICADES PER MONTH DIVISION
- 2. A. STREET DIVISION - 20 BARRICADES PER SEVEN DAYS
- B. STREET DIVISION - 40 BARRICADES PER SEVEN DAYS
- C. STREET DIVISION - 60 BARRICADES PER SEVEN DAYS

Acting as the City Council and Norman Utilities Authority, Councilmember @ moved that all bids meeting specifications in both sections be accepted and the bid be awarded to RoadSafe Traffic Systems as the overall lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated January 30, 1997, from Jud Foster, Director of Parks and Recreation, to Mayor and City Councilmembers
- 2. Bid tabulation dated January 30, 1997, for the Westwood Clubhouse Interior Renovation Project

and the question being upon accepting all bids as meeting specifications in both sections and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and all bids meeting specifications in both sections accepted; and the bid was awarded to RoadSafe Traffic Systems as the overall lowest and best bidder meeting specifications.

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Item 11, being:

CONSIDERATION AND AWARDING OF BID NO. 0809-18 FOR THE PURCHASE OF THE FOLLOWING ITEMS FOR THE STREET DIVISION:

- 1. ASPHALT COLD MILLING – 1 TO 3 INCHES
- 2. ASPHALT COLD MILLING – 3 TO 6 INCHES
- 3. CONCRETE COLD MILLING – 1 TO 2 INCHES

Councilmember @ moved that the bid as meeting specifications be accepted and the bid in the amount of \$ be awarded to as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated August 13, 1996, from Lloyd Davis, Line Maintenance Superintendent, through Jimmy D. Berry, Director of Public Works, to Mayor and City Council
- 2. Bid tabulation dated August 8, 1996, for Tiers One and Two water line materials

and the question being upon accepting the bid as meeting specifications and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the bid as meeting specifications accepted; and the bid in the amount of \$ was awarded to as the lowest and best bidder meeting specifications.

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Item 12, being:

CONSIDERATION OF ACCEPTANCE OF THE FOLLOWING DONATED EASEMENT FOR THE 36TH AVENUE N.W. SIGNALIZATION AND WIDENING PROJECT BETWEEN BROOKHOLLOW ROAD AND QUAIL DRIVE:

<u>EASEMENT NO.</u>	<u>GRANTOR</u>	<u>EASEMENT</u>
E-0809-14	FEDERAL MORTGAGE CORPORATION	PERMANENT PUBLIC UTILITY

Councilmember @ moved that the easements be accepted; the filing thereof with the Cleveland County Clerk be directed; and payment for Easement No. E-9697-36 be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated November 1, 1996, from Lonnie Ferguson, Capital Projects Engineer, and Linda Price, Assistant Director for Revitalization, to Honorable Mayor and Councilmembers
2. Easement No. E-9697-36 with Exhibit "A," legal description
3. Location map for Easement No. E-9697-36
4. Easement No. E-9697-37
5. Location map for Easement No. E-9697-37
6. Easement No. E-9697-38
7. Location map for Easement No. E-9697-38
8. Easement No. E-9697-39 with Exhibit "A," legal description
9. Location map for Easement No. E-9697-39
10. Easement No. E-9697-40 with Exhibit "A," legal description
11. Location map for Easement No. E-9697-40
12. Easement No. E-9697-41 with Exhibit "A," legal description
13. Location map for Easement No. E-9697-41
14. Easement No. E-9697-42 with Exhibit "A," legal description
15. Location map for Easement No. E-9697-42
16. Easement No. E-9697-43 with Exhibit "A," legal description
17. Location map for Easement No. E-9697-43

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

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the easements accepted; the filing thereof with the Cleveland County Clerk was directed and payment for Easement No. E-9697-36 was authorized.

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Item 13, being:

CONSIDERATION OF ACCEPTANCE OF THE FOLLOWING EASEMENTS AND WARRANTY DEEDS IN CONNECTION WITH THE ROBINSON STREET GRADE SEPARATION PROJECT:

<u>EASEMENT/ PARCEL NOS.</u>	<u>GRANTOR</u>	<u>EASEMENT</u>	<u>COST</u>
E-0809-20 PARCEL 25	PAUL V. AND FANNIE S. BENSLEY	TEMPORARY CONSTRUCTION	\$ 1,280.00
E-0809-21 PARCEL 24	JASON A. ROSS	TEMPORARY CONSTRUCTION	\$ 450.00
E-0809-22 PARCEL 28	MICHAEL R. AND KRYSTAL CUSHING	TEMPORARY CONSTRUCTION	\$ 5,000.00 *
E-0809-23 PARCEL 31	BRADLEY D. AND TINA M. MCLERRAN	TEMPORARY CONSTRUCTION	\$ 260.00
E-0809-24	RUSSELL JOHN AND CYNTHIA A.	TEMPORARY	\$ 260.00

PARCEL 2	SPINK	CONSTRUCTION	
E-0809-25 PARCEL 22.1	KENNETH MARK AND LINDA K. DEBERRY	TEMPORARY CONSTRUCTION	\$ 255.00
E-0809-26 PARCEL 52	GOODRICH MEMORIAL METHODIST CHURCH	TEMPORARY CONSTRUCTION	\$ 3,565.00
WAR.DEED PARCEL 41	ALPHAEUS O., LILLIE B., AND CINDY G. BENNETT		\$ 93,050.00
WAR. DEED PARCEL 42	JERE PEER		\$ 83,450.00
WAR.DEED PARCEL 43	JIM R., SHERRY L., AND CYNDE R. ROBERTSON		\$ 82,950.00
WAR. DEED PARCEL 44	GAYLE L. AND CAROLYN S. CAMERON		\$ 82,950.00
WAR. DEED PARCEL 48	RUBY J. KETCHUM		\$ 58,725.00
WAR. DEED PARCEL 49	TED A. AND GLENDA S. ARMSTRONG		\$107,850.00

\* Includes \$4,230.00 in damages due to loss of trees

Councilmember @ moved that the easements be accepted; the filing thereof with the Cleveland County Clerk be directed; and payment for Easement No. E-9697-36 be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated November 1, 1996, from Lonnie Ferguson, Capital Projects Engineer, and Linda Price, Assistant Director for Revitalization, to Honorable Mayor and Councilmembers
2. Easement No. E-9697-36 with Exhibit "A," legal description
3. Location map for Easement No. E-9697-36
4. Easement No. E-9697-37
5. Location map for Easement No. E-9697-37
6. Easement No. E-9697-38
7. Location map for Easement No. E-9697-38
8. Easement No. E-9697-39 with Exhibit "A," legal description
9. Location map for Easement No. E-9697-39
10. Easement No. E-9697-40 with Exhibit "A," legal description
11. Location map for Easement No. E-9697-40
12. Easement No. E-9697-41 with Exhibit "A," legal description
13. Location map for Easement No. E-9697-41
14. Easement No. E-9697-42 with Exhibit "A," legal description
15. Location map for Easement No. E-9697-42
16. Easement No. E-9697-43 with Exhibit "A," legal description
17. Location map for Easement No. E-9697-43

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

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the easements accepted; the filing thereof with the Cleveland County Clerk was directed and payment for Easement No. E-9697-36 was authorized.

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Item 14, being:

CONSIDERATION OF RELEASE OF THE FOLLOWING SUBDIVISION BONDS AND CASH SURETIES TO SECURE SIDEWALKS AND CONCURRENT CONSTRUCTION:

<u>BOND</u>	<u>IMPROVEMENTS</u>	<u>CASH SURETY</u>	<u>SUBDIVISION</u>
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B-0203-31	SIDEWALKS	CORPORATE BOND	HIGHLAND VILLAGE ADDITION, SECTION 1
B-0708-97	CONCURRENT CONSTRUCTION	CORPORATE BOND	NORMAN CENTER NORTH ADDITION

Councilmember @ moved that the release of the owners' obligations secured by the subdivision bonds be approved and the return of the cash sureties to the owners be directed, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated March 11, 1997, from Ken Danner, Development Coordinator, to Honorable Mayor and Councilmembers

and the question being upon approving the release of the owners' obligations secured by the subdivision bonds and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Hopper, Quinn, Rosenthal, Stanley, Stawicki, Thompson, Mayor Haralson

NAYES: None

The Mayor declared the motion carried and the release of the owners' obligations secured by the subdivision bonds approved; and the return of the cash sureties to the owners was directed.

\* \* \* \* \*

Item 15, being:

CONSIDERATION OF A REPLAT OF THE FINAL PLAT FOR SKM ADDITION, A REPLAT OF 24TH AVENUE INDUSTRIAL PARK ADDITION, BLOCK 2, MAGINNIS INDUSTRIAL TRACT ADDITION, AND MADISON SQUARE ADDITION AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN.

Councilmember @ moved that the final plat be approved; the public dedications contained within the plat 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 be directed, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated December 26, 2001, from Ken Danner, Development Coordinator, to Honorable Mayor and Councilmembers
2. Location map
3. Preliminary plat
4. Final site development plan
5. Final plat
6. Staff Report dated September 13, 2001, recommending approval
7. Pertinent excerpts from Planning Commission minutes of September 13, 2001
8. Subdivision bond status report

and the question being upon approving the final plat and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffth, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the final plat 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 required public improvements, and the filing of the final plat was directed.

\* \* \* \* \*

Item 16, being:

CONSIDERATION OF NORMAN RURAL CERTIFICATE OF SURVEY NO. COS-0809-1 AND THE VARIANCE IN MINIMUM FRONTAGE REQUIREMENTS FOR TRACTS ONE, TWO, AND THREE, MEYER ESTATES.

Councilmember @ moved that Norman Rural Certificate of Survey No. COS-0001-6 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated May 11, 2001, from Ken Danner, Development Coordinator, to Honorable Mayor and Councilmembers
2. Location map
3. Norman Rural Certificate of Survey No. COS-0001-6
4. Staff Report dated May 10, 2001, recommending approval
5. Pertinent excerpts from Planning Commission minutes of May 10, 2001

and the question being upon approving Norman Rural Certificate of Survey No. COS-0001-6 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Norman Rural Certificate of Survey No. COS-0001-6 approved; and the filing thereof with the Cleveland County Clerk was directed.

\* \* \* \* \*

Item 17, being:

CONSIDERATION OF THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$108,660.00 FROM THE OKLAHOMA HIGHWAY SAFETY OFFICE TO BE USED BY THE POLICE DEPARTMENT FOR TRAFFIC AND ALCOHOL ENFORCEMENT PROJECTS.

Councilmember @ moved that a grant in the amount of \$45,350.00 from the Oklahoma Highway Safety Office to be used by the Police Department to host a Drug Recognition Expert training class be accepted; the City Manager be authorized to sign the grant; \$1,800.00 be appropriated to Full Time Salaries (022-6037-421.20-01), \$25,750.00 to Education Expenses (022-6037-421.46-04), and \$17,800.00 to Minor Equipment (022-6037-421.36-99) from Special Revenue Fund Balance (022-0000-253.20-00); and Drug Recognition Expert Training Grant Revenue (022-0000-331.13-26) be increased by \$45,350.00, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated November 24, 1997, from Phil Cotten, Chief of Police, by Sergeant Jim Maisano, DRE Agency Coordinator, to Ron Wood, City Manager
2. Memorandum dated October 14, 1997, from Phil Cotton, Chief of Police, by Sergeant Jim Maisano, to Ron Wood, City Manager
3. Oklahoma Highway Safety Office Contract from October 1, 1997, to September 30, 1998

and the question being upon accepting a grant in the amount of \$45,350.00 from the Oklahoma Highway Safety Office to be used by the Police Department to host a Drug Recognition Expert training class and upon the subsequent authorization, appropriation, and increase , a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES	None

The Mayor declared the motion carried and a grant in the amount of \$45,350.00 from the Oklahoma Highway Safety Office to be used by the Police Department to host a Drug Recognition Expert training class was accepted; and the City Manager was authorized to sign the grant; \$1,800.00 was appropriated to Full Time Salaries (022-6037-421.20-01), \$25,750.00 to Education Expenses (022-6037-421.46-04), and \$17,800.00 to Minor Equipment (022-6037-421.36-99) from Special Revenue Fund Balance (022-0000-253.20-00); and Drug Recognition Expert Training Grant Revenue (022-0000-331.13-26) was increased by \$45,350.00.

\* \* \* \* \*

Item 18, being:

**CONSIDERATION OF ACCEPTANCE OF REIMBURSEMENT OF FUNDS IN THE AMOUNT OF \$20,620.50 FROM THE STATE OF OKLAHOMA OFFICE OF EMERGENCY MANAGEMENT DURING HIGH WINDS AND SEVERE FLOODING DURING THE MONTH OF AUGUST, 2007.**

Councilmember Quinn moved that reimbursement of funds in the amount of \$2,764.80 from the State of Oklahoma Public Assistance Program for winter ice storms from January 12 through 26, 2007, be accepted and Other Agency Reimbursements (010-0000-366.12-39) be increased by \$2,764.80, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

- 1. Memorandum dated August 25, 2008, from James Fullingim, Fire Chief, to Honorable Mayor and City Council,

and the question being upon accepting reimbursement of funds in the amount of \$2,764.80 from the State of Oklahoma Public Assistance Program for winter ice storms from January 12 through 26, 2007, and upon the subsequent increase, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and reimbursement of in the amount of \$2,764.80 from the State of Oklahoma Public Assistance Program for winter ice storm from January 12 through 26, 2007, accepted; and Other Agency Reimbursements (010-0000-366.12-39) was increased by \$2,764.80.

\* \* \* \* \*

Item 19, being:

**LIMITED LICENSE NO. 0809-5: LIMITED LICENSE TO PLACE FOUR (4) GROUND BANNERS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE CLEVELAND COUNTY FAMILY YMCA FOR THE YMCA FREE FALL CARNIVAL EVENT TO BE HELD ON FRIDAY, OCTOBER 24, 2008.**

Councilmember @ moved that Limited License No. 0405-10 to place nineteen (19) signs within the public rights-of-way pursuant to a request from the Norman Roundup Club be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated September 1, 2005, from Doug Kosciński, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers, Norman City Council
- 2. Application for Limited License for nineteen signs dated March 1, 2005, from the Norman Roundup Club
- 3. Limited License No. 0405-10

and the question being upon approving Limited License No. 0405-10 to place nineteen (19) signs within the public rights-of-way pursuant to a request from the Norman Roundup Club and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Limited License No. 0405-10 to place nineteen (19) signs within the public rights-of-way pursuant to a request from the Norman Roundup Club approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 20, being:

SPECIAL CLAIM NO. 0809-2: A CLAIM IN THE AMOUNT OF \$3,910.44 SUBMITTED BY AT&T FORMERLY SOUTHWESTERN BELL TELEPHONE L.P., FOR DAMAGES INCURRED TO THEIR CABLE WHEN WATER LINE MAINTENANCE EMPLOYEES WERE INSTALLING A WATER METER AT 1150 EAST CEDAR LANE.

Councilmember @ moved that Limited License No. 0405-10 to place nineteen (19) signs within the public rights-of-way pursuant to a request from the Norman Roundup Club be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 1, 2005, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers, Norman City Council
2. Application for Limited License for nineteen signs dated March 1, 2005, from the Norman Roundup Club
3. Limited License No. 0405-10

and the question being upon approving Limited License No. 0405-10 to place nineteen (19) signs within the public rights-of-way pursuant to a request from the Norman Roundup Club and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Limited License No. 0405-10 to place nineteen (19) signs within the public rights-of-way pursuant to a request from the Norman Roundup Club approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 21, being:

ADDENDUM NO. THREE TO CONTRACT NO. K-9798-44: A COOPERATIVE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE HOUSING AUTHORITY OF THE ABSENTEE SHAWNEE TRIBE OF INDIANS OF OKLAHOMA AUTHORIZING THE PURCHASE OF ONE UNIT OF MUTUAL SELF HELP HOUSING OUTSIDE THE APPROVED MASTER HOUSING PLAN DISTRICTS LOCATED AT LOT 11, BLOCK 1, DEERFIELD ADDITION NO. THREE. (2516 NORTHERN HILLS ROAD)

Councilmember @ moved that Addendum No. ? to Contract No. K-? with ? be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1.

and the question being upon approving Addendum No. ? to Contract No. K-? with ? and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Addendum No. ? to Contract No. K-? with ? approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 22, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0607-176: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, NORMAN UTILITIES AUTHORITY, AND SMITH-ROBERTS LAND SERVICES, INC., (SRLS) IN AN AMOUNT NOT-TO-EXCEED \$8,000.00 TO PROVIDE RELOCATION SERVICES RELATED TO THE ROBINSON STREET GRADE SEPARATION PROJECT.

Councilmember @ moved that Amendment No. One to Contract No. K-? with ? increasing the contract amount by \$ be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record  
1.

and the question being upon approving Amendment No. One to Contract No. K-? with ? increasing the contract amount by \$ and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-? with ? increasing the contract amount by \$ approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 23, being:

CONTRACT NO. K-0809-4: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE BOARD OF CLEVELAND COUNTY COMMISSIONERS, CLEVELAND COUNTY, OKLAHOMA, FOR A COOPERATIVE INTERLOCAL AGREEMENT FOR THE MAINTENANCE, CONSTRUCTION, AND REPAIR OF SECTION LINE ROADS WITHIN THE CITY OF NORMAN THROUGH JUNE 30, 2009.

Councilmember @ moved that Contract No. K-9697-38 with the Norman Optimist Club, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record  
1.

and the question being upon approving Contract No. K-9697-38 with the Norman Optimist Club, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-9697-38 with the Norman Optimist Club, Inc., approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 24, being:

CONTRACT NO. K-0809-59: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND EST, INC., IN THE AMOUNT OF \$165,120.00 TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN OF THE 12TH AVENUE N.E. AND ROBINSON STREET INTERSECTION IMPROVE-MENTS AND BUDGET APPROPRIATION.

Councilmember @ moved that Contract No. K-9697-38 with the Norman Optimist Club, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record  
1.

and the question being upon approving Contract No. K-9697-38 with the Norman Optimist Club, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-9697-38 with the Norman Optimist Club, Inc., approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 25, being:

CONSIDERATION OF A REQUEST FOR FUNDING FROM THE CENTER FOR CHILDREN AND FAMILIES, INC., APPROVAL OF CONTRACT NO. K-0809-62 IN THE AMOUNT OF \$90,000.00, AND BUDGET APPROPRIATION.

Councilmember @ moved that a request for funding in the amount of \$5,000.00 from David Donaldson, Treasurer of the 89er Day/Great American West Celebration Committee, be approved and \$5,000.00 be appropriated from the General Fund Balance (010-0000-253.20-00) to Great American West 89er Day (010-3090-415.47-63), which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1. Memorandum dated January 5, 2000, from Jeff Raley, Interim City Manager, to Mayor and City Council
2. Letter of request dated December 14, 1999, from David Donaldson, Treasurer, 89er Day/Great American West Celebration, to Mr. Jeff Raley, Acting City Manager
3. 89er Day/Great American West Celebration Estimated Budget for 2000

Participants in discussion

- 1. Mr. Jeff Raley, Interim City Manager
2. Mr. David Donaldson, 2301 East Robinson, Treasurer for the 89er Day/Great American West Celebration

and the question being upon approving a request for funding in the amount of \$5,000.00 from David Donaldson, Treasurer of the 89er Day/Great American West Celebration Committee, and upon the subsequent appropriation, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a request for funding in the amount of \$5,000.00 from David Donaldson, Treasurer of the 89er Day/Great American West Celebration Committee, approved; and \$5,000.00 was appropriated from the General Fund Balance (010-0000-253.20-00) to Great American West 89er Day (010-3090-415.47-63).

\* \* \* \* \*

Item 26, being:

CONTRACT NO. K-0809-63: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE BOARD OF CLEVELAND COUNTY COMMISSIONERS FOR A COOPERATIVE INTERLOCAL AGREEMENT TO OUTLINE RESPONSIBILITIES BETWEEN THE CITY OF NORMAN AND CLEVELAND COUNTRY REGARDING THE CLEVELAND COUNTY VETERANS MEMORIAL.

Item 27, being:

CONTRACT NO. K-0809-64: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND QWEST COMMUNICATIONS CORPORATION IN THE AMOUNT OF \$3,917.00 TO PROVIDE ASSISTANCE WITH THE PLANS, SPECIFICATIONS, AND COST ESTIMATE FOR THE RELOCATION OF A QWEST COMMUNICATIONS CORPORATION FIBER OPTIC LINE IN THE BURLINGTON NORTHERN SANTA FE RAILROAD RIGHT-OF-WAY IN CONNECTION WITH THE ROBINSON STREET GRADE SEPARATION PROJECT.

Councilmember @ moved that Contract No. K-9697-38 with the Norman Optimist Club, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember ^;

Items submitted for the record

- 1.

and the question being upon approving Contract No. K-9697-38 with the Norman Optimist Club, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-9697-38 with the Norman Optimist Club, Inc., approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 28, being:

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT OF JEAROLD ULIN, JR., VS. THE CITY OF NORMAN, CLEVELAND COUNTY DISTRICT COURT CASE NO. CJ-2007-2125-L, IN THE AMOUNT OF \$15,000.00.

Councilmember @ moved that the City Attorney's recommendation be approved and the City Attorney's Office be authorized to effectuate the settlement, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated October 30, 1996, from Anita K. Anthony, Assistant City Attorney, through Jeff F. Raley, City Attorney, to the Honorable Mayor and City Councilmembers
2. Cleveland County District Court Case No. CJ-95-1268(BH), the City of Norman vs. Loewen, Inc., with attached "exhibit A," legal descriptions, and Exhibit "B," Resolution No. R-9495-104

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

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; and the City Attorney's Office was authorized to effectuate the settlement.

\* \* \* \* \*

Item 29, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER REGARDING JEFF E. WOODS VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC-2008-04572A.

Councilmember @ moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Court Order be authorized, and payment of claims which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 26, 2008, from R. Blaine Nice, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and City Councilmembers
2. Workers Compensation Court Order No. 2008-04572A, filed September 25, 2008

3. Purchase Requisition No. 0000148882 dated September 30, 2008, in the amount of \$39,376.10 to Jeff E. Woods and Richard A. Bell
4. Purchase Requisition No. 0000148883 dated September 30, 2008, in the amount of \$838.10 to Workers' Compensation Administration Fund
5. Purchase Requisition No. 0000148884 dated September 30, 2008, in the amount of \$314.29 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000148885 dated September 30, 2008, in the amount of \$75.00 to Workers' Compensation Court
7. Purchase Requisition No. 0000148886 dated September 30, 2008, in the amount of \$119.30 to the Cleveland County Court Clerk

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

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Court Order was authorized and payment of claims which will constitute judgment against the City of Norman was directed.

\* \* \* \* \*

Item 30, being:

RESOLUTION NO. R-0809-51: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING JOINT PETITION SETTLEMENT OF A CLAIM FILED BY HENRY BASKEYFIELD UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF HENRY BASKEYFIELD V. THE CITY OF NORMAN, WORKERS' COMPENSATION CASE NO. WCC-2008-10038 A; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COURT JUDGMENTS FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember @ moved that Resolution No. R-0809-51 be adopted, which motion was duly seconded by Councilmember ^;

Items submitted for the record

1. Memorandum dated September 30, 2008, from R. Blaine Nice, Assistant City Attorney, through Jeff Harley Bryant City Attorney, to the Honorable Mayor and Councilmembers
2. Resolution No. R-0809-51

and the question being upon adopting Resolution No. R-0809-51, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-0809-51 was adopted.

\* \* \* \* \*

Item 31, being:

CONSIDERATION OF A REQUEST FROM THE OWNER OF TRACT 2, WILDWOOD ESTATES SECOND ADDITION FOR AN EXEMPTION TO SIDEWALK AND CURB AND GUTTER REQUIREMENTS. (2520 WILDWOOD LANE)

Councilmember moved that a request from the owner of Tract 2, Wildwood Estates Second Addition for an exemption to sidewalk and curb and gutter requirements subject to approval of rezoning and submittal of a Short Form Plat be approved, which motion was duly seconded by Councilmember ;

Items submitted for the record

1. Memorandum dated September 25, 2008, from Ken Danner, Development Coordinator, to Honorable Mayor and Councilmembers
2. Letter of request dated June 7, 2008, from Doug Miller, Cornerstone Builders and Development, L.L.C., to Shawn O’Leary, Director of Public Works
3. Location maps

Participants in discussion

1. Mr.
2. Mr.

and the question being upon approving a request from the owner of Tract 2, Wildwood Estates Second Addition for an exemption to sidewalk and curb and gutter requirements subject to approval of rezoning and submittal of a Short Form Plat, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a request from the owner of Tract 2, Wildwood Estates Second Addition for an exemption to sidewalk and curb and gutter requirements was approved subject to approval of rezoning and submittal of a Short Form Plat.

\* \* \* \* \*

Item 32, being:

ORDINANCE NO. O-0809-9: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 8-111 TO CHAPTER 8 OF THE CODE OF THE CITY OF NORMAN REGARDING THE ACCEPTANCE OF DONATIONS BY THE CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0809-9 having been Introduced and adopted upon First Reading by title in City Council’s meeting of September 23, 2008, Councilmember moved that Ordinance No. O-0809-9 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember ;

Items submitted for the record

1. Memorandum dated September 9, 2008, from Suzanne Krohmer, Budget Manager, through Anthony Francisco, Director of Finance, to Honorable Mayor and Councilmembers
2. Ordinance No. O-0809-9
3. Legislatively notated copy of Ordinance No. O-0809-9
4. Pertinent excerpts from Finance Committee minutes of August 14, 2008

and the question being upon adopting Ordinance No. O-0809-9 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-0809-9 was adopted upon Second Reading section by section.

Thereupon, Councilmember moved that Ordinance No. O-0809-9 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember ; and the question being upon adopting Ordinance No. O-0809-9 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-0809-9 was adopted upon Final Reading as a whole.

\* \* \* \* \*

MISCELLANEOUS DISCUSSION

\* \* \* \* \*

Item 34, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(3) IN ORDER TO DISCUSS THE POSSIBLE PURCHASE OF REAL PROPERTY TO BE USED FOR A FIRE STATION/MUNICIPAL SERVICES FACILITY IN THE VICINITY OF 36TH AVENUE S.E. AND ALAMEDA STREET AND AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(4) IN ORDER TO DISCUSS ASHTON GROVE DEVELOPERS AND ASHTON GROVE MASTER ASSOCIATION VS. CITY OF NORMAN, CLEVELAND COUNTY, DISTRICT COURT CASE NO. CJ-2006-935 L; AND TORT CLAIMS RELATED TO A WATER LINE BREAK AT MAIN STREET AND CRAWFORD AVENUE AND A SEWER LINE BACKUP AT 1718 SMOKING OAKS COURT.

Councilmember moved that the City Council meeting be adjourned out of and an Executive Session be convened into in order to discuss the possible purchase of real property to be used for a Fire Station/Municipal Services Facility; Ashton Grove Developers and Ashton Grove Master Association vs. City of Norman, Cleveland County, District Court Case No. CJ-2006-935 L; and tort claims related to a water line break at Main Street and Crawford Avenue and a sewer line backup at 1718 Smoking Oaks Court, which motion was duly seconded by Councilmember ; and the question being upon adjourning out of the City Council meeting and convening into an Executive Session in order to discuss the possible purchase of real property to be used for a Fire Station/Municipal Services Facility; Ashton Grove Developers and Ashton Grove Master Association vs. City of Norman, Cleveland County, District Court Case No. CJ-2006-935 L; and tort claims related to a water line break at Main Street and Crawford Avenue and a sewer line backup at 1718 Smoking Oaks Court.

, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, 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 discuss the possible purchase of real property to be used for a Fire Station/Municipal Services Facility; Ashton Grove Developers and Ashton Grove Master Association vs. City of Norman, Cleveland County, District Court Case No. CJ-2006-935 L; and tort claims related to a water line break at Main Street and Crawford Avenue and a sewer line backup at 1718 Smoking Oaks Court.

The City Council adjourned into Executive Session at 9:50 p.m. Mr Rick Knighton, Assistant City Attorney; Mr. Jeff Bryant, City Attorney; Ms. Jeanne Snider, Assistant City Attorney; and Mr. Steve Lewis, City Manager, were in attendance at the Executive Session.

Thereupon, Councilmember moved that Executive Session be adjourned out of and the Council meeting be reconvened, which motion was duly seconded by Councilmember ; 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 Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Executive Session adjourned out of; and the Council meeting was reconvened at 10:32 p.m.

The Mayor said the possible purchase of real property to be used for a Fire Station/Municipal Services Facility; Ashton Grove Developers and Ashton Grove Master Association vs. City of Norman, Cleveland County, District Court Case No. CJ-2006-935 L; and tort claims related to a water line break at Main Street and Crawford Avenue and a sewer line backup at 1718 Smoking Oaks Court. was discussed in Executive Session. No action was taken and no votes were cast.

\* \* \* \* \*

ADJOURNMENT

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

YEAS: Councilmembers Butler, Cubberley, Dillingham, Ezzell, Hopper, Quinn, Stawicki, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 7:55 p.m.

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor