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

July 13, 2010

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 13th day of July, 2010, 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 Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
ABSENT:	None

The Pledge of Allegiance was led by Mayor Pro Tem Cubberley.

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Item 3, being:

ADMINISTERING THE OATH OF OFFICE TO AND SEATING OF COUNCILMEMBER-ELECT CAROL DILLINGHAM, WARD 4.

Presiding Judge David Poarch administered the Oath of Office to Councilmember-Elect, Carol Dillingham, Ward 4.

Thereupon, Councilmember Dillingham was formally seated.

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Item 4, being:

CONSENT DOCKET

Councilmember moved Kovach that Item 5 through Item 55 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Atkins; and the question being upon the placement on the consent docket by unanimous vote of Item 5 through Item 55, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Item 5 through Item 55 were placed on the consent docket by unanimous vote.

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Item 5, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL MINUTES OF JULY 6, 2010
NORMAN UTILITIES AUTHORITY MINUTES OF JULY 6, 2010
NORMAN MUNICIPAL AUTHORITY MINUTES OF JULY 6, 2010
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JULY 6, 2010

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

Item 5, continued:

Items submitted for the record
1. City Council minutes of July 6, 2010
2. Norman Utilities Authority minutes of July 6, 2010
3. Norman Municipal Authority minutes of July 6, 2010
4. Norman Tax Increment Finance Authority minutes of July 6, 2010

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

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

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Item 6, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENT OF KELLEY GRACE TO THE DEVELOPMENT OVERSIGHT COMMITTEE FOR TIF DISTRICT NO. 2.

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the appointment was confirmed.

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Item 7, being:

CONSIDERATION OF REQUEST FOR PROPOSAL NO. RFP-0910-59, CONTRACT NO. K-1011-15 WITH SAFETYCOM, INC., IN THE AMOUNT OF $2,096,621.40, PERFORMANCE BOND NO. B-1011-13, STATUTORY BOND NO. B-1011-14, MAINTENANCE BOND NO. MB-1011-7, AND RESOLUTION NO. R-1011-19 TO DEVELOP, EQUIP, AND INSTALL AN ELECTRONIC RADIO CONTROLLED OUTDOOR SIREN WARNING SYSTEM FOR THE CITY OF NORMAN.

Councilmember Kovach moved that Request for Proposal No. RFP-0910-59 from SafetyCom, Inc., to develop, equip, and install an electronic radio controlled outdoor warning system for the City of Norman be accepted; Contract No. K-1011-15 in the amount of $2,096,621.40 and the performance, statutory and maintenance bonds be approved; the filing of the bonds be directed; execution of the contract be authorized; and Resolution No. R-1011-19 be adopted, all based on the anticipated sale of bonds by September 30, 2010, as authorized by the voters on March 2, 2010, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-15 dated June 28, 2010
2. Proposal summary
3. Quotation Estimate No. NO040510DM dated April 5, 2010, in the amount of $2,096,621.40
4. Contract No. K-1011-15
5. Performance Bond No. B-1011-13
6. Statutory Bond No. B-1011-14
7. Maintenance Bond No. MB-1011-7
8. Resolution No. R-1011-19
9. Purchase Requisition No. 0000173295 dated July 6, 2010, in the amount of $2,096,621.40 to SafetyCom, Inc.

Participants in discussion
1. Ms. Brenda Hall, City Clerk
2. Ms. Sylvia Martin, Post Office Box 430, made comments

Item 7, continued:

and the question being upon accepting Request for Proposal No. RFP-0910-59 from SafetyCom, Inc., to develop, equip, and install an electronic radio controlled outdoor warning system for the City of Norman, approval, directive, authorization, and adoption, all based on the anticipated sale of bonds by September 30, 2010, as authorized by the voters on March 2, 2010, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Request for Proposal No. RFP-0910-59 from SafetyCom, Inc., to develop, equip, and install an electronic radio controlled outdoor warning system for the City of Norman accepted; Contract No. K-1011-15 and the performance, statutory, and maintenance bonds were approved; the filing of the bonds was directed; execution of the contract was authorized; and Resolution No. R-1011-19 was adopted, all based on the anticipated sale of bonds by September 30, 2010, as authorized by the voters on March 2, 2010.

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Item 8, being:

CONSIDERATION OF BID NO. 0910-64, CONTRACT NO. K-1011-1 WITH URBAN CONTRACTORS, L.L.C., IN THE AMOUNT OF $1,172,650; PERFORMANCE BOND NO. B-1011-1; STATUTORY BOND NO. B-1011-2, AND MAINTENANCE BOND NO. MB-1011-1 FOR PHASE 1 OF THE SEWER MAINTENANCE PROJECT FYE 2009 (SMP09).

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $1,172,650 be awarded to Urban Contractors, L.L.C., as the lowest and best bidder meeting specifications; Contract No. K-1011-1, Performance Bond No. B-1011-1, Statutory Bond No. B-1011-2, and Maintenance Bond No. MB-1011-1 be approved; and the Norman Utilities Authority as part of the contract be authorized to pay subcontractors for equipment and supplies in an approximate amount of $1,172,650 for Phase 1 of the Sewer Maintenance Project FYE 2009 (SMP09), which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1011-1 dated June 8, 2010
2. Location map
3. Bid tabulation for the FYE 2009 Sewer Maintenance Project (WW0049)
4. Contract No. K-1011-1
5. Performance Bond No. B-1011-1
6. Statutory Bond No. B-1011-2
7. Maintenance Bond No. MB-1011-1
8. Purchase Requisition No. 0000172335 dated June 16, 2010, in the amount of $1,172,650 to Urban Contractors, L.L.C.

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

YEAS:	Trustees Atkins, Dillingham, Ezzell, Griffith, Kovach, Vice-Chairman Cubberley
NAYES:	None

The Vice-Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of $1,172,650 was awarded to Urban Contractors, L.L.C., as the lowest and best bidder meeting specifications; Contract No. K-1011-1, Performance Bond No. B-1011-1, Statutory Bond No. B-1011-2, and Maintenance Bond No. MB-1011-1 were approved; and the Norman Utilities Authority as part of the contract was authorized to pay subcontractors for equipment and supplies in an approximate amount of $1,172,650 for Phase 1 of the Sewer Maintenance Project FYE 2009 (SMP09).

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Item 9, being:

CONSIDERATION OF BID NO. 0910-69, CONTRACT NO. K-1011-2 WITH URBAN CONTRACTORS, L.L.C., IN THE AMOUNT OF $1,570,100; PERFORMANCE BOND NO. B-1011-3; STATUTORY BOND NO. B-1011-4, AND MAINTENANCE BOND NO. MB-1011-2 FOR PHASE 2 OF THE SEWER MAINTENANCE PROJECT FYE 2010 (SMP10).

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $1,570,100 be awarded to Urban Contractors, L.L.C., as the lowest and best bidder meeting specifications; Contract No. K-1011-2, Performance Bond No. B-1011-3, Statutory Bond No. B-1011-4, and Maintenance Bond No. MB-1011-2 be approved; and the Norman Utilities Authority as part of the contract be authorized to pay subcontractors for equipment and supplies in an approximate amount of $1,570,100 for Phase 2 of the Sewer Maintenance Project FYE 2010 (SMP10), which motion was duly seconded by Trustee Griffith;

Items submitted for the record
1. Text File No. K-1011-2 dated June 10, 2010
2. Location map
3. Bid tabulation for the FYE 2010 Sewer Maintenance Project (WW0055)
4. Contract No. K-1011-2
5. Performance Bond No. B-1011-3
6. Statutory Bond No. B-1011-4
7. Maintenance Bond No. MB-1011-2

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

YEAS:	Trustees Atkins, Dillingham, Ezzell, Griffith, Kovach, Vice-Chairman Cubberley
NAYES:	None

The Vice-Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of $1,570,100 was awarded to Urban Contractors, L.L.C., as the lowest and best bidder meeting specifications; Contract No. K-1011-2, Performance Bond No. B-1011-3, Statutory Bond No. B-1011-4, and Maintenance Bond No. MB-1011-2 were approved; and the Norman Utilities Authority as part of the contract was authorized to pay subcontractors for equipment and supplies in an approximate amount of $1,570,100 for Phase 2 of the Sewer Maintenance Project FYE 2010 (SMP10).

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Item 10, being:

CONSIDERATION OF A REQUEST FROM THE NORMAN HOUSING AUTHORITY TO WAIVE THE FEE IN LIEU OF TAXES PAYMENT FOR 2009.

Councilmember Kovach moved that the request from the Norman Housing Authority to waive the fee in the amount of $9,019.12 in lieu of taxes payment for 2009 be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1011-2 dated July 2, 2010
2. Letter of request dated March 18, 2010, from Karen S. Canavan, Executive Director, Norman Housing Authority, to Mayor Cindy S. Rosenthal
3. Computation of Payments in Lieu of Taxes for Fiscal Year Ended June 30, 2009, for the Norman Housing Authority prepared by the United States Department of Housing and Urban Development Office of Public and Indian Housing

and the question being upon approving the request from the Norman Housing Authority to waive the fee in the amount of $9,019.12 in lieu of taxes payment for 2009, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the request from the Norman Housing Authority to waive the fee in the amount of $9,019.12 in lieu of taxes payment for 2009 was approved.

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Item 11, being:

CONSIDERATION OF PAYMENT OF FYE 20110 DUES ASSESSMENT IN THE AMOUNT OF $54,987 TO THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS FOR THE PERIOD OF JULY 1, 2010, THROUGH JUNE 30, 2011.

Councilmember Kovach moved that payment of FYE 2011 dues assessment in the amount of $54,987 to the Association of Central Oklahoma Governments through June 30, 2011, be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1011-3 dated July 6, 2010
1. Invoice No. 5844 dated July 1, 2010, from the Association of Central Oklahoma Governments in the amount of $54,987
2. Purchase Requisition No. 0000173303 dated July 6, 2010, in the amount of $54,987 to the Association of Central Oklahoma Governments

and the question being upon approving payment of FYE 2010 dues assessment in the amount of $54,987 to the Association of Central Oklahoma Governments through June 30, 2010, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and payment of FYE 2010 dues assessment in the amount of $54,987 to the Association of Central Oklahoma Governments through June 30, 2010, was approved.

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Item 12, being:

SUBMISSION OF PERMIT NO. SL-000014950340 ISSUED BY THE STATE OF OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY (ODEQ) FOR THE CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS FOR THE SEWER MAINTENANCE PROJECT, FYE 2009 (SMP09).

Councilmember Kovach moved that the permit be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1011-1 dated June 11, 2010
2. State of Oklahoma Department of Environmental Quality Permit No. SL000014100253, Sewer Lines, PWSID No. S-20616
3. Location maps

and the question being upon acknowledging receipt of the permit and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and receipt of the permit acknowledged; and the filing thereof was directed.

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Item 13, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR TRAILWOODS ADDITION, SECTION 5, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN.

Councilmember Kovach moved that the final site development plan and final plat be approved; the public dedications contained within the plat be accepted; and 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, the filing of a warranty deed for private park land, and receipt of a traffic impact fee in the amount of $15,572.43; and the filing of the final site development plan and final plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. FP-1011-1 dated July 2, 2010
2. Item overview
3. Location map
4. Preliminary plat
5. Final plat
6. Staff Report dated December 10, 2009, recommending approval
7. Trailwoods Greenstreet Preliminary Master Plan dated March 12, 2010, prepared by OU Green Lab members, R. Coffman, A. Grayson, C. Jennings, and M. Phelan with primary support from teammates from OCC, SMC, Ideal Homes, CH Guernsey, and OU Crew
8. Supplemental Declaration to the Declaration of Covenants, Conditions, and Restrictions for Trailwoods, a Residential Community to the City of Norman, Cleveland County, State of Oklahoma
9. Pertinent excerpts from Board of Parks Commissioners minutes of October 6, 2005
10. Pertinent excerpts from Planning Commission minutes of December 10, 2009

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the final site development plan and 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, the filing of a warranty deed for private park land, and receipt of a traffic impact fee in the amount of $15,572.43; and the filing of the final site development plan and final plat was directed.

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Item 14, being:

CONSIDERATION OF AMENDING THE PROGRAM OF IMPROVEMENTS AND DEFERRAL OF DRAINAGE IMPROVEMENTS IN CONNECTION WITH CEDAR LANE ROAD FOR LINKS AT NORMAN ADDITION, A PLANNED UNIT DEVELOPMENT.

Councilmember Kovach moved that the amendment of the program of improvements and the deferral of drainage improvements in connection with Cedar Lane Road for Links at Norman Addition, a Planned Unit Development, subject to receipt of a fee in the amount of $20,873 from the developer to secure future drainage improvements be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1011-4 dated May 26, 2010
2. Location map
3. Letter of request dated May 20, 2010, from Jerry Kelso, P.E., Senior Vice President, Crafton, Tull, Sparks, to Mr. Ken Danner, City of Norman
4. Opinion of cost dated May 25, 2010, in the amount of $20,873 for Storm Sewer System A Improvements from Crafton, Tull, Sparks
5. Location map of Links at Norman Offsite Storm Sewer Improvements along Cedar Lane, Storm Sewer System "A"
6. Pertinent excerpts from City Council minutes of August 25, 2009

Participants in discussion
1. Mr. Bobby Stevens, 3801 108th Avenue S.E., made comments

Item 14, continued:

and the question being upon approving the amendment of the program of improvements and the deferral of drainage improvements in connection with Cedar Lane Road for Links at Norman Addition, a Planned Unit Development, subject to receipt of a fee in the amount of $20,873 from the developer to secure future drainage improvements, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the amendment of the program of improvements and the deferral of drainage improvements in connection with Cedar Lane Road for Links at Norman Addition, a Planned Unit Development, subject to receipt of a fee in the amount of $20,873 from the developer to secure future drainage improvements was approved.

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Item 15, being:

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. 0910-11 FOR LOT 25, BLOCK 1, ARBOR LAKE ADDITION, SECTION 4 (708 WATERWOOD DRIVE).

Councilmember Kovach moved that Consent to Encroachment No. 0910-11 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. EN-0910-11 dated July 6, 2010
2. Consent to Encroachment No. 0910-11
3. Memorandum dated May 25, 2010, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Doug Koscinski, Current Planning Manager; Ken Danner, Development Coordinator; and Ken Komiske, Director of Utilities
4. Letter of request dated May 25, 2010, from Heidi Havenstrite to Ms. Brenda Hall, City Clerk
5. Location map
6. Memorandum dated June 14, 2010, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
7. Memorandum dated July 1, 2010, from Wayne D. Stenis, AICP, Planner II, to Brenda Hall, City Clerk
8. Memorandum dated July 1, 2010, from Ken Danner, Development Manager, to Blaine Nice, Assistant City Attorney
9. Letter dated March 25, 2010, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Tom and Heidi Havenstrite
10. Letter dated March 30, 2010, from Marshall Birchett, Right-of-Way Agent, Cox Communications, to Brenda Hall, Planning and Community Development
11. Letter dated March 24, 2010, from Terri Hayes, Manager – OSP Planning and Engineering Design, Norman/Noble Wire Centers, AT&T, to Whom It May Concern
12. Letter dated March 24, 2010, from Shannon Davis, Oklahoma Natural Gas, to Ms. Heidi Havenstrite
13. Email dated March 26, 2010, from Thad Peterson, Oklahoma Electric Cooperative, to Heidi Havenstrite

and the question being upon approving Consent to Encroachment No. 0910-11 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Consent to Encroachment No. 0910-11 approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 16, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0910-121: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND SWEETGRASS COMMUNITIES, L.L.C., INCREASING THE CONTRACT AMOUNT BY $16,900 FOR THE NORMAN UTILITIES AUTHORITY'S SHARE FOR THE DESIGN AND CONSTRUCTION OF THE LIFT STATION D WATER LINE PROJECT IN CONNECTION WITH RED CANYON RANCH, A PLANNED UNIT DEVELOPMENT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Amendment No. One to Contract No. K-0910-121 with Sweetgrass Communities, L.L.C., increasing the contract amount by $16,900 be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Griffith;

Items submitted for the record
1. Text File No. K-0910-121, Amend #1, dated June 30, 2010
2. Amendment No. One to Contract No. K-0910-121
3. Contract No. K-0910-121 with Exhibit "A," Cost Estimates for Lift Station D Waterline Options, Exhibit "B," location map; Exhibit "C," Cost Estimate for Lift Station D/Red Canyon Ranch Waterline; Exhibit "D," Final Plat for Red Canyon Ranch, Section 1; and Exhibit "E," Preliminary Plat for Red Canyon Ranch
4. Purchase Order No. 182742 dated February 1, 2010, in the amount of $128,300 adding Amendment No. One in the amount of $16,900 for a total contract price of $145,200

and the question being upon approving Amendment No. One to Contract No. K-0910-121 with Sweetgrass Communities, L.L.C., increasing the contract amount by $16,900 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Trustees Atkins, Dillingham, Ezzell, Griffith, Kovach, Vice-Chairman Cubberley
NAYES:	None

The Vice-Chairman declared the motion carried and Amendment No. One to Contract No. K-0910-121 with Sweetgrass Communities, L.L.C., increasing the contract amount by $16,900 approved; and the execution thereof was authorized.

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Item 17, being:

CONTRACT NO. K-1011-4: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND UNITED STATES DEPARTMENT OF AGRICULTURE, ANIMAL AND PLANT HEALTH INSPECTION SERVICES, WILDLIFE SERVICES IN THE AMOUNT OF $12,500 FOR THE CONTROL OF AQUATIC RODENTS.

Councilmember Kovach moved that Contract No. K-1011-4 with the United States Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services in the amount of $12,500 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-4 dated July 2, 2010
2. Contract No. K-1011-4
3. Purchase Requisition No. 0000173242 dated July 1, 2010, in the amount of $12,500 to United States Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions
2. Mr. Shawn, O'Leary, Director of Public Works

and the question being upon approving Contract No. K-1011-4 with the United States Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services in the amount of $12,500 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-4 with the United States Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services in the amount of $12,500 approved; and the execution thereof was authorized.

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Councilmember Dillingham asked that she be allowed to abstain from voting on Item 18 due to a conflict of interest. Thereupon, Councilmember Ezzell moved that Councilmember Dillingham be allowed to abstain from voting on Item 18 due to a conflict of interest, which motion was duly seconded by Councilmember Kovach; and the question being upon allowing Councilmember Dillingham to abstain from voting on Item 18 due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Ezzell, Griffith, and Kovach, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Councilmember Dillingham was allowed to abstain from voting on Item 38 due to a conflict of interest.

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Item 18, being:

CONTRACT NO. K-1011-5: 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, 2011

Councilmember Kovach moved that Contract No. K-1011-5 with the Board of Cleveland County Commissioners, Cleveland County, Oklahoma through June 30, 2011, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-5 dated July 2, 2010
2. Contract No. K-1011-5

and the question being upon approving Contract No. K-1011-5 with the Board of Cleveland County Commissioners, Cleveland County, Oklahoma through June 30, 2011, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-5 with the Board of Cleveland County Commissioners, Cleveland County, Oklahoma through June 30, 2011, approved; and the execution thereof was authorized.

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Item 19, being:

CONTRACT NO. K-1011-6: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE UNIVERSITY OF OKLAHOMA/CART IN THE AMOUNT OF $310,500 FOR TRANSPORTATION SERVICES THROUGH JUNE 30, 2011.

Councilmember Kovach moved that Contract No. K-1011-6 with the University of Oklahoma/CART in the amount of $310,500 through June 30, 2011, be approved and the execution of the contract be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-6 dated June 22, 2010
2. Contract No. K-1011-6 with Addendum A, Bus Stops, Benches, and Shelters by Route
3. Purchase Requisition No. 0000173260 dated July 1, 2010, in the amount of $310,500 to CART

Item 19, continued:

and the question being upon approving Contract No. K-1011-6 with the University of Oklahoma/CART in the amount of $310,500 through June 30, 2011, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-6 with the University of Oklahoma/CART in the amount of $310,500 through June 30, 2011, approved; and the execution of the contract was authorized.

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Item 20, being:

CONTRACT NO. K-1011-8: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND INFRASTRUCTURE MANAGEMENT SERVICES, INC., (IMS, INC.) IN AN AMOUNT NOT-TO-EXCEED $39,900; TO PROVIDE ENGINEERING SERVICES TO DEVELOP A PAVEMENT MANAGEMENT PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-8 with IMS, Inc., in the amount of $39,900 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-8 dated July 2, 2010
2. Letter dated June 14, 2010, from Donald L. Hardt, Manager of Client Services, IMS Infrastructure Management Services, to Robin Gonnerman, Pavement Maintenance Coordinator
3. Contract No. K-1011-8 with Appendix "A," Project Outline
4. Purchase Requisition No. 0000173371 dated July 8, 2010, in the amount of $39,900 to IMS, Inc.

and the question being upon approving Contract No. K-1011-8 with IMS, Inc., in the amount of $39,900 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-8 with IMS, Inc., in the amount of $39,900 approved; and the execution thereof was authorized.

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Item 21, being:

CONTRACT NO. K-1011-16: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND HEALTH FOR FRIENDS, INC., IN THE AMOUNT OF $10,000 AND ADOPTION OF RESOLUTION NO. R-1011-6 AS AGREED UPON UNDER THE 36TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-16 with Health for Friends, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-6 be adopted, and payment in the amount of $10,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-16 dated June 29, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-16
4. Resolution No. R-1011-6
5. Purchase Requisition No. 0000173209 dated July 1, 2010, in the amount of $10,000 to Health for Friends, Inc.

Item 21, continued:

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-16 with Health for Friends, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-16 with Health for Friends, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-6, and payment in the amount of $10,000 was directed.

* * * * *

Item 22, being:

CONTRACT NO. K-1011-17: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CLEVELAND AREA RAPID TRANSIT (CART) IN THE AMOUNT OF $25,000 AS AGREED UPON UNDER THE 36TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-17 with CART be approved, execution of the contract be authorized, and payment in the amount of $25,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-17 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-17
4. Purchase Requisition No. 0000173210 dated July 1, 2010, in the amount of $25,000 to CART

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-17 with CART and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-17 with CART approved; execution of the contract was authorized, and payment in the amount of $25,000 was directed.

* * * * *

Item 23, being:

CONTRACT NO. K-1011-18: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MEALS ON WHEELS OF NORMAN, INC., IN THE AMOUNT OF $12,500 AS AGREED UPON UNDER THE 36TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-18 with Meals on Wheels of Norman, Inc., be approved, execution of the contract be authorized, and payment in the amount of $12,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-18 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-18
4. Purchase Requisition No. 0000173211 dated July 1, 2010, in the amount of $12,500 to Meals on Wheels of Norman, Inc.

Item 23, continued:

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-18 with Meals on Wheels of Norman, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-18 with Meals on Wheels of Norman, Inc., approved; execution of the contract was authorized and payment in the amount of $12,500 was directed.

* * * * *

Item 24, being:

CONTRACT NO. K-1011-19: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BETHESDA, INC., IN THE AMOUNT OF $3,500 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-19 with Bethesda, Inc., be approved, execution of the contract be authorized, and payment in the amount of $3,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-19 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-19
4. Purchase Requisition No. 0000173212 dated July 1, 2010, in the amount of $3,500 to Bethesda, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-19 with Bethesda, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-19 with Bethesda, Inc., approved; execution of the contract was authorized and payment in the amount of $3,500 was directed.

* * * * *

Item 25, being:

CONTRACT NO. K-1011-20: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CENTER FOR CHILDREN AND FAMILIES, INC., IN THE AMOUNT OF $7,600 AS AGREED UPON UNDER THE 36TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-20 with Center for Children and Families, Inc., be approved, execution of the contract be authorized, and payment in the amount of $7,600 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-20 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-20
4. Purchase Requisition No. 0000173213 dated July 1, 2010, in the amount of $7,600 to Center for Children and Families, Inc.

Item 25, continued:

and the question being upon approving Contract No. K-1011-20 with Center for Children and Families, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-20 with Center for Children and Families, Inc., approved; execution of the contract was authorized and payment in the amount of $7,600 was directed.

* * * * *

Item 26, being:

CONTRACT NO. K-1011-21: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND FOOD AND SHELTER FOR FRIENDS, INC., IN THE AMOUNT OF $10,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-21 with Food and Shelter for Friends, Inc., be approved, execution of the contract be authorized, and payment in the amount of $10,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-21 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-21
4. Purchase Requisition No. 0000173214 dated July 1, 2010, in the amount of $10,000 to Food and Shelter for Friends, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-21 with Food and Shelter for Friends, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-21 with Food and Shelter for Friends, Inc., approved; execution of the contract was authorized and payment in the amount of $10,000 was directed.

* * * * *

Item 27, being:

CONTRACT NO. K-1011-22: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MOORE-NORMAN TECHNOLOGY CENTER FOUNDATION, INC. - OPTIONS PROGRAM, IN THE AMOUNT OF $5,500 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-22 with Moore-Norman Technology Center Foundation, Inc., be approved, execution of the contract be authorized, and payment in the amount of $5,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-22 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-22
4. Purchase Requisition No. 0000173215 dated July 1, 2010, in the amount of $5,500 to Moore Norman Technology Center Foundation, Inc.

Item 27, continued:

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-22 with Moore-Norman Technology Center Foundation, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-22 with Moore-Norman Technology Center Foundation, Inc., approved; execution of the contract was authorized and payment in the amount of $5,500 was directed.

* * * * *

Item 28, being:

CONTRACT NO. K-1011-23: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CENTRAL OKLAHOMA COMMUNITY ACTION AGENCY, INC., IN THE AMOUNT OF $27,500 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-7.

Councilmember Kovach moved that Contract No. K-1011-23 with Central Oklahoma Community Action Agency, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-7 be adopted, and payment in the amount of $27,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-23 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-23
4. Resolution No. R-1011-7
5. Purchase Requisition No. 0000173216 dated July 1, 2010, in the amount of $27,500 to Central Oklahoma Community Action Agency, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-23 with Central Oklahoma Community Action Agency, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-23 with Central Oklahoma Community Action Agency, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-7 was adopted, and payment in the amount of $27,500 was directed.

* * * * *

Item 29, being:

CONTRACT NO. K-1011-24: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND FULL CIRCLE ADULT DAY CENTER, INC., IN THE AMOUNT OF $2,400 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-8.

Councilmember Kovach moved that Contract No. K-1011-24 with Full Circle Adult Day Center, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-8 be adopted, and payment in the amount of $2,400 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-24 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-24
4. Resolution No. R-1011-8
5. Purchase Requisition No. 0000173217 dated July 1, 2010, in the amount of $2,400 to Full Circle Adult Day Center, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-24 with Full Circle Adult Day Center, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-24 with Full Circle Adult Day Center, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-8 was adopted, and payment in the amount of $2,400 was directed.

* * * * *

Item 30, being:

CONTRACT NO. K-1011-25: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND COMMUNITY AFTER SCHOOL PROGRAM, INC., IN THE AMOUNT OF $4,500 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-25 with Community After School Program, Inc., be approved, execution of the contract be authorized, and payment in the amount of $4,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-25 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-25
4. Purchase Requisition No. 0000173218 dated July 1, 2010, in the amount of $4,500 to Community After School Program, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-25 with Community After School Program, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-25 with Community After School Program, Inc., approved; execution of the contract was authorized and payment in the amount of $4,500 was directed.

* * * * *

Item 31, being:

CONTRACT NO. K-1011-26: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND UNITED WAY OF NORMAN, INC., IN THE AMOUNT OF $4,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-9.

Councilmember Kovach moved that Contract No. K-1011-26 with United Way of Norman, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-9 be adopted, and payment in the amount of $4,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-26 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-26
4. Resolution No. R-1011-9
5. Purchase Requisition No. 0000173219 dated July 1, 2010, in the amount of $4,000 to United Way of Norman, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-26 with United Way of Norman, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-26 with United Way of Norman, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-9 was adopted, and payment in the amount of $4,000 was directed.

* * * * *

Item 32, being:

CONTRACT NO. K-1011-27: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND AMONG FRIENDS ACTIVITY CENTER, INC., IN THE AMOUNT OF $2,500 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-27 with Among Friends Activity Center, Inc., be approved, execution of the contract be authorized, and payment in the amount of $2,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-27 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-27
4. Purchase Requisition No. 0000173220 dated July 1, 2010, in the amount of $2,500 to Among Friends Activity Center, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-27 with Among Friends Activity Center, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-27 with Among Friends Activity Center, Inc., approved; execution of the contract was authorized and payment in the amount of $2,500 was directed.

* * * * *

Item 33, being:

CONTRACT NO. K-1011-28: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND METROPOLITAN FAIR HOUSING COUNCIL, INC., IN THE AMOUNT OF $20,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-28 with Metropolitan Fair Housing Council, Inc., be approved, execution of the contract be authorized, and payment in the amount of $20,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-28 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-28
4. Purchase Requisition No. 0000173221 dated July 1, 2010, in the amount of $20,000 to Metropolitan Fair Housing Council, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. Contract No. K-1011-28 with Metropolitan Fair Housing Council, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. Contract No. K-1011-28 with Metropolitan Fair Housing Council, Inc., approved; execution of the contract was authorized and payment in the amount of $20,000 was directed.

* * * * *

Item 34, being:

CONTRACT NO. K-1011-29: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND COMMUNITY SERVICES BUILDING, INC., IN THE AMOUNT OF $33,779 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-10.

Councilmember Kovach moved that Contract No. K-1011-29 with Community Services Building, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-10 be adopted, and payment in the amount of $33,779 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-29 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-29
4. Resolution No. R-1011-10
5. Purchase Requisition No. 0000173222 dated July 1, 2010, in the amount of $33,779 to Community Services Building, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-29 with Community Services Building, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-29 with Community Services Building, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-10 was adopted, and payment in the amount of $33,779 was directed.

* * * * *

Item 35, being:

CONTRACT NO. K-1011-30: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THUNDERBIRD CLUBHOUSE, INC., IN THE AMOUNT OF $2,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-11.

Councilmember Kovach moved that Contract No. K-1011-30 with Thunderbird Clubhouse, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-11 be adopted, and payment in the amount of $2,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-30 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-30
4. Resolution No. R-1011-11
5. Purchase Requisition No. 0000173223 dated July 1, 2010, in the amount of $2,000 to Thunderbird Clubhouse, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-30 with Thunderbird Clubhouse, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-30 with Thunderbird Clubhouse, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-11 was adopted, and payment in the amount of $2,000 was directed.

* * * * *

Item 36, being:

CONTRACT NO. K-1011-31: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PROGRESSIVE INDEPENDENCE, INC., IN THE AMOUNT OF $7,500 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-12.

Councilmember Kovach moved that Contract No. K-1011-31 with Progressive Independence, Inc., be approved, execution of the contract be authorized, Resolution No. R-1011-12 be adopted, and payment in the amount of $7,500 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-31 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-31
4. Resolution No. R-1011-12
5. Purchase Requisition No. 0000173224 dated July 1, 2010, in the amount of $7,500 to Progressive Independence, Inc.,

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-31 with Progressive Independence, Inc., and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-31 with Progressive Independence, Inc., approved; execution of the contract was authorized, Resolution No. R-1011-12 was adopted, and payment in the amount of $7,500 was directed.

* * * * *

Item 37, being:

CONTRACT NO. K-1011-32: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE SALVATION ARMY, A GEORGIA CORPORATION, IN THE AMOUNT OF $6,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-32 with the Salvation Army, a Georgia Corporation, be approved, execution of the contract be authorized, and payment in the amount of $6,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-32 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-32
4. The Salvation Army Policy Statement
5. Purchase Requisition No. 0000173225 dated July 1, 2010, in the amount of $6,000 to the Salvation Army, a Georgia Corporation

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-32 with the Salvation Army, a Georgia Corporation, and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-32 with the Salvation Army, a Georgia Corporation, approved; execution of the contract was authorized and payment in the amount of $6,000 was directed.

* * * * *

Mayor Pro Tem Cubberley asked that he be allowed to abstain from voting on Item 38 due to a conflict of interest. Thereupon, Councilmember Dillingham moved that Mayor Pro Tem Cubberley be allowed to abstain from voting on Item 38 due to a conflict of interest, which motion was duly seconded by Councilmember Atkins; and the question being upon allowing Mayor Pro Tem Cubberley to abstain from voting on Item 38 due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, and Kovach
NAYES:	None
ABSTAIN:	Mayor Pro Tem Cubberley

The Mayor Pro Tem declared the motion carried and Mayor Pro Tem Cubberley was allowed to abstain from voting on Item 38 due to a conflict of interest.

* * * * *

Item 38, being:

CONTRACT NO. K-1011-33: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND AGING SERVICES OF CLEVELAND COUNTY, INC., IN THE AMOUNT OF $5,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM

Councilmember Kovach moved that Contract No. K-1011-33 with Aging Services of Cleveland County, Inc., be approved, execution of the contract be authorized, and payment in the amount of $5,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-33 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-33
4. Purchase Requisition No. 0000173226 dated July 1, 2010, in the amount of $5,000 to Aging Services of Cleveland County, Inc.

Item 38, continued:

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-33 with Aging Services of Cleveland County, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, and Kovach
NAYES:	None
ABSTAIN:	Mayor Pro Tem Cubberley

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-33 with Aging Services of Cleveland County, Inc., approved; execution of the contract was authorized and payment in the amount of $5,000 was directed.

* * * * *

Item 39, being:

CONTRACT NO. K-1011-34: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BRIDGES, INC., IN THE AMOUNT OF $2,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-34 with Bridges, Inc., be approved, execution of the contract be authorized, and payment in the amount of $2,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-34 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-34
4. Purchase Requisition No. 0000173227 dated July 1, 2010, in the amount of $2,000 to Bridges, Inc.

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-34 with Bridges, Inc., and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-34 with Bridges, Inc., approved; execution of the contract was authorized and payment in the amount of $2,000 was directed.

* * * * *

Item 40, being:

CONTRACT NO. K-1011-35: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND HABITAT FOR HUMANITY IN THE AMOUNT OF $15,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-35 with Habitat for Humanity be approved, execution of the contract be authorized, and payment in the amount of $15,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-35 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-35
4. Purchase Requisition No. 0000173228 dated July 1, 2010, in the amount of $15,000 to Habitat for Humanity

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-35 with Habitat for Humanity and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-34 with Habitat for Humanity approved; execution of the contract was authorized and payment in the amount of $15,000 was directed.

* * * * *

Item 41, being:

CONTRACT NO. K-1011-36: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MARY ABBOTT CHILDREN'S HOUSE IN THE AMOUNT OF $5,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND ADOPTION OF RESOLUTION NO. R-1011-13.

Councilmember Kovach moved that Contract No. K-1011-36 with Mary Abbot Children's House be approved, execution of the contract be authorized, Resolution No. R-1011-13 be adopted, and payment in the amount of $5,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-36 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-36
4. Resolution No. R-1011-13
5. Purchase Requisition No. 0000173229 dated July 1, 2010, in the amount of $5,000 to Mary Abbott Children's House

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-36 with Mary Abbott Children's House and upon the subsequent authorization, adoption, and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-36 with Mary Abbott's Children's House approved; execution of the contract was authorized, Resolution No. R-1011-13 was adopted, and payment in the amount of $5,000 was directed.

* * * * *

Item 42, being:

CONTRACT NO. K-1011-37: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND AMERICAN RED CROSS IN THE AMOUNT OF $600 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-37 with American Red Cross be approved, execution of the contract be authorized, and payment in the amount of $600 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-37 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-37
4. Purchase Requisition No. 0000173230 dated July 1, 2010, in the amount of $600 to American Red Cross

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-37 with American Red Cross and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-37 with American Red Cross approved; execution of the contract was authorized and payment in the amount of $600 was directed.

* * * * *

Item 43, being:

CONTRACT NO. K-1011-38: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BIG BROTHERS AND BIG SISTERS OF OKLAHOMA, CLEVELAND COUNTY OFFICE, IN THE AMOUNT OF $2,000 AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-38 with Big Brothers Big Sisters of Oklahoma, Cleveland County Office, be approved, execution of the contract be authorized, and payment in the amount of $2,000 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-38 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-38
4. Purchase Requisition No. 0000173231 dated July 1, 2010, in the amount of $600 to Big Brothers Big Sisters of Oklahoma, Cleveland County Office

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-38 with Big Brothers Big Sisters of Oklahoma, Cleveland County Office, and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-38 with Big Brothers Big Sisters of Oklahoma, Cleveland County Office, approved; execution of the contract was authorized and payment in the amount of $600 was directed.

* * * * *

Item 44, being:

CONTRACT NO. K-1011-39: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND NORMAN AFFORDABLE HOUSING CORPORATION, IN THE AMOUNT OF $89,856 ACTING AS A COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) AS AGREED UPON UNDER THE 36TH YEAR CDBG PROGRAM AND THE HOME INVESTMENT PARTNERSHIPS PROGRAM.

Councilmember Kovach moved that Contract No. K-1011-39 with Norman Affordable Housing Corporation acting as a CHDO be approved, execution of the contract be authorized, and payment in the amount of $89,856 be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-39 dated June 30, 2010
2. List of agencies to be funded under the 36th Year CDBG Program
3. Contract No. K-1011-39
4. Purchase Requisition No. 0000173232 dated July 1, 2010, in the amount of $89,856 to Norman Affordable Housing Corporation

Participants in discussion
1. Mr. Roger Gallagher, 1522 East Boyd Street, asked questions

and the question being upon approving Contract No. K-1011-39 with Norman Affordable Housing Corporation acting as a CHDO and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-39 with Norman Affordable Housing Corporation acting as a CHDO approved; execution of the contract was authorized and payment in the amount of $89,856 was directed.

* * * * *

Item 45, being:

CONTRACT NO. K-1011-41: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND WEATHERPROOFING TECHNOLOGIES, INC., (WTI) IN AN AMOUNT NOT TO EXCEED $66,339.13 TO PROVIDE ENGINEERING DESIGN AND CONSTRUCTION OVERSIGHT SERVICES FOR THE LIBRARY AND MUNICIPAL BUILDING B HVAC REPLACEMENT PROJECT.

Councilmember Kovach moved that Contract No. K-1011-41 with WTI in an amount not-to-exceed $66,319.13 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-41 dated July 2, 2010
2. Request for Proposal Summary dated July 7, 2010, for Mechanical Renovation Project, Norman Public Library and Municipal Building B
3. Contract No. K-1011-41
4. Proposal dated June 15, 2010, from Terry Morton, MEP Construction Manager, Weatherproofing Technologies, Inc., to Mr. Matthew Smith, Facilities Maintenance Superintendent, in the amount of $66,339.13
5. Request for Proposal No. RFP-0910-68

and the question being upon approving Contract No. K-1011-41 with WTI in an amount not-to-exceed $66,319.13 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Contract No. K-1011-41 with WTI in an amount not-to-exceed $66,319.13 approved; and the execution thereof was authorized.

* * * * *

Item 46, being:

CONTRACT NO. K-1011-43: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE OKLAHOMA WATER RESOURCES BOARD AND THE UNITED STATES GEOLOGICAL SURVEY IN THE AMOUNT OF $5,600 FOR THE MUSTANG ROAD AND INTERSTATE 35 (I-35) RIVER GAUGING STATIONS ALONG THE SOUTH CANADIAN RIVER THROUGH JUNE 30, 2011.

Acting as the City Council and the Norman Utilities Authority, Councilmember Kovach moved that Contract No. K-1011-43 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of $5,600 through June 30, 2011, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1011-43 dated June 30, 2010
2. Contract No. K-1011-43 with attachment, Proposed Cooperative Program for Fiscal Year Ending June 30, 2011
3. Purchase Requisition No. 0000173368 dated July 8, 2010, in the amount of $5,600 to Oklahoma Water Resources Board

and the question being upon approving Contract No. No. K-1011-43 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of $5,600 through June 30, 2011, and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Contract No. No. K-1011-43 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of $5,600 through June 30, 2011, approved; and the execution thereof was authorized.

* * * * *

Item 47, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF $5,565.24 REGARDING RICK BLALOCK VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC-2009-08463 R.

Councilmember Kovach 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 Griffith;

Items submitted for the record
1. Text File No. TMP-52 dated June 28, 2010
2. Workers' Compensation Court Order No. WCC 2009-08463R filed June 22, 2010
3. Purchase Requisition No. 0000172729 dated June 24, 2010, in the amount of $5,227.20 to Rick Blalock and Bell Law Firm
4. Purchase Requisition No. 0000172739 dated June 24, 2010, in the amount of $104.54 to Workers' Compensation Administration Fund Tax
5. Purchase Requisition No. 0000172742 dated June 24, 2010, in the amount of $39.20 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000172744 dated June 24, 2010, in the amount of $75 to Workers' Compensation Court
7. Purchase Requisition No. 0000172747 dated June 24, 2010, in the amount of $119.30 to 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 Atkins, Dillingham, Ezzell, Griffith Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem 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 48, being:

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT OF VIRGINIA ALICE JEWELL VS. THE CITY OF NORMAN, CLEVELAND COUNTY DISTRICT COURT CASE NO. CJ-2009-1763 L, IN THE AMOUNT OF $55,000.

Councilmember Kovach moved that the City Attorney's recommendation be approved and the City Attorney's Office be authorized to effectuate the settlement in the amount of $55,000, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. TMP-53 dated June 14, 2010
2. Cleveland County District Court Case No. CJ-2009-1763 L, Virginia Alice Jewell vs. the City of Norman filed August 7, 2009
3. Tort Claim dated August 17, 2009, in the amount of $125,000 from Stan Koop, P.L.L.C., on behalf of Virginia Alice Jewell to Brenda Hall, City Clerk

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 Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

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

* * * * *

Item 49, being:

RESOLUTION NO. R-0910-137: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $4,934 FROM THE ART IN PUBLIC PLACES FUND BALANCE TO BE USED BY THE NORMAN ARTS COUNCIL AS OUTLINED IN ORDINANCE NO. O-0708-5.

Councilmember Kovach moved that Resolution No. R-0910-137 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-0910-137 dated June 4, 2010
2. Resolution No. R-0910-137

and the question being upon adopting Resolution No. R-0910-137, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Resolution No. R-0910-137 was adopted.

* * * * *

Item 50, being:

RESOLUTION NO. R-1011-4: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING RESOLUTION NO. R-0809-50, SUPPORTING THE OKLAHOMA DEPARTMENT OF TRANSPORTATION PLAN TO RECONSTRUCT AND WIDEN STATE HIGHWAY 9 FROM THE EXISTING FOUR-LANE DIVIDED SECTION JUST EAST OF THE JUNCTION OF STATE HIGHWAY 9 AND U.S. HIGHWAY 77 IN NORMAN, CLEVELAND COUNTY, TO THE JUNCTION OF STATE HIGHWAY 9 AND U.S. HIGHWAY 177 IN TECUMSEH, POTTAWATOMIE COUNTY, AND ACKNOWLEDGING THE CITY'S INTENT TO PURSUE THE PREVIOUSLY REQUESTED MULTIMODAL PATH CONSTRUCTION AS A SEPARATE PROJECT.

Councilmember Kovach moved that Resolution No. R-1011-4 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1011-4 dated July 2, 2010
2. Resolution No. R-1011-4
3. Resolution No. R-0809-50
4. Pertinent excerpts from City Council minutes of September 22, 2008

Participants in discussion
1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon adopting Resolution No. R-1011-4, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Resolution No. R-1011-4 was adopted.

* * * * *

Item 51, being:

RESOLUTION NO. R-1011-5: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REQUESTING FEDERAL SURFACE TRANSPORTATION URBANIZED AREA SAFETY FUNDS (STP-UZA-SAFETY) FUNDS FOR THE ADDITION OF PEDESTRIAN AND BICYCLE FACILITIES AT THE INTERSECTIONS OF MCGEE DRIVE, IMHOFF ROAD, BERRY ROAD, CHAUTAUQUA AVENUE, JENKINS AVENUE, 12TH AVENUE S.E., AND 24TH AVENUE S.E. WITH STATE HIGHWAY 9 (PEDESTRIAN PUSH BUTTONS AND SIGNALS, SIDEWALK, WHEELCHAIR RAMPS, CROSSWALKS AND VIDEO VEHICLE DETECTION).

Councilmember Kovach moved that Resolution No. R-1011-5 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1011-5 dated July 2, 2010
2. Resolution No. R-1011-5
3. Location map
4. Application for Project Consideration in the FFY 2011-3014 OCARTS Transportation Improvement Program dated July 28, 2010
5. Opinion of Probable Cost dated June 22, 2010, in the amount of $387,965 for State Highway 9 at McGee Drive, Imhoff Road, Berry Road, Chautauqua Avenue, Jenkins Avenue, 12th Avenue S.E., and 24th Avenue S.E., Traffic Signal Modification (Add Pedestrian and Bicycle Facilities)

Participants in discussion
1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon adopting Resolution No. R-1011-5, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Resolution No. R-1011-5 was adopted.

* * * * *

Item 52, being:

RESOLUTION NO. R-1011-14: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $14,000 FROM STATE SEIZURE ACCOUNT TO FUND EDUCATIONAL OPPORTUNITIES IN DRUG DIVERSION INVESTIGATION, CRIMINAL INTERDICTION, CANINE LEGAL UPDATE, TECHNICAL INVESTIGATION, AND OTHER NARCOTICS RELATED AREAS.

Councilmember Kovach moved that Resolution No. R-1011-14 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1011-14 dated June 24, 2010
2. Resolution No. R-1011-14

and the question being upon adopting Resolution No. R-1011-14, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Resolution No. R-0910-18 was adopted.

* * * * *

Item 53, being:

RESOLUTION NO. R 1011-15: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CHANGING A STREET NAME FROM ANGUS DRIVE TO TURNBERRY DRIVE IN THE FINAL PLAT OF HIGHLAND VILLAGE ADDITION, SECTION 5, TO THE CITY OF NORMAN, OKLAHOMA.

Councilmember Kovach moved that Resolution No. R-1011-15 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1011-15 dated July 2, 2010
2. Resolution No. R-1011-15
3. Location map
4. Final plat for Highland Village Addition, Section 5
5. Letter dated June 24, 2010, from Brian Harris to Whom It May Concern
6. Letter dated June 24, 2010, from Bill and Sara Hildenbrand to Whom It May Concern
7. Letter dated June 28, 2010, from Don Wells, Highland Hills, L.L.C., to Norman City Council

and the question being upon adopting Resolution No. R-1011-15, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Resolution No. R-1011-15 was adopted.

* * * * *

Item 54, being:

A RESOLUTION SETTING THE DATE, TIME, PLACE AND GIVING NOTICE OF THE SALE OF THE CITY OF NORMAN COMBINED PURPOSE GENERAL OBLIGATION BONDS, SERIES 2010 IN THE APPROXIMATE AMOUNT OF $6,250,000, AND CONTAINING OTHER PROVISIONS RELATED THERETO.

Councilmember Kovach moved that Resolution No. R-1011-17 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1011-17 dated July 6, 2010
2. Resolution No. R-1011-17
3. Notice of Sale of Bonds
4. Registrar, Transfer Agent, and Paying Agent Agreement

Participants in discussion
1. Ms. Sylvia Martin, Post Office Box 430, made comments

and the question being upon adopting Resolution No. R-1011-17, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-1011-17 was adopted.

* * * * *

Item 55, being:

RESOLUTION NO. R-1011-18: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ESTABLISHING THE NINE-ONE-ONE EMERGENCY TELEPHONE FEE RATE FOR CALENDAR YEAR 2011.

Councilmember Kovach moved that Resolution No. R-1011-18 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1011-18 dated July 6, 2010
2. Resolution No. R-1011-18
3. Memorandum dated June 4, 2010, from John G. Johnson, Executive Director, Association of Central Oklahoma Governments, to City Council/Board of Trustees/City Clerks and County Commissioners

and the question being upon adopting Resolution No. R-1011-18, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Resolution No. R-1011-18 was adopted.

* * * * *

Item 56, being:

ORDINANCE NO. O-0910-41: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 13-108(O)(1) OF CHAPTER 13 OF THE CODE OF THE CITY OF NORMAN TO INCREASE THE ANNUAL FEE FOR THE FOOD SERVICE ESTABLISHMENT LICENSE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0910-41 having been Introduced and adopted upon First Reading by title in City Council's meeting of June 22, 2010, Councilmember Griffith moved that Ordinance No. O-0910-41 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record
1. Ordinance No. O-0910-41
2. Legislatively notated copy of Ordinance No. O-0910-41

Participants in discussion
1. Ms. Brenda Hall, City Clerk

and the question being upon adopting Ordinance No. O-0910-41 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-41 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-0910-41 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Dillingham; and the question being upon adopting Ordinance No. O-0910-41 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-41 was adopted upon Final Reading as a whole.

* * * * *

MISCELLANEOUS DISCUSSION

Trash on Highway 9. Mr. Bobby Stevens, 3801 108th Avenue S.E., thanked the City for picking up the trash pile laying on the side of the road on Highway 9.

*

Dignity Memorial Wall. Mr. Bobby Stevens, 3801 108th Avenue S.E. said he hoped everyone got a chance to see the Vietnam Wall which was very impressive. He said he was on Highway 9 and pulled over when it was brought in and that rows and rows of motorcycles followed the truck that held the wall. He said it was one of the best things he had seen in this City.

Mr. Roger Gallagher, 1522 East Boyd Street, said he had visited the wall every day it was here and had volunteered with many other citizens during the event. He commended Councilmember Atkins and Jud Foster, Director of Parks and Recreation, for a job well done.

Councilmember Griffith said he had been privileged to ride as an escort to the Dignity Memorial Wall, it was a very moving experience, and he was glad to hear it meant something to those who saw it.

Councilmember Atkins thanked all those who volunteered during the week the wall was in Norman. He said it had taken a lot of work and effort and he thanked local businesses who were involved and donated food to the hosts and security during the event. He thanked Jud Foster and the Parks and Recreation Staff for their support and said he looked forward to completing the event in November.

*

Miscellaneous Discussion, continued:

Fee Increases. Mr. Roger Gallagher, 1522 East Boyd Street, said tonight the Food Service License fees had been increased and he suggested the City look at the changes that Oklahoma City had recently made increasing fees from $10 to $100 for parking on sidewalks and on the grass. He said Council should look at making some type of change because it would curtail nuisance calls, benefit the neighborhoods, and bring revenue to the City.

*

State House District 46 Candidate. Mr. Zachary Knight, 1708 Cottonwood Lane, Newcastle, said he was running for State Representative in District 46 registered as an Independent and that district is part of Norman. He said he wanted to introduce himself to Council and citizens who were present tonight and he looked forward to serving the citizens of Norman if he won the election.

*

Increased Sales Tax Revenues. Councilmember Griffith said he recently read that City of Norman tax revenues have increased a modest 1.7%. He asked citizens not to get their hopes up because it is still a scary situation for the long-term economic well-being of the City. He said he hoped the trend continues and the next report would be better than 1.7%.

*

Shop Norman. Councilmember Griffith said, on behalf of Councilmember Quinn, "Shop Norman" and "Buy Norman."

*

Congratulations to Councilmember Dillingham. Councilmember Kovach congratulated Councilmember Dillingham and said he was glad she was here this evening since she had been unable to attend the last meeting.

Councilmember Dillingham said "Better late than never." She said she was honored to be here this evening and looked forward to working with Council and citizens to explain the utility rate increase election in August and to continue to work on the Stormwater Master Plan.

*

University Norman Park TIF. Councilmember Kovach said there was a recent article in the business section of the Norman Transcript discussing the TIF and the developer had suggested the reason that the high-end stores were not in the TIF was partially due to the City not stepping up. He said the developer compared Norman to Moore regarding commercial development and would like to ask the developer what high end development there was in Moore right now, because he did not see any. He said the whole premise of the TIF was that public money would be used for infrastructure so that the development would be accelerated and that high-end, spectacular development would come in short order. He said the cannibalization study done eighteen months ago showed high-end, spectacular development is necessary to keep local businesses from being harmed by the competition and by the subsidy (the TIF) and that is not happening. He said Council needs to take a serious look at the agreement to see how it is compared to what is happening. He said high-end development cannot occur when it depends on a certain dollar per square foot. He expressed his concern with certain retailers moving into the TIF, including Dollar Tree and Discount Tire, because although he welcomed them to Norman, they would not be conducive to high-end retail going into the TIF District. He said people within the business community had raised concerns about the architectural standards being relaxed making it more difficult to draw in high-end retail. He said the primary purpose of government is the health and safety of the community and that flooding issues in Wards 2 and 4 and other areas of the City have not been addressed. He said this past week Lindsey Street was impassable because of the increased rainfall and this has been a problem for many years. He said there is an engineering solution but instead, $2,200,000 a year is put into a private development instead of addressing problems that exist within the City. He asked Council to look at the TIF development, the promises made, and the City's obligation to hold the developer to those promises.

Miscellaneous Discussion, continued:

University Norman Park TIF, continued. Mayor Pro Tem Cubberley said he could not let this go. He said Councilmember Kovach seemed to be saying there is something wrong in what we are doing when, in fact, those properties in University North Park would not have been there or the money generated would not have been coming into City coffers without the TIF. He said the only reason the TIF is an issue is politics, pure and simple. He said the project is moving along according to plan. He said several council members were on Council at the time the TIF agreement was made and two years after that agreement was signed, we had Phase I, the low-end retail, or the normal retail, which was to be used to pay for the improvements that were going to, hopefully, bring in the high-end retail. He said the TIF is responsible for luring in the Embassy Suites conference center, a big prize for the City and surrounding entities. He said he had been disturbed by the remarks from Stanton Nelson, developer of University Town Center, who thought the city should do more in the way of incentives. He said the incentive for the developer to do his job was the TIF and the developer is sadly mistaken to think there will be something more from this council. He said there is an agreement to perform and it does not serve anyone's best interest to complain that the City has not done enough. He said if the developer had transferred the land for the park several months ago and the property been conveyed to Norman Economic Development Coalition (NEDC) as promised, possibly there would be more going on. He agreed with the developer that it was a challenging time and there are not many retailers building at this time and it will take patience. He said it is well known that economies go down and then they rebound. He said Norman's economy in the 80's was in the basement but it came back and it will come back again and there will always be opportunities for retailers. He said if we got rid of the TIF today, there would still be $7 million or more in obligations to pay off with no money going into the General Fund. He said we have the TIF and that is the reality; we need to make the best of it and hold the developer's feet to the fire.

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Beaver Problems. Councilmember Dillingham said a contract was approved tonight with the Department of Agriculture for the control of aquatic rodents. She said the stormwater problem has created an increase in beavers in Ward 4. She said hopefully they would make their home somewhere else.

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Safety Issues on Cedar Lane. Mayor Pro Tem Cubberley said citizens had asked the City to address safety issues at 36th Avenue S.E. and Cedar Lane and he had requested a traffic analysis of the intersection. He asked Staff to report their findings.

Mr. Shawn O'Leary, provided a brief summary of the traffic impact analysis which was completed recently. He said there was a very low traffic accident rate, a clear sight triangle at all corners, and insufficient warrants for additional traffic control devices. He said the study revealed there had been four traffic accidents within a 3 ½ year period, three of those accidents involved property damage only with one accident with injury and all four accidents were southbound vehicles colliding with westbound vehicles. Three of the accidents involved a failure to yield after stopping with one accident caused by failure to stop altogether. He said even though a small incidence of traffic accidents was found, the City made a few improvements by installing "Cross Traffic Does Not Stop" signs and rumble strips in advance of the intersection with stop signs. He said staff will continue to watch this intersection. He said a recent letter expressed concerns about the possibility of increased traffic from the new development, Links at Norman Addition, being constructed on Cedar Lane and 24th Avenue S.E. which included a large apartment complex and an eighteen-hole golf course. He said the traffic analysis provided by the developer indicated the largest percentage of traffic will exit onto Classen Boulevard south.

Mayor Pro Tem Cubberley said Mr. Stevens had commented tonight about lane markings in front of the Links at Norman Addition and asked Mr. O'Leary to look into this.

Mr. O'Leary said the apartment project is close to completion and Certificates of Occupancy were in the process of being completed. He said signage is not installed yet but he would follow up on it.

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Miscellaenous Discussion, continued:

Open Meetings Act Violation. Mayor Pro Tem Cubberley said there had been a complaint over a year ago in regard to Council violating the Open Meetings Act during an executive session. He said Council received the findings today from the District Attorney of Payne County who had been assigned to the case, stating there was no violation. He said the language of the Agenda Item fully informed the public of what was being discussed, that funding sources associated with purchasing real property is a natural and normal aspect of purchasing real property, and there was no violation. He said this cloud had been hanging over Council's head and the he was glad to finally receive a report that Council was correct in their evaluation and how they conducted their meeting.

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ADJOURNMENT

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the meeting was adjourned at 7:35 p.m.

ATTEST:

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Deputy City Clerk Mayor