

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

November 23, 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 23rd day of November, 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, Quinn, Mayor
Rosenthal

ABSENT: Councilmembers Butler and Cubberley

The Pledge of Allegiance was led by Boy Scout Troop No. 285 from the Church of Jesus Christ Latter Day Saints.

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CONSENT DOCKET

Councilmember Kovach moved that Item 4 through Item 19 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 4 through Item 19, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 4 through Item 19 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL SPECIAL SESSION MINUTES OF OCTOBER 26, 2010
CITY COUNCIL MINUTES OF NOVEMBER 9, 2010
NORMAN UTILITIES AUTHORITY MINUTES OF NOVEMBER 9, 2010
NORMAN MUNICIPAL AUTHORITY MINUTES OF NOVEMBER 9, 2010
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF NOVEMBER 9, 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;

Items submitted for the record

1. City Council Special Session minutes of October 26, 2010
2. City Council minutes of November 9, 2010
3. Norman Utilities Authority minutes of November 9, 2010
4. Norman Municipal Authority minutes of November 9, 2010
5. Norman Tax Increment Finance Authority minutes of November 9, 2010

Item 4, continued:

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

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, 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 ORDINANCE NO. O-1011-15 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO AMEND THE PLANNED UNIT DEVELOPMENT NARRATIVE APPROVED WITH ORDINANCE NO. O-0203-56, AND SUBSEQUENTLY AMENDED WITH ORDINANCE NO. O-0607-14, SO AS TO ADD SPECIFIED NEIGHBORHOOD COMMERCIAL USES AS ALLOWED USES WITHIN A SPECIFIED PORTION OF LOT 2, BLOCK 1 OF BEL-AIRE ADDITION, SECTION 4, A PLANNED UNIT DEVELOPMENT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ONE-QUARTER MILE SOUTH OF ALAMEDA STREET ON THE WEST SIDE OF 12TH AVENUE S.E.)

Councilmember Kovach moved that Ordinance No. O-1011-15 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1011-15 dated September 20, 2010, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1011-15 with Exhibit "A", site development plan
3. Location map
4. Staff Report dated October 14, 2010, recommending denial
5. 2010 Amended PUD Narrative for Bel-Aire Office Park revised October 3, 2010, from Harold Heiple, Attorney for L & S Development, L.L.C., to Norman Planning Department
6. Norman Predevelopment Summary Case No. PD 10-17 dated August 26, 2010, for L&S Development, L.L.C., located at Lot 2, Block 1, Bel-Aire Addition, Section 4
7. Protest area map dated November 16, 2010, containing 41.2% protest within notification area
8. Letter of protest dated October 11, 2010, from Karen S. Diers to City of Norman Planning Commission
9. Letter of protest dated October 10, 2010, from Carolin Showers to Norman Planning Commission
10. Letter of protest dated October 7, 2010, from Norman Residents named on the attached petition(s)
11. Petition of protest received October 11, 2010, containing thirteen (13) signatures
12. Petition of protest received October 11, 2010, containing twenty-two (22) signatures
13. Petition of protest received October 11, 2010, containing fifteen (15) signatures
14. Petition of protest received October 11, 2010, containing fifteen (15) signatures
15. Petition of protest received October 11, 2010, containing six (6) signatures
16. Petition of protest received October 11, 2010, containing four (4) signatures
17. Petition of protest received October 11, 2010, containing eighteen (18) signatures
18. Petition of protest received October 11, 2010, containing fourteen (14) signatures
19. Petition of protest received October 11, 2010, containing twelve (12) signatures
20. Petition of protest received October 11, 2010, containing twenty-one (21) signatures
21. Petition of protest received October 11, 2010, containing eleven (11) signatures
22. Petition of protest received November 15, 2010, containing three (3) signatures
23. Pertinent excerpts from Planning Commission minutes of October 14, 2010; June 12, 2003; and September 14, 2006
24. Pertinent excerpts from City Council minutes of July 22, 2003, and October 24, 2006

Item 5, continued:

and the question being upon the Introduction and adoption of Ordinance No. O-1011-15 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-1011-15 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:

NORMAN HOUSING AUTHORITY

TERM: 11-21-10 TO 11-21-13: MARIANNE RATLIFF, 813 LANDSDOWNE DRIVE

TERM: 11-21-10 TO 11-21-13: LORRIE GAVIN, 3512 BOB BUSCH DRIVE

SOCIAL AND VOLUNTARY SERVICES COMMISSION

TERM: 11-21-10 TO 12-09-11: GOLDA LONG, 3037 GRANT ROAD

Councilmember Kovach moved that the appointments be confirmed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. AP-1011-16 dated November 9, 2010

and the question being upon confirming the appointments, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, 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:

SUBMISSION OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF OCTOBER 31, 2010.

Councilmember Kovach moved that receipt of the report 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. RPT-1011-21 dated November 3, 2010, by Anthony Francisco, Finance Director
2. Finance Director's Investment Report as of October 31, 2010

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 8, being:

SUBMISSION OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF OCTOBER, 2010.

Councilmember Kovach moved that receipt of the reports 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. RPT-1011-22 dated November 3, 2010, by Carol Coles, Administrative Assistant
- 2. Monthly Departmental Reports for the month of October, 2010

Participants in discussion

- 1. Mr. Anthony Francisco, Finance Director
- 2. Mr. James Fullingim, Fire Chief

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of the reports acknowledged; and the filing thereof was directed.

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Item 9, being:

CONSIDERATION OF BID NO. 1011-39; CONTRACT NO. K-1011-76 WITH STANDARD ROOFING COMPANY, INC., IN THE AMOUNT OF \$314,086; PERFORMANCE BOND NO. B-1011-41; STATUTORY BOND NO. B-1011-42; MAINTENANCE BOND NO. MB-1011-42; AND RESOLUTION NO. R-1011-63 FOR THE FIRE STATION NO. TWO, POLICE AUXILIARY FACILITY AND ANIMAL CONTROL ROOF REPLACEMENT PROJECT.

Councilmember Kovach moved that all bids meeting specifications be accepted; the bid in the amount of \$314,086 be awarded to Standard Roofing Company, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1011-76 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-1010-63 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Text File No. K-1011-76 dated November 8, 2010, by Brenda Hall, City Clerk
- 2. Bid tabulation dated October 14, 2010, for the Fire Station No. Two, Police Auxiliary Facility, and Animal Control Facility Roof Replacement Project
- 3. Contract No. K-1011-76
- 4. Performance Bond No. B-1011-41
- 5. Statutory Bond No. B-1011-42
- 6. Maintenance Bond No. MB-1011-42
- 7. Resolution No. R-1011-63
- 8. Purchase Requisition No. 0000178977 dated November 9, 2010, in the amount of \$314,086 to Standard Roofing Company, Inc.

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$314,086 was awarded to Standard Roofing Company, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1011-76 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-1011-63 was adopted.

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Item 10, being:

CONSIDERATION OF ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$750 FROM WAL-MART STORES, INC., TO BE USED TO PURCHASE SMOKE DETECTORS FOR THE FIRE DEPARTMENT AND ADOPTION OF RESOLUTION NO. R-1011-64 TRANSFERRING \$7,878.19 TO PURCHASE ADDITIONAL SMOKE DETECTORS AND PROVIDE SUPPLIES, TOOLS, PRINTING AND ADVERTISING AND OTHER ITEMS RELATED TO THE SMOKE DETECTOR DISTRIBUTION EFFORT.

Councilmember Kovach moved that a donation in the amount of \$750 from Wal-Mart Stores, Inc., to be used to purchase smoke detectors for the Fire Department be accepted and budget transfer Resolution No. R-1011-64 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1011-64 dated November 8, 2010, by James Fullingim, Fire Chief
2. Resolution No. R-1011-64

Participants in discussion

1. Mr. James Fullingim, Fire Chief

and the question being upon accepting a donation in the amount of \$750 from Wal-Mart Stores, Inc., to be used to purchase smoke detectors and upon the subsequent adoption, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a donation in the amount of \$750 from Wal-Mart Stores, Inc., to be used to purchase smoke detectors accepted; and budget transfer Resolution No. R-1011-64 was adopted.

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Item 11, being:

PERMANENT EASEMENT NO. E-1011-26: CONSIDERATION OF ACCEPTANCE OF A DRAINAGE EASEMENT DONATED BY NORMAN PROPERTIES, L.L.C., AN OKLAHOMA LIMITED LIABILITY COMPANY, FOR THE FYE 2009 DRAINAGE PROJECT.

Councilmember Kovach moved that the easement be accepted 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. E-1011-26 dated November 8, 2010
2. Easement No. E-1011-26 with Exhibit "A", location map of easement and location map of FYE 2009 Drainage Project

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

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the easement accepted; the filing of the easement with the Cleveland County Clerk was directed.

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Item 12, being:

CONSIDERATION OF NORMAN RURAL CERTIFICATE OF SURVEY NO. COS-1011-5 FOR COONOO ADDITION, A VARIANCE IN THE MINIMUM ACREAGE REQUIREMENTS FOR TRACT 3, AND ACCEPTANCE OF EASEMENT NO. E-1011-34.

Councilmember Kovach moved that Norman Rural Certificate of Survey No. COS-1011-5 for Coonoo Addition and a variance in the minimum acreage requirements for Tract 3 be approved, Easement No. E-1011-34 be accepted, and the filing of the certificate of survey and easement with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. COS-1011-5 dated September 20, 2010, by Ken Danner, Development Manager
2. Location map
3. Norman Rural Certificate of Survey No. COS-1011-5
4. Easement No. E-1011-34
5. Staff Report dated October 14, 2010, recommending approval
6. Pertinent excerpts from Planning Commission minutes of October 14, 2010

and the question being upon approving Norman Rural Certificate of Survey No. COS-1011-5 for Coonoo Addition and a variance in the minimum acreage requirements for Tract 3 and upon the subsequent acceptance and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Norman Rural Certificate of Survey No. COS-1011-5 for Coonoo Addition and a variance in the minimum acreage requirements for Tract 3 approved; Easement No. E-1011-34 was accepted; and the filing of the certificate of survey and easement with the Cleveland County Clerk were directed.

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Item 13, being:

LIMITED LICENSE NO. LL-1011-7: A LIMITED LICENSE TO PLACE FIVE (5) SIGNS WITHIN THE PUBLIC RIGHT-OF-WAY PURSUANT TO A REQUEST FROM THE DIRECTOR OF THE NORMAN CHRISTMAS DAY COMMUNITY DINNER.

Councilmember Kovach moved that Limited License No. LL-1011-7 to place five (5) signs within the public rights-of-way pursuant to a request from the Director of the Norman Christmas Day Community Dinner be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. LL-1011-7 dated November 3, 2010, by Wayne Stenis, Planner II
2. Letter of request dated November 1, 2010, from Bob Magarian, Director, Norman Christmas Day Community Dinner, to Ms. Brenda Hall, City Clerk
3. Application for Limited License for five signs dated November 3, 2010, from Bob Magarian, Director, Norman Christmas Day Community Dinner
4. Limited License No. 1011-7

and the question being upon approving Limited License No. LL-1011-7 to place five (5) signs within the public rights-of-way pursuant to a request from the Norman Christmas Day Community Dinner and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1011-7 to place five (5) signs within the public rights-of-way pursuant to a request from the Norman Christmas Day Community Dinner approved; and the issuance thereof was authorized.

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Item 14, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-1011-44 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND LASHAR HOME COMFORT SYSTEMS, L.L.C., FOR THE SOONER THEATRE HVAC IMPROVEMENT PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of \$2,417.40 to Lashar Home Comfort Systems, L.L.C., be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Text File No. K-1011-44, Final, dated November 2, 2010, by James Briggs, Park Planner
- 2. Purchase Order No. 189906 dated August 3, 2010, in the amount of \$48,348 to Lashar Home Comfort Systems, L.L.C., subtracting payments totaling \$45,930.60 leaving a balance of \$2,417.40

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

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$2,417.40 to Lashar Home Comfort Systems, L.L.C., was directed.

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Item 15, being:

CONTRACT NO. K-1011-118: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND WILSON & COMPANY, INC., IN THE AMOUNT OF \$42,885.25 TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN OF THE HALL PARK LAKE DAM REPAIR PROJECT.

Councilmember Kovach moved that Contract No. K-1011-118 with Wilson & Company, Inc., in the amount of \$42,885.25 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-1011-118 dated November 8, 2010, by Bob Hanger, Stormwater Engineer
- 2. Contract No. K-1011-118 with Attachment A, Scope of Services; Attachment B, Hall Park Dam Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
- 3. Purchase Requisition No. 0000179281 dated November 16, 2010, in the amount of \$42,885.25 to Wilson & Company, Inc.

and the question being upon approving Contract No. K-1011-118 with Wilson & Company, Inc., in the amount of \$42,885.25 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1011-118 with Wilson & Company, Inc., in the amount of \$42,885.25 approved; and the execution thereof was authorized.

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Item 16, being:

CONTRACT NO. K-1011-119: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CITYWIDE MORTGAGE TO SUBORDINATE A LIEN REGARDING FUNDS FROM THE HOME PARTNERSHIP PROGRAM FOR PROPERTY LOCATED AT 1608 ORIOLE DRIVE.

Councilmember Kovach moved that Contract No. K-1011-119 with CityWide Mortgage 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-1011-119 dated November 1, 2010, by Linda Price, Revitalization Manager
- 2. Contract No. K-1011-119

and the question being upon approving Contract No. K-1011-119 with CityWide Mortgage and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1011-119 with CityWide Mortgage approved; and the execution thereof was authorized.

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Item 17, being:

CONTRACT NO. K-1011-121: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND SMALL ARROW ENGINEERING, L.L.C., IN THE AMOUNT OF \$120,495 TO PROVIDE FOR THE DESIGN, GRANT ADMINISTRATION, AND CONSTRUCTION ENGINEERING OF A COMPRESSED NATURAL GAS (CNG) FUELING STATION WITH PUBLIC ACCESS.

Councilmember Kovach moved that Contract No. K-1011-121 with Small Arrow Engineering, L.L.C., in the amount of \$120,495 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-1011-121 dated November 9, 2010, by Mike White, Fleet Superintendent
- 2. Contract No. K-1011-121 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Small Arrow Engineering Fee Schedule dated November 8, 2010, SAE Project No. 10118, CNG Public Fueling Station; and Attachment D, Owner's Responsibilities
- 3. Schematic drawing
- 4. Purchase Requisition No. 0000179286 dated November 16, 2010, in the amount of \$120,495 to Small Arrow Engineering, L.L.C.

Participants in discussion

- 1. Mr. Shawn O'Leary, Director of Public Works
- 2. Mr. John H. Bolte, Principal, Small Arrow Engineering, L.L.C., 216 South Main Street, Joplin, Missouri

and the question being upon approving Contract No. K-1011-121 with Small Arrow Engineering L.L.C., in the amount of \$120,495 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1011-121 with Small Arrow Engineering L.L.C., in the amount of \$120,495 approved; and the execution thereof was authorized.

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Item 18, being:

CONSIDERATION OF THE ACCEPTANCE OF A HIGHWAY TREE GRANT IN THE AMOUNT OF \$11,050 FROM THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY DEPARTMENT AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) TO BE USED BY THE PARKS AND RECREATION DEPARTMENT TO PROVIDE TREES FOR HIGH MEADOWS PARK LOCATED AT 1525 HIGH MEADOWS DRIVE, APPROVAL OF CONTRACT NO. K-1011-122, AND BUDGET APPROPRIATION.

Councilmember Kovach moved that a Highway Tree Grant from the Oklahoma Department of Agriculture, Food, and Forestry Department and ODOT in the amount of \$11,050 to provide trees for High Meadows Park be accepted; Contract No. K-1011-122 be approved; execution of the contract be authorized; Special Grant Fund Balance (022-0000-253.20-00) be increased by \$11,050; \$11,050 be appropriated to Project No. 0122, Highway Tree Grant – High Meadows Park, Construction (022-9813-452.61-01); and, upon reimbursement, funds be deposited to Other Revenue/Highway Tree Program (022-0000-334.13-27), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1011-122 dated November 3, 2010, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1011-122
3. Location map

and the question being upon accepting a Highway Tree Grant from the Oklahoma Department of Agriculture, Food, and Forestry Department and ODOT in the amount of \$11,050 to provide trees for High Meadows Park and upon the subsequent approval; authorization; increase; appropriation; and deposit, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and a Highway Tree Grant from the Oklahoma Department of Agriculture, Food, and Forestry Department and ODOT in the amount of \$11,050 to provide trees for High Meadows Park accepted; Contract No. K-1011-122 was approved; execution of the contract was authorized; Special Grant Fund Balance (022-0000-253.20-00) was increased by \$11,050; \$11,050 was appropriated to Project No. 0122, Highway Tree Grant – High Meadows Park, Construction (022-9813-452.61-01); and, upon reimbursement, funds will be deposited to Other Revenue/Highway Tree Program (022-0000-334.13-27).

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Item 19, being:

PROCLAMATION NO. P-1011-7: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF NOVEMBER, 2010, AS PANCREATIC CANCER AWARENESS MONTH IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1011-7 proclaiming the month of November, 2010, as Pancreatic Cancer Awareness Month in the City of Norman 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. P-1011-7 dated November 8, 2010
2. Proclamation No. P-1011-7

Participants in discussion

1. Ms. Heather Spencer, Mrs. Cleveland County, representing Mrs. Oklahoma International, accepted the proclamation and thanked the Council

Item 19, continued:

and the question being upon acknowledging receipt of Proclamation No. P-1011-7 proclaiming the month of November, 2010, as Pancreatic Cancer Awareness Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and receipt of Proclamation No. P-1011-7 proclaiming the month of November, 2010, as Pancreatic Cancer Awareness Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 20, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR REDLANDS ADDITION, ACKNOWLEDGEMENT OF THE INTENTION TO PROVIDE A TEMPORARY PARK DURING PHASING OF THE DEVELOPMENT, AND WAIVER OF ALLEY REQUIREMENTS FOR THE COMMERCIAL LOTS.

Councilmember Quinn moved that the preliminary plat for Redlands Addition, acknowledgement of the intention to provide a temporary park during phasing of the development, and waiver of alley requirements for the commercial lots be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File dated August 5, 2010, by Ken Danner, Development Manager
2. Memorandum dated August 24, 2010, from Angelo Lombardo, Traffic Engineer, and Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
3. Location map
4. Staff Report dated July 8, 2010, recommending approval
5. Development Review Form, Transportation Impacts, dated July 1, 2010, by David R. Riesland, P.E., Assistant City Traffic Engineer, for Redlands Preliminary Plat
6. Preliminary site plan
7. Preliminary plat revised for City Council's consideration on November 23, 2010
8. Preliminary plat previously submitted on August 24, 2010
9. Letter requesting a modified approval of the Redlands Preliminary Plat dated November 12, 2010, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Shawn O'Leary, P.E., Director of Public Works; Susan Connors, Director of Planning; and Jud Foster, Director of Parks and Recreation
10. Preliminary plat illustrating changes made from the previous plat as requested by the City Council
11. Preliminary plat with location of temporary park
12. Letter requesting alley waiver dated June 30, 2010, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Zev Trachtenberg, Chairman, Planning Commission
13. Pertinent excerpts from Planning Commission minutes of July 8, 2010
14. Pertinent excerpts from City Council minutes of August 24, 2010

Participants in discussion

1. Mr. Tom McCaleb, SMC Consulting Engineers, 815 West Main Street, Oklahoma City, engineer representing the applicant
2. Mr. Jud Foster, Director of Parks and Recreation
3. Mr. Robert Ashton, 3812 N.W. Sterling, made comments
4. Mr. Shawn O'Leary, Director of Public Works
5. Mr. Ann Gallagher, 1522 East Boyd Street, asked questions
6. Mr. Jeff Bryant, City Attorney

Item 20, continued:

and the question being upon approving the preliminary plat for Redlands Addition, acknowledgement of the intention to provide a temporary park during phasing of the development, and waiver of alley requirements for the commercial lots, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the preliminary plat at for Redlands Addition, acknowledgement of the intention to provide a temporary park during phasing of the development, and waiver of alley requirements for the commercial lots was approved.

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Item 21, being:

ORDINANCE NO. O-1011-14: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE A TRACT OF LAND LYING WITHIN BLOCK 2 OF SONOMA PARK ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND REMOVE THE SAME FROM THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1051 12TH AVENUE N.E.)

Ordinance No. O-1011-14 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 9, 2010, Councilmember Griffith moved that Ordinance No. O-1011-14 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

- 1. Text File No. O-1011-14 dated September 20, 2010, by Doug Koscinski, Current Planning Manager
- 2. Ordinance No. O-1011-14
- 3. Location map
- 4. Staff Report dated October 14, 2010, recommending approval
- 5. Pertinent excerpts from Planning Commission minutes of October 14, 2010

Participants in discussion

- 1. Mr. Stephen Teel, 490 Elm Avenue, applicant

and the question being upon adopting Ordinance No. O-1011-14 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-14 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-1011-14 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1011-14 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-14 was adopted upon Final Reading as a whole.

* * * * *

Item 22, being:

ORDINANCE NO. O-1011-16: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING TWO UTILITY EASEMENTS LOCATED BETWEEN LOTS 5 AND 8, 6 AND 7, 5 AND 6, AND 7 AND 8, BLOCK 3, BROAD ACRES ADDITION, SECTION 2, TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (2726 AND 2734 FAIRFIELD DRIVE AND 2723 AND 2719 LAUREL DRIVE)

Ordinance No. O-1011-16 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 9, 2010, Councilmember Dillingham moved that Ordinance No. O-1011-16 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

1. Text File No. O-1011-16 dated September 20, 2010, by Doug Koscinski, Current Planning Manager
2. Ordinance No. O-1011-16
3. Location map
4. Memorandum dated September 13, 2010, from Brenda Hall, City Clerk, to Doug Koscinski, Current Planning Manager; Jeff Bryant, City Attorney; Ken Komiske, Director of Utilities; and Ken Danner, Development Coordinator
5. Letter of request dated September 13, 2010, from Ben T. Benedum, Benedum and Benedum, Inc., to Brenda Hall, City Clerk
6. Petition to Vacate Easements dated September 13, 2010, from Edward L. Scribner, Co-Manager, Broadacres, L.L.C.
7. Certificate of Bonded Abstractor dated August 25, 2010, from Panda Craven, Abstractor License No. 85, S.A.&I. Certificate of Authority No. 52, File No. 1504269-MO99, First American Title and Trust Company
8. Site plan
9. Radius map
10. Staff Report dated October 14, 2010, recommending approval
11. Letter of objection dated September 24, 2010, from Thad Peterson, Supervisor of Engineering Services, Oklahoma Electric Cooperative, to Ken Danner, Development Coordinator
12. Pertinent excerpts from Planning Commission minutes of October 14, 2010

and the question being upon adopting Ordinance No. O-1011-16 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-1011-16 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-1011-16 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Quinn; and the question being upon adopting Ordinance No. O-1011-16 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-1011-16 was adopted upon Final Reading as a whole.

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Item 23, being:

ORDINANCE NO. O-1011-17: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PORTION OF A DRAINAGE AND UTILITY EASEMENT LOCATED ON LOT 4, BLOCK 2, OAK CREEK ADDITION, SECTION 2, TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3614 SUSSEX PLACE).

Ordinance No. O-1011-17 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 9, 2010, Councilmember Quinn moved that Ordinance No. O-1011-17 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1011-17 dated September 20, 2010, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1011-17
3. Location map
4. Memorandum dated September 13, 2010, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Doug Kosciński, Current Planning Manager; Ken Danner, Development Coordinator; and Ken Komiske, Director of Utilities
5. Letter of request dated September 13, 2010, from Richard S. McKinney, Jr., and Sharon L. McKinney, The McKinney Partnership, to Brenda Hall, City Clerk
6. Lot Plan
7. Site Plan
8. Radius map
9. Staff Report dated October 14, 2010, recommending approval
10. Pertinent excerpts from Planning Commission minutes of October 14, 2010

Participants in discussion

1. Mr. Rick McKinney, 3600 West Main Street, Suite 200, applicant

and the question being upon adopting Ordinance No. O-1011-17 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-17 was adopted upon Second Reading section by section.

Thereupon, Councilmember Ezzell moved that Ordinance No. O-1011-17 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Kovach; and the question being upon adopting Ordinance No. O-1011-17 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-17 was adopted upon Final Reading as a whole.

* * * * *

Item 24, being:

ORDINANCE NO. O-1011-13: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR A ROOMING OR BOARDING HOUSE IN THE R-3, MULTI-FAMILY DWELLING DISTRICT, FOR A TRACT OF LAND LYING WITHIN LOTS 4 AND 5, BLOCK 2, LARSH'S UNIVERSITY ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (708 DEBARR AVENUE)

Ordinance No. O-1011-13 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 9, 2010, Councilmember Dillingham moved that Ordinance No. O-1011-13 be postponed until January 11, 2011, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. O-1011-13 dated September 20, 2010, by Doug Koscinski, Current Planning Manager
2. Ordinance No. O-1011-13
3. Location map
4. Staff Report dated October 14, 2010, recommending approval with condition
5. Norman Predevelopment Summary Case No. PD 10-16 dated August 26, 2010, for Kipbert Properties, L.L.C., for property located at 708 DeBarr Avenue
6. Description of proposed project
7. Aerial photograph
8. Protest area map dated October 14, 2010, containing 2.8% protest within notification area
9. Letter of protest dated October 4, 2010, from Robert and Ellen Wood to Norman Planning Commission
10. Pertinent excerpts from Planning Commission minutes of October 14, 2010

and the question being upon postponing Ordinance No. O-1011-13 until January 11, 2011, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-13 was postponed until January 11, 2011.

* * * * *

Item 25, being:

MISCELLANEOUS DISCUSSION

Suggestions on Ways to Increase Revenue. Mr. Roger Gallagher, 1522 East Boyd Street, suggested increasing Hotel/Motel Tax since the City of Norman's Hotel/Motel tax rate is 5% and other larger cities have a higher rate. He said another way to save money would be to eliminate the Norman Convention and Visitors Bureau and have the Chamber of Commerce take over their duties. He said the City would be paying for a Citywide election to decide whether to accept the International Association of Firefighters Arbitration decision and that would also be expensive. He question whether the expense was justified.

*

Shopping Norman. Ms. Sylvia Martin, Post Office Box 430, said "Shopping Norman" was really about increasing the City of Norman's General Fund and sales tax revenue. She said Norman needs more sales tax but anyone who wanted to shop by the internet had the right to do that. She said Council should instruct citizens to shop where all of the sales tax goes into the general fund. She said the University North Park Tax Increment Finance District received 60% of sales tax spent in that district with only 40% going to the general fund. She resented the fact that sales tax was being diverted for other uses without consent of the citizens and she wants to see 100% of sales tax sent to the General Fund.

Councilmember Quinn encouraged everyone to "Shop Norman" this holiday season.

Miscellaneous Discussion, continued:

Shopping Norman, continued. Mayor Rosenthal said it was important for citizens to understand that internet sales are not taxed by state or local governments and awareness of this issue is important in terms of fairness between businesses within our community and the impact on state and local budgets in the State of Oklahoma. She said Oklahoma municipalities depend on one source of funding for operations and as this sector of our economy continues to grow, it will have a considerable impact in the future. She said the Main Street Fairness Act is under consideration by Congress and our citizens should be urged to not only "Shop Norman" but also to contact their Congressmen.

*

International Association of Firefighters (IAFF) Local No. 2067 Arbitration. Mr. Steve Lewis, City Manager, said the IAFF and the City began negotiations for the FYE 2011 Budget last February, which overlapped with the City's budget process. He said during the spring and summer, the City and firefighters negotiated in good faith but were unable to reach an agreement for FYE 2011. As provided by State law, an arbitration panel was established and that panel has the responsibility to evaluate both parties' last best offers and select one of those. He said in this case, the firefighters and the City went to arbitration and the panel reached a decision with the majority of the arbitrators in favor of the union's last best offer. He said under State law the City is permitted to submit the arbitrator's decision to Norman voters for their input. He said the ballot to be presented to the voters would be the last best offers of the City and the firefighters and the voters would choose between the two. He said it requires a simple majority and whatever is selected by the voters would be the new collective bargaining agreement for FYE 2011.

Mayor Rosenthal said she had spoken with Bill Nations, former mayor of Norman, who said in the late 1980's there had been a similar election presented to the voters.

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Outdoor Warning System. Mr. Steve Lewis, City Manager, said holes were being drilled east of 108th Avenue for seven (7) new sirens. He said a total of 67 sirens will be installed with these seven to be completed within two weeks.

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Item 26, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(4) TO DISCUSS CONFIDENTIAL COMMUNICATIONS BETWEEN THE CITY AND ITS CITY ATTORNEY REGARDING PENDING LITIGATION OF JACLYNN REYNOLDS VS. THE CITY OF NORMAN, CLEVELAND COUNTY CASE NO. CJ-2010-512BH AND LAMAR CENTRAL OUTDOOR, L.L.C., VS. THE CITY OF NORMAN, CASE NO. CJ-2009-2391-L, UPON ADVICE OF THE CITY ATTORNEY THAT THE DISCLOSURE OF SUCH COMMUNICATION WILL SERIOUSLY IMPAIR THE ABILITY OF THE PUBLIC BODY TO PROCEED IN THE LITIGATION AND AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(3) TO DISCUSS THE POSSIBLE PURCHASE OF REAL PROPERTY TO BE USED IN CONNECTION WITH THE LINDSEY STREET WIDENING PROJECT BETWEEN JENKINS AVENUE AND THE BURLINGTON NORTHERN AND SANTA FE RAILROAD TRACKS AND IN CONNECTION WITH THE ROBINSON STREET GRADE SEPARATION PROJECT.

Councilmember Quinn moved that the City Council meeting be adjourned out of and an Executive Session be convened into in order to discuss confidential communications between the City and its City Attorney regarding pending litigation of Jaclynn Reynolds vs. the City of Norman, Cleveland County Case No. CJ-2010-512BH and Lamar Central Outdoor, L.L.C., vs. the City of Norman, Case No. CJ-2009-2391-L, upon advice of the City Attorney that the disclosure of such communication will seriously impair the ability of the public body to proceed in the litigation and as authorized by Oklahoma Statutes Title 25 § 307(B)(3) to discuss the possible purchase of real property to be used in connection with the Lindsey Street Widening Project between Jenkins Avenue and the Burlington Northern and Santa Fe railroad tracks and in connection with the Robinson Street Grade Separation Project, which motion was duly seconded by Councilmember Griffith; and the question being upon adjourning out of the City Council meeting and convening into an Executive Session in order to discuss confidential communications as stated above, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES:

None

Item 26, continued:

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 confidential communications between the City and its City Attorney regarding pending litigation of Jaclynn Reynolds vs. the City of Norman, Cleveland County Case No. CJ-2010-512BH and Lamar Central Outdoor, L.L.C., vs. the City of Norman, Case No. CJ-2009-2391-L, upon advice of the City Attorney that the disclosure of such communication will seriously impair the ability of the public body to proceed in the litigation and as authorized by Oklahoma Statutes Title 25 § 307(B)(3) to discuss the possible purchase of real property to be used in connection with the Lindsey Street Widening Project between Jenkins Avenue and the Burlington Northern and Santa Fe railroad tracks and in connection with the Robinson Street Grade Separation Project.

The City Council adjourned into Executive Session at 7:52 p.m. Mr. Jeff Bryant, City Attorney; Mr. Rick Knighton, Assistant City Attorney; Mr. Blaine Nice, Assistant City Attorney; Ms. Rebecca Frazier, Assistant City Attorney; Mr. Shawn O'Leary, Director of Public Works; and Mr. Steve Lewis, City Manager, were in attendance at the Executive Session.

Mayor Rosenthal acknowledged return to Open Session and Councilmember Quinn moved that the Council Meeting be reconvened, which motion was duly seconded by Councilmember Atkins; and the question being upon reconvening the Council Meeting; a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the City Council meeting was reconvened at 9:00 p.m.

The Mayor said confidential communications between the City and its City Attorney regarding pending litigation of Jaclynn Reynolds vs. the City of Norman, Cleveland County Case No. CJ-2010-512BH and Lamar Central Outdoor, L.L.C., vs. the City of Norman, Case No. CJ-2009-2391-L, upon advice of the City Attorney that the disclosure of such communication will seriously impair the ability of the public body to proceed in the litigation and as authorized by Oklahoma Statutes Title 25 § 307(B)(3) to discuss the possible purchase of real property to be used in connection with the Lindsey Street Widening Project between Jenkins Avenue and the Burlington Northern and Santa Fe railroad tracks and in connection with the Robinson Street Grade Separation Project, was discussed in Executive Session. No action was taken and no votes were cast.

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Item 27, being:

PERMANENT EASEMENT NO. E-1011-27: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC SIDEWALK AND UTILITY EASEMENT FROM RANDY AND LISA A. WOODS IN THE AMOUNT OF \$14,800 FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE (BNSF) RAILROAD TRACKS.

Councilmember Dillingham moved that Permanent Easement No. E-1011-27 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. E-1011-27 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, List of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Permanent Easement No. E-1011-27 with location map
3. Location map of current project

Item 27, continued:

and the question being upon accepting Permanent Easement No. E-1011-27 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Permanent Easement No. E-1011-27 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

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Item 28, being:

PERMANENT EASEMENT NO. E-1011-28: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC SIDEWALK AND UTILITY EASEMENT FROM HUNTINGTON INVESTMENT CORPORATION IN THE AMOUNT OF \$27,000 FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS.

Councilmember Griffith moved that Permanent Easement No. E-1011-28 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

1. Text File No. E-1011-28 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, List of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Permanent Easement No. E-1011-28 with location map
3. Location map of current project

and the question being upon accepting Permanent Easement No. E-1011-28 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Permanent Easement No. E-1011-28 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

* * * * *

Item 29, being:

TEMPORARY EASEMENT NO. E-1011-29: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY DRIVEWAY EASEMENT FROM HUNTINGTON INVESTMENT CORPORATION FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS.

Councilmember Atkins moved that Temporary Easement No. E-1011-29 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. E-1011-29 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, List of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Temporary Easement No. E-1011-29 with location map
3. Location map of current project

Item 29, continued:

and the question being upon accepting Temporary Easement No. E-1011-29 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-29 accepted; and the filing thereof with the City Clerk was directed.

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Item 30, being:

PERMANENT EASEMENT NO. E-1011-30: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC SIDEWALK AND UTILITY EASEMENT FROM CITIBANK, N.A., AS TRUSTEE IN THE AMOUNT OF \$4,270 FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS.

Councilmember Kovach moved that Permanent Easement No. E-1011-30 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. E-1011-30 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, list of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Permanent Easement No. E-1011-30 with location map
3. Location map of current project

and the question being upon accepting Permanent Easement No. E-1011-30 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Dillingham, Ezzell, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Permanent Easement No. E-1011-30 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

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Item 31, being:

TEMPORARY EASEMENT NO. E-1011-31: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY DRIVEWAY EASEMENT FROM CITIBANK FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS.

Councilmember Dillingham moved that Temporary Easement No. E-1011-31 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Text File No. E-1011-31 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, List of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Temporary Easement No. E-1011-31 with location map
3. Location map of current project

Item 31, continued:

and the question being upon accepting Temporary Easement No. E-1011-31 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1011-31 accepted; and the filing thereof with the City Clerk was directed.

* * * * *

Item 32, being:

PERMANENT EASEMENT NO. E-1011-32: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC SIDEWALK AND UTILITY EASEMENT DONATED BY WILLIAM G. AND EVELYN EDWARDS PATTERSON FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS.

Councilmember Griffith moved that Permanent Easement No. E-1011-32 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Text File No. E-1011-32 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, list of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Permanent Easement No. E-1011-32 with location map
3. Location map of current project

and the question being upon accepting Permanent Easement No. E-1011-32 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Permanent Easement No. E-1011-32 accepted; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 33, being:

TEMPORARY EASEMENT NO. E-1011-33: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY DRIVEWAY EASEMENT DONATED BY WILLIAM G. AND EVELYN EDWARDS PATTERSON FOR THE LINDSEY STREET WIDENING PROJECT FROM LINCOLN AVENUE AND THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS.

Councilmember Dillingham moved that Temporary Easement No. E-1011-33 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Ezzell;

Items submitted for the record

1. Text File No. E-1011-33 dated November 9, 2010, by Lonnie Ferguson, Capital Projects Manager with Attachment 1, List of temporary and permanent easements for the Lindsey Street Widening (Jenkins to BNSF Railroad)
2. Temporary Easement No. E-1011-33 with location map
3. Location map of current project

Item 33, continued:

and the question being upon accepting Temporary Easement No. E-1011-33 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1011-33 accepted; and the filing thereof with the City Clerk was directed.

* * * * *

Item 34, being:

ADJOURNMENT

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

YEAS: Councilmembers Atkins, Dillingham,
Ezzell, Griffith, Kovach, Quinn, Mayor
Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 9:09 p.m.

ATTEST:

City Clerk

Mayor