

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

December 13, 2011

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 December, 2011, 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 Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

ABSENT: Councilmember Ezzell

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSIDERATION OF APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF NOVEMBER 15, 2011  
CITY COUNCIL FINANCE COMMITTEE MINUTES OF NOVEMBER 16, 2011  
CITY COUNCIL CONFERENCE MINUTES OF NOVEMBER 22, 2011  
CITY COUNCIL MINUTES OF NOVEMBER 22, 2011  
NORMAN UTILITIES AUTHORITY MINUTES OF NOVEMBER 22, 2011  
NORMAN MUNICIPAL AUTHORITY MINUTES OF NOVEMBER 22, 2011  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF NOVEMBER 22, 2011

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 Dillingham;

Items submitted for the record

1. Text File No. GID-1112-37 dated November 29, 2011, by Brenda Hall, City Clerk
2. City Council Study Session minutes of November 15, 2011
3. City Council Finance Committee minutes of November 15, 2011
4. City Council Conference minutes of November 22, 2011
5. City Council minutes of November 22, 2011
6. Norman Utilities Authority minutes of November 22, 2011
7. Norman Municipal Authority minutes of November 22, 2011
8. Norman Tax Increment Finance Authority minutes of November 22, 2011

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

YEAS: Councilmembers Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, 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 4, being:

RESOLUTION NO. R-1112-86: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, IN CONJUNCTION WITH THE NORMAN HUMAN RIGHTS COMMISSION, AWARDING THE 2011 CITY OF NORMAN HUMAN RIGHTS AWARD.

Councilmember Kovach moved that Resolution No. R-1112-86 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Text File No. R-1112-86 dated November 29, 2011, by Carol Coles, Administrative Assistant
- 2. Resolution No. R-1112-86
- 3. Norman Human Rights Commission minutes of November 28, 2011

Participants in discussion

- 1. Ms. Kay Ham, Acting Chairman of the Human Rights Commission member, presented the Human Rights Award
- 2. Ms. Kara Joy McKee, accepted the resolution and thanked the Council

and the question being upon adopting Resolution No. R-1112-86, a vote was taken with the following result:

YEAS:	Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution No. R-1112-86 was adopted.

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Item 5, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 6 through Item 12 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 12, a vote was taken with the following result:

YEAS:	Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Item 6 through Item 12 were placed on the consent docket by unanimous vote.

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Item 6, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

BOARD OF ADJUSTMENT

TERM: 12-22-11 TO 12-22-14: MARGARET FARMER,  
334 WESTCHESTER CIRCLE

CHILDREN'S RIGHTS COORDINATING COMMISSION

TERM: 12-13-11 TO 10-16-14: JOSEPH ARMSTRONG, 504 WINSTON

NORMAN REGIONAL HOSPITAL AUTHORITY

TERM: 12-13-11 TO 10-31-13: ANN WAY, 211 HORIZON VIEW COURT

PLANNING COMMISSION

TERM: 12-13-11 TO 11-01-13: DAVE BOECK, 925 SCHULZE DRIVE  
TERM: 11-01-11 TO 11-01-14: CYNTHIA GORDON, 807 OLIVER STREET  
TERM: 11-01-11 TO 11-01-14: CURTIS MCCARTY, 3817 DALSTON CIRCLE  
TERM: 11-01-11 TO 11-01-14: TOM KNOTTS, 7301 EAST STATE HIGHWAY 9

SOCIAL AND VOLUNTARY SERVICES COMMISSION

TERM: 12-09-11 TO 12-09-14: GOLDA LONG, 3037 GRANT ROAD  
TERM: 12-09-11 TO 12-09-14: CODY PONDER, 1511 SUNSET DRIVE  
TERM: 12-09-11 TO 12-09-14: AMY VENABLE, 1312 GLENWOOD

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

Items submitted for the record

- 1. Text File No. AP-1112-10 dated November 29, 2011, by Brenda Hall, City Clerk

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

YEAS: Councilmembers Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the appointments were confirmed.

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Item 7, being:

EASEMENT NO. E-1112-12: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC UTILITY, ROADWAY, AND DRAINAGE EASEMENT DONATED BY JOHN CHIAF TO BE USED TO IMPROVE 120TH AVENUE S.E. BETWEEN LINDSEY STREET AND LAKE THUNDERBIRD BY CONVERTING IT FROM A DEAD-END ROAD TO A CUL-DE-SAC.

Councilmember Kovach moved that Easement No. E-1112-12 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Text File No. E-1112-12 dated November 22, 2011, by Ken Danner, Development Manager
- 2. Easement No. E-1112-12 with Exhibit "A," location map
- 3. Memorandum dated March 22, 2011, from Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
- 4. Location map

Item 7, continued:

and the question being upon accepting Easement No. E-1112-12 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Easement No. E-1112-12 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 8, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0910-178: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GEOSAFE CORPORATION PROVIDING MODIFICATIONS TO THE SOFTWARE LICENSING, MAINTENANCE, AND SUPPORT AGREEMENT OF MOBILE2 SOFTWARE FOR THE POLICE DEPARTMENT AND THE FIRE DEPARTMENT.

Councilmember Kovach moved that Amendment No. One to Contract No. K-0910-178 with GeoSafe Corporation be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No K-0910-178, Amendment No. One, dated September 13, 2011, by Jim Maisano, Assistant Chief of Police
2. Amendment No. One to Contract No. K-0910-178

Participants in discussion

1. Mr. Keith Humphrey, Chief of Police

and the question being upon approving Amendment No. One to Contract No. K-0910-178 with GeoSafe Corporation and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-0910-178 with GeoSafe Corporation approved; and the execution thereof was authorized.

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Item 9, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-1112-53 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND TOM'S QUALITY CONSTRUCTION FOR THE HISTORICAL MUSEUM INTERIOR REPAIR PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of \$10,100 be directed to Tom's Quality Construction, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No K-1112-53, Final, dated November 28, 2011, by James Briggs, Park Planner
2. Purchase Order No. 206430 dated September 8, 2011, in the amount of \$69,500 subtracting payments totaling \$59,400 leaving a balance of \$10,100

Item 9, continued:

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

YEAS: Councilmembers Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$10,100 was directed to Tom's Quality Construction.

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Item 10, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$103,088.91 REGARDING JERRY STEPHENS VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC-2010-011353Q CONSOLIDATED WITH WORKERS' COMPENSATION COURT CASE NO. WCC-2011-02123K.

Councilmember Kovach moved that the City Attorney's recommendation be approved, compliance with the Worker's Compensation Court Order be authorized, and payment of claims in the amount of \$103,088.91 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. GID-1112-36 dated November 28, 2011, by Blaine Nice, Assistant City Attorney with Attachment No. 2, payments to claimant and attorney
2. Workers' Compensation Court Order No. WCC 2010-11353Q filed November 10, 2011
3. Purchase Requisition No. 0000194446 dated November 28, 2011, in the amount of \$28,271.25 to Jerry Stephens and Jeffrey M. Cooper
4. Purchase Requisition No. 0000194447 dated November 28, 2011, in the amount of \$2,001.43 to Workers' Compensation Administrative Tax Fund
5. Purchase Requisition No. 0000194448 dated November 28, 2011, in the amount of \$750.53 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000194449 dated November 28, 2011, in the amount of \$140 to Workers' Compensation Court
7. Purchase Requisition No. 0000194450 dated November 28, 2011, in the amount of \$125.70 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 Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; the City Attorney's Office was authorized to effectuate the settlement and payment of claims in the amount of \$103,088.91 which will constitute judgment against the City of Norman was directed.

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Item 11, being:

RESOLUTION NO. R-1112-82: A RESOLUTION OF THE NORMAN UTILITIES AUTHORITY APPROPRIATING \$2,788.23 FROM THE WASTEWATER FUND BALANCE TO ALLOW FOR THE RETURN OF COLLECTED PAYBACK FEES TO THE INVESTORS FOR THE 36TH AVENUE INTERCEPTOR AND FORCE MAIN PROJECTS.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Resolution No. R-1112-92 be adopted, which motion was duly seconded by Trustee Dillingham;

Items submitted for the record

1. Text File No. R-1112-82 dated November 17, 2011, by Mark Daniels, Utilities Engineer with Attachment 1, Payback Funds Collected, and Attachment 2, Payback to Investors
2. List of Payments
3. Resolution No. R-1112-82

and the question being upon adopting Resolution No. R-1112-82, a vote was taken with the following result:

YEAS: Trustees Dillingham, Gallagher, Griffith,  
Kovach, Lockett, Spaulding, Quinn,  
Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and Resolution No. R-1112-82 was adopted.

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Item 12, being:

RESOLUTION NO. R-1112-87: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING THAT THE CITY COUNCIL, NORMAN MUNICIPAL AUTHORITY, NORMAN UTILITIES AUTHORITY, AND NORMAN TAX INCREMENT FINANCE AUTHORITY MEETING SCHEDULED FOR DECEMBER 27, 2011, SHALL BE CANCELLED AND A MEETING SHALL BE SCHEDULED FOR DECEMBER 20, 2011.

Councilmember Kovach moved that Resolution No. R-1112-87 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. R-1112-87 dated December 5, 2011, by Brenda Hall, City Clerk
2. Resolution No. R-1112-87

and the question being upon adopting Resolution No. R-1112-87, a vote was taken with the following result:

YEAS: Councilmembers Dillingham, Gallagher,  
Griffith, Kovach, Lockett, Quinn,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1112-87 was adopted.

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Item 13, being:

SUBMISSION OF A NOTICE OF APPEAL REQUESTING CITY COUNCIL OVERTURN THE DECISION OF THE HISTORIC DISTRICT COMMISSION REGARDING AN APPLICATION FOR A CERTIFICATE OF APPROPRIATENESS FOR REPLACEMENT OF WINDOWS FOR PROPERTY LOCATED AT 549 SOUTH LAHOMA AVENUE.

Councilmember Dillingham moved that the appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue be postponed until January 10, 2012, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

1. Text File No. R-GID-1112-38 dated November 29, 2011, by Susan Atkins, Historic District Planner
2. Application for Certificate of Appropriateness dated October 13, 2011, submitted by Kevin Easley
3. Staff Report dated November 7, 2011, from the Norman Historic District Commission
4. Photographs of the windows
5. Letter from Don Winkle, D.W. Homes, Inc., to Norman Historic District
6. Letter denial the Certificate of Appropriateness dated November 9, 2011, to Kevin Easley, Jr., from Susan Owen Atkinson, AICP, Historic Preservation Officer
7. Pertinent excerpts from Historic District Commission minutes of November 7, 2011
8. Email requesting an appeal of the denial of the request at 549 South Lahoma Avenue dated November 17, 2011, from Kevin Easley to Brenda Hall
9. PowerPoint presentation dated November 7, 2011, for Certificate of Appropriateness Application for 549 South Lahoma Avenue
10. Email supporting Historic District's decision dated November 3, 2011, from Susan Maag to Susan Atkinson
11. Email supporting applicant dated November 4, 2011, from M.K. Long to Susan Atkinson
12. Email requesting postponement dated December 12, 2011, from Kevin Easley

and the question being upon postponing the appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue until January 10, 2012, a vote was taken with the following result:

YEAS:	Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue was postponed until January 10, 2012.

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Item 14, being:

ORDINANCE NO. O-1112-15: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 7.5-21(F), 7.5-22, 7.5-25(5) AND (6), 7.5-26(7), AND 7.5-27 OF CHAPTER 7.5 OF THE CODE OF THE CITY OF NORMAN CHANGING THE NAME OF THE ENFORCEMENT AUTHORITY TO NORMAN ELECTION COMMISSION THROUGHOUT AND PROVIDING FOR AMENDMENTS TO THE CAMPAIGN STATEMENTS FILING REQUIREMENTS AND VIOLATION REPORTING PROCEDURE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1112-15 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 22, 2011, Councilmember Kovach moved that Ordinance No. O-1112-15 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. O-1112-15 dated November 15, 2011, by Brenda Hall, City Clerk
2. Ordinance No. O-1112-15
3. Legislatively notated copy of Ordinance No. O-1112-15
4. City Council Oversight Committee minutes of May 4, September 7, and November 2, 2011
5. Pertinent excerpts of City Council minutes of July 26, 2011

Item 14, continued:

Participants in discussion

1. Ms. Brenda Hall, City Clerk
2. Mr. Grant Delozier, 1641 High Circle, protestant
3. Mr. Rhett Jones, 211 1/2 East Main Street, asked questions

and the question being upon adopting Ordinance No. O-1112-15 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Mayor Rosenthal

NAYES: Councilmember Spaulding

The Mayor declared the motion carried and Ordinance No. O-1112-15 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-1112-15 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-1112-15 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Mayor Rosenthal

NAYES: Councilmember Spaulding

The Mayor declared the motion carried and Ordinance No. O-1112-15 was adopted upon Final Reading as a whole.

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MISCELLANEOUS DISCUSSION

Repairs to Cedar Lane. Mr. Bobby Stevens, Post Office Box 6226, thanked the Public Works Department for filling in the potholes on Cedar Lane.

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Illegal Dumping. Mr. Bobby Stevens, Post Office Box 6226, said there had been a problem in the past with an illegal dump on Cedar Lane between 24th Avenue S.E. and 36th Avenue S.E. and the City had cleaned it up and put up a "No Dumping" sign. He said there were issues again with dumping in that location and asked if the City could install some type of barrier.

Mayor Rosenthal asked Mr. Stevens to meet with Mr. Ken Komiske, Director of Utilities, after the meeting to give the exact location.

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Fire Station No. Nine. Mr. Bobby Stevens, Post Office Box 6226, asked when Fire Station No. Nine would be built.

Mr. Steve Lewis, City Manager, said the design of Fire Station No. Nine is currently being finalized and would be out for public bid later this month or early next month. He said construction would take approximately 12 to 18 months.

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Item 10, Workers' Compensation Court Order. Mr. Jim Stanley, 3922 Pine Tree Circle, said he did not understand the accounting of this court order.

Mayor Rosenthal asked Mr. Stanley to consult with the City Attorney or the Finance Director about this item.

Miscellaneous Discussion, continued:

Occupy Norman and City of Norman Funds. Mr. Grant Delozier, 1641 High Circle, said as a member of Occupy Norman, he wanted to clarify why so many of the members have attended tonight's City Council meeting. He said it was recently discovered that the City of Norman keeps its money in Bank of America. He said this bank was on the verge of financial collapse in 2008 and had accepted tens of billions of dollars in bailout money with huge amounts going to executive bonuses; has not paid a cent in federal taxes in two years while receiving a \$2 billion tax benefit in 2010; has foreclosed on thousands of families; made \$6.2 billion in profits this year; and subsequently announced it would lay off 30,000 employees. He said Occupy Norman is here tonight to support local businesses. He said Norman possesses several banks and credit unions which are more deserving of the City's money which would put money back in the local economy in ways that one's based on Wall Street cannot. He said where Norman chooses to put its money is a small piece of what interests their movement but the choice that City Council will make is one that voters and politicians all over the country must make. He asked if they would choose Wall Street or Main Street.

Mr. Rich Coffman, former Norman resident residing in Anna, Texas, said he is a member of the Occupy movement and provided statistics showing the direct effect Bank of America has had on the State of Oklahoma and the City of Norman. He said to support a bank that is costing the City money seemed ridiculous. He encouraged City Council to deposit a portion of the City's money with a community bank or credit union. He suggested releasing bonds or loans to individuals who were being foreclosed on by Bank of America, those who want to rehabilitate their homes, and new business owners.

Mr. Nicholas Reed, 2158 West Brooks Street, said he was a member of Occupy Norman and urged the City to take their money out of Bank of America. He said he did not understand why Council would not be willing to support local banks, credit unions, and businesses and the money needed to stay in Norman to support our local economy.

Ms. Kristin Marshall, 2102 Park Place, said she was a member of Occupy Norman and her group had been occupying Andrews Parks for almost two weeks with Saturday, December 17th being the last day. She invited City Council and everyone in the audience to a luncheon in the park on Saturday at noon. She said there would be an open microphone for anyone who has concerns about what Occupy Norman is doing or just wants to speak out. She provided invitations to anyone who wanted them.

Mr. Harold Heiple, 2011 Morgan Drive, said he was not a member of Occupy Norman but did want to compliment the Occupy Norman group on the way they have conducted their operations this past week. He said he served on the City Council forty years ago and when he served there were only five banks in Norman, they were all locally owned, and there was quite a bit of competition. He said he assumed the law is still the same today as it was then which required that if a bank wanted to house funds from the City they had to post securities with the State Treasurer in an amount equal to the amount of the deposit. He asked if Bank of America was the only bank in town that has securities available to deposit with State Treasurer, considering the fact that money cannot be earned on these securities put up for deposit.

Mr. Anthony Francisco, Director of Finance, said Mr. Heiple raised a valid point in that State Statutes require that public deposits of the City of Norman and other cities have to be collateralized. He said this means that banking institution accepting the deposits have to post investment securities as collateral to back up those deposits in case the banking institution fails. Because the City of Norman at times has tens of millions of dollars on deposit, it takes a pretty large bank to have an investment portfolio that can post that amount of collateral. He said locally there are five banks that can and pointed out that Bank of America is a local bank with two local branches and several employees from Norman. He said Bank of America has a very large local presence and scores very well on its Community Reinvestment Act ratings. He said several valid points have been raised this evening and he was also interested in the federal bailout programs, the response to those, and several uses of the funds. He said the City of Norman cannot get involved in the operations of the bank and the concern is the bank's job in safekeeping the City's funds and providing service to the City as a banking customer. He pointed out that banking services is a contract approved by the City Council. It is a rollover contract and coincidentally there is a request for proposal for a banking services agreement on the street right now with responses due next Friday, December 16, 2011. He said the City of Norman has been a client of Bank of America for at least 25-30 years, long before they were Bank of America, starting out as First National Bank, changing to Boatmen's Bank, then Bank of Oklahoma.

Miscellaneous Discussion, continued:

Occupy Norman and City of Norman Funds. Mr. Heiple said First National Bank of Norman was one of the five banks that existed locally 40 years ago and they participated actively in City affairs. He said when Kansas City based Boatmen's Bank took over, they also had a local presence. He said he did not want to dispute Mr. Francisco's comment, but wanted citizens to be aware that he was involved in various groups throughout Norman and has yet to know anyone from Bank of America or see them involved in any of the groups that he is involved with. He said he doesn't see their presence like he sees Arvest, First Fidelity Bank, Bank of Oklahoma, and several others. He said if there is competitive bidding for bank services coming up, do not necessarily take the lowest bid. He said if there are five other banks that can post collateral, please give thought to supporting other banks.

Mr. Ben Babb, 621 West Jenkins Avenue, said he had read quite a bit about Bank of America and he has never read one positive article about this bank.

Ms. Kalen Kattestad, 1328 Glen Oaks Court, thanked Mr. Francisco for clarifying the issue of collateralization; however, reminded everyone that the City of Norman had made a commitment to buy local and fair trade products and urged Council to consider doing the City's banking in the same way, locally and in an ethically sound facility.

Ms. Katie Stephens, 100 Vinita Drive, asked Mr. Francisco if it had to be dollar to dollar collateralization or can it be issued from a bonding facility. Mr. Francisco said it had to be \$1.25 for every dollar.

Mr. Rich Coffman, former Norman resident residing in Anna, Texas, said the City of Norman is more secure in a local and small bank.

Mr. Mike Downs, 928 South Flood Avenue, said he had a problem with saying Bank of America is a local bank because they have a local branch in Norman. He said the money that is given to Bank of America does not stay in the community. He said there are other local large banks that could be used that would loan out to local businesses.

Ms. Mary Francis, 850C Cardinal Creek Condos, asked Mr. Francisco if there was a problem with dividing up the money and putting it in the local banks. Mr. Francisco said he wanted to make the distinction between the placement of investments and services provided by a depository in safekeeping banking institution. For purposes of investments, the City does buy certificates of deposit from several banks, many of them local. He said the City invests securities both locally and outside of the state; however, as it relates to the depository banking institution, that is the bank the City draws checks on and that is the bank that clears our checks, that we have to get reconciliation information from, provides our merchant credit card processing, those services are not easily split up. It would be very difficult to draw checks on more than one bank requiring different signatures and all those sorts of things that have to be set up in advance of the placement of checks.

Mayor Rosenthal asked Mr. Francisco to elaborate on investments and certificate of deposits in local banks. Mr. Francisco said the City tries to place certificates of deposit (CD's) in an amount not-to-exceed \$250,000 because up to that point those securities would be backed by the Federal Deposit Insurance Corporation (FDIC) Insurance. He said this is mandated within the City's investment policy. He said there are currently CD's placed at First Fidelity Bank, Republic Bank, Great Nations Bank, and McClain County Bank.

Ms. Francis said it appears that there is plenty of room to put our money in other banks and credit unions. She asked how much is needed to have a working account in a banking institution and is there room to broaden the City's investments. Mr. Francisco said there is no limit to the number of banks both locally or outside of the City that CD's could be placed up to the \$250,000 security limit. He said the only downfall of investing in CD's is that they are not very liquid and it is difficult to get the money out before it matures. He said that is why in most instances, the City makes more liquid investments in case an emergency calls for funds, there would be no problem receiving it quickly. He said the City has been expanding their investments over the last year.

Mayor Rosenthal added that constituents had asked her about providing citizens an opportunity to invest in General Obligation Bonds and that staff is going to look into this option.

Mr. Stephen Tyler Holman, 1020 South College Avenue, expressed support for moving the City's money. He said it was obviously a more complicated issue than it might seem. He thought the Bank of Oklahoma which is local and within the State of Oklahoma would be a better choice. He urged City Council to continue exploring options.

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Miscellaneous Discussion, continued:

Occupy Norman and City of Norman Funds.

Councilmember Gallagher said the points made tonight have been relevant and this was not an isolated concern. He said he might visit the Occupy Norman group before they leave. He urged them to continue asking questions, get their college degree, talk to their local governmental representatives and state representatives, and continue to attend town meetings to express their ideas and concerns.

Councilmember Kovach said how the City invests its money speaks to what kind of people we are. He said the investment reports are not returning huge amounts of money so whether we get a quarter percent in a CD is less of a concern than seeing where that money is invested. He said he would like to see more of those CD's spent in local institutions. He said he had no problem with the employees of Bank of America but did have qualms about the people who have been running Bank of America. He said everyone should be listened to and he appreciated all those in attendance.

Councilmember Dillingham said one of the most important things to her as a citizen is her quality of life. She was glad to see so many people exercise their right to speak on such important issues. She said change is coming and she always tries to be an agent of change and keep her mind open. She loved what Occupy Norman members had to say. She said she is hoping for some alternative in the proposals for banking services. She said the bidding requirements in the statute say "Lowest and Best." But often it is just easy to look at "Lowest" and not inquire about "Best." She said Norman has some great corporate citizens and in her mind Bank of America is not one. She said she has been on several boards of non-profits and had taken money out of Bank of America because not only were they not providing good service, they were not willing to help the non-profit. She urged the Occupy Norman members to stay involved after Saturday and serve on Boards and Commissions.

Councilmember Spaulding said he has not been a supporter of the Occupy group but in comparison to some of the meetings across the nation, he commended Occupy Norman members. He said Council appreciates their involvement and he was happy to see the discussion about a very serious subject. He said the City Manager had kept him informed about their activities this past week and was very complimentary. He said members had been respectful and worked hard to avoid any kind of problems and actually are working to solve problems, which is a good thing.

Councilmember Griffith said he visited the Occupy Norman members Saturday night and they had managed to make a very comfortable living space at the park. He commended them for conducting themselves with great aplomb. He said he is proud of their passion and what they stand for and hoped they stayed involved.

Councilmember Lockett said Occupy Norman speaks to what America is all about because this country allows for a way for citizens to express themselves, be heard, and be respected. She said she appreciates their remarks and hope they continue to do that.

Councilmember Quinn said some of Council remembers the demonstrations that took place in the 1960's, the civil unrest, the protests, and the way those demonstrations turned into riots. He commended Occupy Norman members about the positive way they had conducted themselves. He said there are ways to get things accomplished that encourage people to work with you instead of against you. He said they had made this choice and he is proud of what they had done. He said when they disband to please go out and shop in Norman for Christmas to continue to help support the community. Please remember "Shop Norman."

Mayor Rosenthal said we are reviewing our banking services contract and there have been a number of efforts made to be good partners with the local business community. She said Council will continue to ask what more they can do along those lines. She appreciated the respectful and peaceful nature of the Occupy Norman members' protest. She had been asked about her meeting with the group last week and told constituents that all the members who came to see her were intent on being heard in a respectful manner. She said they had demonstrated that and encouraged them to stay warm.

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Supreme Court Ruling. Mr. Stephen Tyler Holman, 1020 South College Avenue, said last week the Los Angeles City Council, the second largest City in the United States and second largest media market in the United States, voted unanimously that they do not believe that corporations are people or that money equals speech. He said he would like to see City Council explore this. He said there is growing support for a constitutional amendment to overrule the Supreme Court's ruling. He said he would like the City of Norman to set an example regarding campaign finance.

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Miscellaneous Discussion, continued:

Police Department. Councilmember Kovach complimented the Police Department on their swift resolution of Owen Pollard's murder and taking a serial killer off the streets. He said he appreciated the work that the detectives did to allow the rest of the citizens to be safe.

He said the City of Norman had put a large investment into Community Policing and had witnessed a great example of it. He said recently there were two police cars in front of his house and when he made inquiries, they responded that they had brought breakfast to his elderly neighbor because his caregiver had been in an accident and could not bring it.

Mr. Steve Lewis, City Manager, said some time ago it was announced to Council and the community that Staff was moving forward with a Crime-Free Multi-Housing Program. He said Chief Humphrey recently appointed a police officer to join the department's Community Service section. He said this is a Crime Prevention Program designed to reduce crime, the use of illegal drugs, and other problems that some of our residents in apartments experience. He said this will hopefully reduce some of the calls for service, create a more stable resident base, and improve the quality of life for our residents. This is new initiative as part of the Community Policing Program and it will be taking shape in the next few months.

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Condolences to the Family of Charlie Schindler. Councilmember Kovach announced that the community had lost a citizen who had been a tremendous asset to the City of Norman, Charlie Schindler. He said Charlie served as a on City Councilmember for three terms. He said the people in attendance at the funeral spoke about who Charlie was and they were both some of the most liberal and conservative people in Norman. He said it was said that Charlie did not use labels but looked at people as individuals. He said City Council tries to do this but does not do it enough.

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Gifts for Foster Children. Councilmember Dillingham said times have been tough and there are a lot of children in Cleveland County in foster care needing Christmas presents. She said there is a large group of people who are trying to provide Christmas for these children. She said the District Attorney's Office is trying to help out and are having a little bit of trouble having enough resources. She said if anyone is interesting in helping out with a donation, please contact her at 826-7160.

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Appreciation to Council. Councilmember Spaulding extended appreciation to the Councilmembers. He said he received a phone call by another Councilmember who had driven by a residence to do a visual inspection of a future agenda item where he had done the same. He said the point is that Councilmembers are looking at issues to make sure that they can make the best decision. He said Council works hard for its citizens and appreciated Councilmember Kovach and the rest of Council.

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Merry Christmas. Mr. Bobby Stevens, Post Office Box 6226, wished everyone a Merry Christmas.

Councilmember Spaulding wished everyone a Merry Christmas. He said he lost his younger brother one year ago today unexpectedly and he encouraged everyone during the Christmas season to contact those closest to them to let them know how they feel about them because the opportunity might not come up again. He thanked everyone for coming this evening and said God Bless Norman.

Mayor Rosenthal wished everyone a safe holiday season.

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Transportation Master Plan Survey. Mr. Steve Lewis, said a number of residents in the community have probably received their survey relative to our Transportation Master Plan process. He said approximately 1,600 have been sent out and they are coming in. He encouraged residents to complete them and send them in and those who did not receive a survey to go onto the City's Website and fill one out electronically.

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Miscellaneous Discussion, continued:

Animal Shelter. Mr. Steve Lewis, City Manager, said Staff was in the process of receiving request for proposals for interested architects and engineers for the new facility. He said 12 proposals have been received from a number of firms across the country and many of them have partnered with local firms. He said we will likely receive proposals from local firms and there will be 12 teams making an on-site inspection at the shelter Wednesday, December 14, 2011, at 2:00 p.m.

City Council Meeting December 20, 2011. Mayor Rosenthal said there will be City Council meeting on Tuesday, December 20, 2011, and then will be off for the holiday season.

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ADJOURNMENT

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

YEAS:	Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the meeting was adjourned at 8:17 p.m.

ATTEST:

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City Clerk

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Mayor