

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

August 14, 2012

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 14th day of August, 2012, 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 Gallagher, Griffith,
Jungman, Kovach, Lockett, Spaulding,
Williams, Mayor Rosenthal *

ABSENT: None

The Pledge of Allegiance was led by Mayor Rosenthal.

* Councilmember Castleberry was sworn in and seated in Item 5 and voted on all Items beginning with Item 6.

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Item 3, being:

CONSIDERATION OF APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL BUSINESS AND COMMUNITY AFFAIRS COMMITTEE MINUTES OF
JULY 5, 2012
CITY COUNCIL STUDY SESSION MINUTES OF JULY 17, 2012
CITY COUNCIL CONFERENCE MINUTES OF JULY 24, 2012
CITY COUNCIL MINUTES OF JULY 24, 2012
NORMAN UTILITIES AUTHORITY MINUTES OF JULY 24, 2012
NORMAN MUNICIPAL AUTHORITY MINUTES OF JULY 24, 2012
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JULY 24, 2012
CITY COUNCIL STUDY SESSION MINUTES OF JULY 25, 2012
CITY COUNCIL MEET AND GREET RECEPTION MINUTES OF JULY 31, 2012

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. Text File No. GID-1213-7 dated July 27, 2012, by Brenda Hall, City Clerk
2. City Council Study Session minutes of July 17, 2012
3. City Council Conference minutes of July 24, 2012
4. City Council minutes of July 24, 2012
5. Norman Utilities Authority minutes of July 24, 2012
6. Norman Municipal Authority minutes of July 24, 2012
7. Norman Tax Increment Finance Authority minutes of July 24, 2012
8. City Council Study Session minutes of July 25, 2012
9. City Council Meet and Greet Reception minutes of July 31, 2012

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

YEAS: Councilmembers Gallagher, Griffith,
Jungman, Kovach, Lockett, Spaulding,
Williams, 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:

NOMINATION AND APPOINTMENT OF AN ELIGIBLE PERSON TO FILL THE COUNCIL VACANCY IN WARD THREE.

Councilmember Kovach moved that a selection process to fill the Ward 3 representative for the remaining unexpired term that follows a "general election – runoff" format as reflected in Article II, § 5 of the Norman City Charter and as more particularly described in the document submitted by the City Attorney dated August 4, 2012, be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. AP-1213-9 dated August 1, 2012, by Brenda Hall, City Clerk
2. Memorandum dated August 4, 2012, from Jeff Harley Bryant, City Attorney, to Mayor and Councilmembers
3. Alternative Ward 3 Candidate Selection Process dated August 4, 2012

and the question being upon adopting a selection process to fill the Ward 3 representative for the remaining unexpired term that follows a "general election – runoff" format as reflected in Article II, § 5 of the Norman City Charter and as more particularly described in the document submitted by the City Attorney dated August 4, 2012, a vote was taken with the following result:

YEAS:

Councilmembers Gallagher, Griffith,
Jungman, Kovach, Lockett, Spaulding,
Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and a selection process to fill the Ward 3 representative for the remaining unexpired term that follows a "general election – runoff" format as reflected in Article II, § 5 of the Norman City Charter and as more particularly described in the document submitted by the City Attorney dated August 4, 2012, was adopted.

The Mayor opened the floor for nominations.

Councilmember Gallagher nominated Dr. Robert McCloy.

Councilmember Williams nominated Robert Castleberry.

Councilmember Griffith nominated Shawn Hook.

Councilmember Jungman nominated Renee Porter.

The Mayor closed the floor for nominations.

Each Councilmember must vote in favor of only one Nominee by roll call vote.

Councilmember Gallagher - Dr. Robert McCloy

Councilmember Griffith - Shawn Hook

Councilmember Jungman - Renee Porter

Councilmember Kovach - Robert Castleberry

Councilmember Lockett - Dr. Robert McCloy

Councilmember Spaulding - Dr. Robert McCloy

Councilmember Williams - Robert Castleberry

Mayor Rosenthal - Renee Porter

The City Clerk announced the results. Dr. Robert McCloy received three votes and Renee Porter and Robert Castleberry received two votes each. No nominee received five votes in their favor. Dr. Robert McCloy, Renee Porter, and Robert Castleberry proceeded to Runoff Round Two Voting.

Item 4, continued:

Runoff Round Two Voting:

Councilmember Griffith - Robert Castleberry
 Councilmember Jungman - Dr. Robert McCloy
 Councilmember Kovach - Robert Castleberry
 Councilmember Lockett - Dr. Robert McCloy
 Councilmember Spaulding - Robert Castleberry
 Councilmember Williams - Robert Castleberry
 Councilmember Gallagher - Dr. Robert McCloy
 Mayor Rosenthal - Dr. Robert McCloy

he City Clerk announced the results. Robert Castleberry received four votes and Dr. Robert McCloy received four votes. No nominee received five votes in their favor. Robert Castleberry and Dr. Robert McCloy proceeded to Final Runoff-Round Three Voting.

Final Runoff-Round Three Voting:

Councilmember Jungman - Dr. Robert McCloy
 Councilmember Kovach - Robert Castleberry
 Councilmember Lockett - Dr. Robert McCloy
 Councilmember Spaulding - Robert Castleberry
 Councilmember Williams - Robert Castleberry
 Councilmember Gallagher - Dr. Robert McCloy
 Councilmember Griffith - Robert Castleberry
 Mayor Rosenthal - Dr. Robert McCloy

The City Clerk announced the results and announced the winner would be determined by lot. The names of Dr. Robert McCloy and Robert Castleberry were written on separate identical size pieces of paper and placed in a basket for drawing. The City Clerk drew out one piece of paper and announced the winner as Robert Castleberry.

Thereupon, Councilmember Kovach moved to seat Robert Castleberry as the new Ward Three Representative, which motion was duly seconded by Councilmember Griffith; and the question being upon seating Robert Castleberry as the new Ward Three Representative, a vote was taken with the following result:

YEAS:

Councilmembers Gallagher, Griffith,
 Jungman, Kovach, Lockett, Spaulding,
 Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Robert Castleberry was seated as the new Ward Three Representative.

* * * * *

Item No. 5, being:

ADMINISTERING THE OATH OF OFFICE TO AND FORMAL SEATING OF ROBERT CASTLEBERRY, WARD 3 COUNCILMEMBER.

Presiding Judge David Poarch administered the Oath of Office to Robert Castleberry as Ward Three Councilmember.

Items submitted for the record

1. Text File No. AP-1213-10 dated August 1, 2012, by Brenda Hall, City Clerk

Thereupon, Councilmember Castleberry was formally seated.

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Item 6, being:

RESOLUTION NO. R-1213-30: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, EXTENDING APPRECIATION TO HAL EZZELL FOR SERVING AS WARD THREE COUNCILMEMBER IN NORMAN, OKLAHOMA.

Councilmember Kovach moved that Resolution No. R-1213-30 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-30 dated July 27, 2012, by Brenda Hall, City Clerk
2. Resolution No. R-1213-30

Participants in discussion

1. Mr. Hal Ezzell accepted the resolution and plaque and thanked Council and others

and the question being upon adopting Resolution No. R-1213-30, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1213-30 was adopted.

Councilmember Comments to Hal Ezzell.

Councilmember Kovach said he appreciated Mr. Ezzell's experience as an attorney, a Certified Public Accountant (CPA), a critical thinker. He said many times Mr. Ezzell had provided insight to Council which sometimes made Councilmembers rethink their votes. He said he had passionate disagreements with Mr. Ezzell but had fun while doing it, which is a healthy attitude to have while serving as a City Councilmember. He said he appreciated the fact that Mr. Ezzell was willing to stick his neck out and do things that were not politically wise. He said it was a mark of good leadership to be a man with conviction who brings people along rather than let a poll dictate what should be said and done. He said he admired Mr. Ezzell's compassion most and recognized him as the one to suggest putting the Animal Shelter vote on the Charter election at no extra cost to the citizens. He said Mr. Ezzell had also been the one to suggest increasing the funding to Social and Voluntary Services.

Councilmember Griffith said Mr. Ezzell's insight from a legal perspective will be missed.

Councilmember Spaulding said after he was elected but not yet seated, Mr. Ezzell eased his transition to Councilmember by discussing ideas with him. He said it made him realize that even though he might not always vote the same way as other Councilmembers, it was possible to work together on issues. He said he was glad to have the opportunity to say goodbye. He said Mr. Ezzell's expertise and way of speaking were invaluable because he allowed the listener to see another perspective. He said he will be sorely missed. He said this will be the first time there has not been an attorney on Council and he was not sure if this was good thing.

Councilmember Lockett said she appreciated all the information Mr. Ezzell had given her and he had really helped her out when she needed it. She said she hope to see him soon and wished him the best of luck.

Item 6, continued:

Councilmember Gallagher said he was impressed by Mr. Ezzell's logical and detailed stance in a good argument. He said when things were not moving well, Mr. Ezzell was one of the voices of the "Rule of Three" and the "Rule of Three" has done some very positive things for Norman. He wished him good luck in the future.

Councilmember Williams said most of his experiences with Mr. Ezzell were when he was a citizen and the citizens of Norman will miss him. His explanations were always very helpful and appreciated. He thanked him for always having an open door and for the times he was been able to come to Mr. Ezzell's office as a citizen to understand budgets and issues better. He said he was baptized by fire for the first few meetings and Mr. Ezzell helped articulate the things he had questions about. He congratulated Mr. Ezzell on his move and wished him the best.

Mayor Rosenthal asked Mr. Ezzell to enjoy his freedom on Tuesday nights and his family and she wished him well.

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Item 7, being:

PRESENTATION OF A CIVILIAN SERVICE MEDAL AND CERTIFICATE TO MS. PEGGY SINGER.

Police Chief Keith Humphrey and Lieutenant Jim Keese presented a Civilian Service Medal and Certificate to Ms. Peggy Singer for her efforts in apprehending someone who broke into a sorority house.

Items submitted for the record

1. Text File No. GID-1213-9 dated August 1, 2012 by Keith Humphrey, Police Chief

Participants in discussion

1. Ms. Peggy Singer accepted the Civilian Service Medal and Certificate and thanked Council

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Item 8, being:

RESOLUTION NO. R-1213-32: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, COMMENDING AND EXTENDING APPRECIATION TO ALL WHO HAVE HELPED DURING THE RECENT FIRES INCLUDING CITY OF NORMAN FIREFIGHTERS, THE POLICE DEPARTMENT, ANIMAL WELFARE DIVISION, PUBLIC WORKS DEPARTMENT, AND CITY INSPECTORS; CITY OF NORMAN CITIZEN CORPS VOLUNTEERS; THE NATIONAL GUARD; CLEVELAND COUNTY; CLEVELAND COUNTY SHERIFF'S DEPARTMENT; ABSENTEE SHAWNEE TRIBE; THE UNITED WAY; AMERICAN RED CROSS; SALVATION ARMY; AND NUMEROUS FIRE DEPARTMENTS AND COUNTY FIRE TASK FORCES FROM ALL OVER THE STATE OF OKLAHOMA.

Councilmember Spaulding moved that Resolution No. R-1213-32 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-32 dated August 9, 2012, by Councilmembers Kovach, Gallagher, and Lockett
2. Resolution No. R-1213-32

Participants in discussion

1. Mr. James Fullingim, Fire Chief, accepted the resolution and thanked the Council
2. Ms. Joy Hampton, Norman Transcript, 215 East Comanche Street, made comments

and the question being upon adopting Resolution No. R-1213-32, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Resolution No. R-1213-32 was adopted.

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Item 9, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 10 through Item 27 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 10 through Item 27, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 10 through Item 27 were placed on the consent docket by unanimous vote.

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Item 10, being:

CONSIDERATION OF ORDINANCE NO. O-1213-1 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE PART OF THE SOUTHEAST QUARTER OF THE SECTION 26, TOWNSHIP 9 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND REMOVE THE SAME FROM THE I-1, LIGHT INDUSTRIAL DISTRICT, AND A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE NORTH SIDE OF WEST MAIN STREET APPROXIMATELY 993 FEET WEST OF 24TH AVENUE N.W.)

Councilmember Kovach moved that Ordinance No. O-1213-1 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-1213-1 dated June 12, 2012, by Jane Hudson, Current Planning Manager
2. Ordinance No. O-1213-1
3. Location map
4. Staff Report dated July 12, 2012, recommending approval
5. Preliminary site plan
6. Existing zoning plat
7. Pertinent excerpts from Planning Commission minutes of July 12, 2012

and the question being upon the Introduction and adoption of Ordinance No. O-1213-1 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1213-1 was Introduced and adopted upon First Reading by title.

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Item 11, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

ENVIRONMENTAL CONTROL ADVISORY BOARD

TERM: 08-14-12 TO 10-27-14; ZAC ABBOTT, 106 CASTRO STREET

GREENBELT COMMISSION

TERM 08-14-12 TO 07-13-15; MARK NANNY, 1815 LAKEHURST DRIVE

NORMAN ELECTION COMMISSION

TERM: 09-01-12 TO 09-01-15; TY HARDIMAN, 630 MILLER AVENUE

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

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

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

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Item 12, being:

CONSIDERATION OF PAYMENT OF FYE 2013 DUES ASSESSMENT IN THE AMOUNT OF \$60,281 TO THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS FOR THE PERIOD OF JULY 1, 2012, THROUGH JUNE 30, 2013.

Councilmember Kovach moved that payment of FYE 2013 dues assessment in the amount of \$60,281 to the Association of Central Oklahoma Governments through June 30, 2013, be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-5 dated July 26, 2012, by Brenda Hall, City Clerk
2. Letter dated August 8, 2012, from John G. Johnson, Executive Director, Association of Central Oklahoma Governments, to Mr. Steve Lewis, City Manager, City of Norman
3. Invoice No. 6476 dated July 1, 2012, from the Association of Central Oklahoma Governments in the amount of \$60,281

and the question being upon approving payment of FYE 2013 dues assessment in the amount of \$60,281 to the Association of Central Oklahoma Governments through June 30, 2013, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and payment of FYE 2013 dues assessment in the amount of \$60,281 to the Association of Central Oklahoma Governments through June 30, 2013, was approved.

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Item 13, being:

CONSIDERATION OF A RECOMMENDATION FROM THE REAPPORTIONMENT COMMISSION THAT THE CITY COUNCIL NOT ADJUST THE WARD BOUNDARIES AT THIS TIME.

Councilmember Kovach moved that the Reapportionment Commission recommendation that the City Council not adjust the ward boundaries at this time be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. RPT-1213-4 dated July 18, 2012, by Joyce Green, GIS Manager
2. Memorandum dated July 2, 2012, from Joyce Green, Manager, GIS Division, to Chairman and Members, Norman Reapportionment Commission
3. Statistics for 2012 Reapportionment Commission Review of City Council Wards
4. Map of ward boundaries
5. Norman Reapportionment Commission minutes of July 9, 2012

and the question being upon approving the Reapportionment Commission recommendation that the City Council not adjust the ward boundaries at this time, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the Reapportionment Commission recommendation that the City Council not adjust the ward boundaries at this time was approved.

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Item 14, being:

CONSIDERATION AND AWARDED OF BID NO. 1213-4 FOR THE PURCHASE OF TWO THOUSAND THREE HUNDRED (2,300) 95 GALLON POLYCARTS FOR THE CITY OF NORMAN SANITATION DIVISION.

Acting as the Norman Municipal Authority, Trustee Kovach moved that all bids meeting specifications be accepted and the bid in the amount of \$104,420 be awarded to Rehrig Pacific Company as the lowest and best bidder meeting specifications, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. BID-1213-4 dated July 16, 2012, by Scottie Williams, Sanitation Superintendent
2. Bid tabulation dated July 12, 2012, for 95-gallon polycarts

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

YEAS:	Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal
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NAYES:	None
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The Chairman declared the motion carried and all bids meeting specifications accepted; and the bid in the amount of \$104,420 was awarded to Rehrig Pacific Company as the lowest and best bidder meeting specifications.

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Item 15, being:

CONSIDERATION OF BID NO. 1213-6, CONTRACT NO. K-1213-29 WITH CGC, L.L.C., IN THE AMOUNT OF \$678,370.12; PERFORMANCE BOND NO. B-1213-7; STATUTORY BOND NO. B-1213-8; AND MAINTENANCE BOND NO. 1213-4; FOR THE 24TH AVENUE NW AND LEGACY PARK DRIVE TRAFFIC SIGNAL AND INTERSECTION IMPROVEMENT PROJECT AND BUDGET TRANSFER.

Acting as the Norman Tax Increment Finance Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of \$678,370.12 be awarded to CGC, L.L.C., as the lowest and best bidder meeting specifications; Contract No. K-1213-29 and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; and \$183,370.12 be transferred from Project No. UT0007, Robinson/I-35 NE Ramp Project, Utilities (057-9541-431.67-01) to Project No. UT0006, Legacy Park and 24th Avenue Interchange, Construction (057-9537-451.61-01), which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1213-29 dated July 28, 2012, by John Clink, Capital Project Engineer
2. Bid Record dated July 19, 2012, for 24th Avenue N.W. and Legacy Park Intersection Project
3. Contract No. K-1213-29
4. Performance Bond No. B-1213-7
5. Statutory Bond No. B-1213-8
6. Maintenance Bond No. MB-1213-4
7. Purchase Requisition No. 0000204617 dated July 20, 2012, in the amount of \$678,370.12 to CGC, L.L.C.

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

YEAS:

Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal

NAYES:

None

The Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$678,370.12 was awarded to CGC, L.L.C., as the lowest and best bidder meeting specifications; Contract No. K-1213-29 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; and \$183,370.12 was transferred from Project No. UT0007, Robinson/I-35 NE Ramp Project, Utilities (057-9541-431.67-01) to Project No. UT0006, Legacy Park and 24th Avenue Interchange, Construction (057-9537-451.61-01).

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Item 16, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR UNIVERSITY NORTH PARK ADDITION, SECTION VIII, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ON THE EAST SIDE 24TH AVENUE N.W. SOUTH OF MOUNT WILLIAMS DRIVE)

Councilmember Kovach moved that the final site development plan and final plat for University North Park Addition, Section VIII, be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements; and the filing of the final site development plan and final plat be directed, which motion was duly seconded by Councilmember Griffith;

Item 16, continued:

Items submitted for the record

1. Text File No. FP-1112-16 dated January 30, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated February 9, 2012, recommending approval
5. Final site development plan
6. Revised preliminary plat
7. Pertinent excerpts from Planning Commission minutes of February 9, 2012

and the question being upon approving the final site development plan and final plat for University North Park Addition, Section VIII, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the final site development plan and final plat for University North Park Addition, Section VIII, approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements, and the filing of the final site development plan and final plat was directed.

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Item 17, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$13,000 FROM THE CITIZENS HUMANE COMMISSION, INC., TO BE USED FOR IMPROVEMENTS IN THE VETERINARY SURGERY AREA OF THE ANIMAL WELFARE RENOVATION PROJECT.

Councilmember Kovach moved that a donation in the amount of \$13,000 from the Citizens Human Commission, Inc., to be used for improvements in the veterinary surgery area of the Animal Welfare Renovation Project be accepted and Animal Control Liability (010-0000-227.24-31) be increased by \$13,000, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-6 dated July 24, 2012, by Major Kevin Foster

and the question being upon accepting a donation in the amount of \$13,000 from the Citizens Human Commission, Inc., to be used for improvements in the veterinary surgery area of the Animal Welfare Renovation Project and upon the subsequent increase, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a donation in the amount of \$13,000 from the Citizens Human Commission, Inc., to be used for improvements in the veterinary surgery area of the Animal Welfare Renovation Project accepted; and Animal Control Liability (010-0000-227.24-31) was increased by \$13,000.

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Item 18, being:

CONSIDERATION OF ACCEPTANCE OF A CORRECTED QUITCLAIM DEED FROM THE UNITED STATES ARMY CORPS OF ENGINEERS TO THE CITY OF NORMAN FOR THE ARMY RESERVE CENTER PROPERTY LOCATED AT 1507 WEST LINDSEY STREET TO BE USED BY THE POLICE AND FIRE DEPARTMENTS.

Councilmember Kovach moved that a corrected quitclaim deed from the United States Army Corps of Engineers be accepted, the Mayor be authorized to execute all associated documents thereto, and the filing of the deed with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-10 dated August 2, 2012, by Linda Price, Revitalization Manager
2. Corrected Quitclaim Deed for the Joe A. Smalley U.S. Army Reserve Center with Exhibit A, Legal Description, and Exhibit B, Environmental Protection Provisions

and the question being upon accepting a corrected quitclaim deed from the United States Army Corps of Engineers and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and a corrected quitclaim deed from the United States Army Corps of Engineers accepted; the Mayor was authorized to execute all associated documents thereto and the filing of the deed with the Cleveland County Clerk was directed.

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Item 19, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1011-173: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA OFFICE OF HOMELAND SECURITY ACCEPTING A REIMBURSEMENT OF GRANT FUNDS IN THE AMOUNT OF \$2,900 TO BE USED FOR THE PURCHASE OF ADDITIONAL HAZARDOUS DEVICES UNIT EQUIPMENT AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1011-173 accepting a reimbursement of grant funds in the amount of \$2,900 from the Oklahoma Office of Homeland Security be approved, the execution thereof be authorized; and \$2,900 be appropriated from the Special Grants Fund Balance (022-0000-253.20-00) to Minor Equipment & Tools/Other (022-6041-421.36-99); and upon reimbursement, \$2,900 be deposited into Other Revenue/Homeland Security (022-0000-331.13-52), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1011-173, Amendment No. One, dated July 20, 2012, from Jim Spearman, Grants Manager
2. Amendment No. One to Contract No. K-1011-173
3. Contract No. K-1011-173

and the question being upon approving Amendment No. One to Contract No. K-1011-173 accepting a reimbursement of grant funds in the amount of \$2,900 from the Oklahoma Office of Homeland Security and upon the subsequent authorization, appropriation, and deposit, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1011-173 accepting a reimbursement of grant funds in the amount of \$2,900 from the Oklahoma Office of Homeland Security approved; the execution thereof was authorized; \$2,900 was appropriated from the Special Grants Fund Balance (022-0000-253.20-00) to Minor Equipment & Tools/Other (022-6041-421.36-99); and upon reimbursement, \$2,900 will be deposited into Other Revenue/Homeland Security (022-0000-331.13-52).

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Item 20, being:

CHANGE ORDER NO. ONE TO CONTRACT NO. K-1112-107: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SUN CONSTRUCTION SERVICES, L.L.C., INCREASING THE CONTRACT AMOUNT BY \$24,619 FOR THE BUILDING A RENOVATION PROJECT, PHASE I.

Councilmember Kovach moved that Change Order No. One to Contract No. K-1112-107 with Sun Construction Services, L.L.C., increasing the contract amount by \$24,619 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-1112-107, Change Order No. One, dated August 3, 2012, by Scott Sturtz, City Engineer
2. Change Order No. One to Contract No. K-1112-107
3. Building A Renovation Plan
4. Purchase Requisition No. 0000205156 dated August 3, 2012, in the amount of \$24,619 to Sun Construction Services, L.L.C.

and the question being upon approving Change Order No. One to Contract No. K-1112-107 with Sun Construction Services, L.L.C., increasing the contract amount by \$24,619 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Change Order No. One to Contract No. K-1112-107 with Sun Construction Services, L.L.C., increasing the contract amount by \$24,619 approved; and the execution thereof was authorized.

* * * * *

Item 21, being:

CONTRACT NO. K-1213-40: A CONTRACT BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND THE OKLAHOMA TOURISM AND RECREATION DEPARTMENT TO PROVIDE SOLID WASTE REMOVAL SERVICES FOR LAKE THUNDERBIRD STATE PARK.

Acting as the Norman Municipal Authority, Trustee Kovach moved that Contract No. K-1213-40 with the Oklahoma Tourism and Recreation Department to provide solid waste removal services for Lake Thunderbird State Park be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1213-40 dated July 19, 2012, by Scottie Williams, Sanitation Superintendent
2. Contract No. K-1213-40 with Exhibit A, Scope of Work and Pricing Schedule, and Attachment A, Rates Per Month and For Extra Pickup for Holidays

and the question being upon approving Contract No. K-1213-40 with the Oklahoma Tourism and Recreation Department to provide solid waste removal services for Lake Thunderbird State Park and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal

NAYES:

None

The Chairman declared the motion carried and Contract No. K-1213-40 with the Oklahoma Tourism and Recreation Department to provide solid waste removal services for Lake Thunderbird State Park approved; and the execution thereof was authorized.

* * * * *

Item 22, being:

CONTRACT NO. K-1213-48: A COOPERATIVE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, PIONEER LIBRARY SYSTEM, AND NORMAN PUBLIC SCHOOLS FOR PLACEMENT OF A 24-HOUR AUTOMATED LIBRARY SERVICE MACHINE TO BE PLACED AT IRVING MIDDLE SCHOOL LOCATED AT 1920 ALAMEDA STREET.

Councilmember Kovach moved that Contract No. K-1213-48 with Pioneer Library System and Norman Public Schools 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-1213-48 dated July 30, 2012, by Terry Floyd, Development Coordinator
2. Contract No. K-1213-48
3. Location map

Participants in discussion

1. Mr. Bobby Stevens, Post Office Box 6226, asked questions
2. Mr. Terry Floyd, Development Coordinator

and the question being upon approving Contract No. K-1213-48 with Pioneer Library System and Norman Public Schools and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Contract K-1213-48 with Pioneer Library System and Norman Public Schools approved; and the execution thereof was authorized.

* * * * *

Councilmember Jungman asked that he be allowed to abstain from voting on Item 23 due to a conflict of interest. Thereupon, Councilmember Griffith moved that Councilmember Jungman be allowed to abstain from voting on Item 23 due to a conflict of interest, which motion was duly seconded by Councilmember Kovach; and the question being upon allowing Councilmember Jungman to abstain from voting on Item 23 due to a conflict of interest, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

ABSTAIN:

Councilmember Jungman

The Mayor declared the motion carried and Councilmember Jungman was allowed to abstain from voting on Item 23 due to a conflict of interest.

* * * * *

Item 23, being:

CONTRACT NO. K-1213-51: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF COMMERCE ACCEPTING AN EMERGENCY SOLUTIONS GRANT IN THE AMOUNT OF \$84,031 TO BE USED FOR HOUSING RELOCATION AND STABILIZATION SERVICES FOR THE HOMELESS AND FAMILIES SEEKING ASSISTANCE AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-1213-51 with the Oklahoma Department of Commerce accepting an Emergency Solutions grant in the amount of \$84,031 be approved, the execution thereof be authorized, and \$84,031 be appropriated from the Community Development Fund Balance (021-0000-253.20-00) to Miscellaneous Services/WRC (021-4001-463.47-77), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-51 dated August 3, 2012, by Linda Price, Revitalization Manager
2. Contract No. K-1213-51
3. Emergency Solutions Grant Program FY 2011 Second Allocation Project Budget Summary dated July 10, 2012

Participants in discussion

1. Ms. Linda Price, Revitalization Manager
2. Ms. April Dozier, Director of Food and Shelter for Friends

and the question being upon approving Contract No. K-1213-51 with the Oklahoma Department of Commerce accepting an Emergency Solutions grant in the amount of \$84,031 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Jungman

The Mayor declared the motion carried and Contract No K-1213-51 with the Oklahoma Department of Commerce accepting an Emergency Solutions grant in the amount of \$84,031 approved; the execution thereof was authorized and \$84,031 was appropriated from the Community Development Fund Balance (021-0000-253.20-00) to Miscellaneous Services/WRC (021-4001-463.47-77).

* * * * *

Councilmember Jungman asked that he be allowed to abstain from voting on Item 24 due to a conflict of interest. Thereupon, Councilmember Griffith moved that Councilmember Jungman be allowed to abstain from voting on Item 24 due to a conflict of interest, which motion was duly seconded by Councilmember Kovach; and the question being upon allowing Councilmember Jungman to abstain from voting on Item 24 due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Jungman

The Mayor declared the motion carried and Councilmember Jungman was allowed to abstain from voting on Item 24 due to a conflict of interest.

* * * * *

Item 24, being:

CONTRACT NO. K-1213-52: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND FOOD AND SHELTER, INC., IN THE AMOUNT OF \$84,031 FOR THE EMERGENCY SOLUTIONS GRANT PROGRAM TO BE USED FOR HOMELESS PREVENTION AND/OR HOUSING RELOCATION AND STABILIZATION.

Councilmember Kovach moved that Contract No. K-1213-52 with Food and Shelter, Inc., in the amount of \$84,031 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-1213-52 dated August 3, 2012, by Linda Price, Revitalization Manager
2. Contract No. K-1213-52
3. Emergency Solutions Grant Program FY 2011 Second Allocation Project Budget Summary dated July 10, 2012

and the question being upon approving Contract No. K-1213-52 with Food and Shelter, Inc., in the amount of \$84,031 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Jungman

The Mayor declared the motion carried and Contract No K-1213-52 with Food and Shelter, Inc., in the amount of \$84,031 approved; and the execution thereof was authorized.

* * * * *

Item 25, being:

RESOLUTION NO. R-1213-8: A RESOLUTION OF THE NORMAN UTILITIES AUTHORITY APPROPRIATING \$3,237.83 FROM THE WASTEWATER FUND BALANCE TO ALLOW FOR THE RETURN OF COLLECTED PAYBACK FEES TO THE INVESTORS FOR THE 36TH AVENUE INTERCEPTOR PROJECT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Resolution No. R-1213-8 be adopted, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. R-1213-8 dated July 31, 2012, by Mark Daniels, Utilities Engineer with Attachment 1, Payback Funds Collected, and Attachment 2, Payback to Investors
2. Resolution No. R-1213-8

and the question being upon adopting Resolution No. R-1213-8, a vote was taken with the following result:

YEAS:	Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal
NAYES:	None

The Chairman declared the motion carried and Resolution No. R-1213-8 was adopted.

* * * * *

Item 26, being:

RESOLUTION NO. R-1213-27: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING COMPROMISE SETTLEMENT OF A CLAIM FILED BY STEPHANIE LAKE UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF STEPHANIE LAKE V. THE CITY OF NORMAN; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COURT JUDGMENT FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Kovach moved that Resolution No. R-1213-27 be adopted and payment of claims in the amount of \$8,527.20 be directed which will constitute judgment against the City of Norman, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-27 dated July 31, 2012, by Jeanne Snider, Assistant City Attorney
2. Resolution No. R-1213-27
3. Workers' Compensation Court Compromise Settlement
4. Purchase Requisition No. 0000204671 dated July 23, 2012, in the amount of \$8,527.20 to Stephanie Lake
5. Purchase Requisition No. 0000204673 dated July 23, 2012, in the amount of \$170.54 to Workers Compensation Administrative Fund
6. Purchase Requisition No. 0000204674 dated July 23, 2012, in the amount of \$63.95 to Special Occupational Health and Safety Fund
7. Purchase Requisition No. 0000204675 dated July 23, 2012, in the amount of \$140 to Workers' Compensation Court Clerk
8. Purchase Requisition No. 0000204676 dated July 23, 2012, in the amount of \$125.70 to Cleveland County District Court Clerk

and the question being upon adopting Resolution No. R-1213-27 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Resolution No. R-1213-27 adopted; and payment of claims in the amount of \$8,527.20 was directed which will constitute judgment against the City of Norman

* * * * *

Item 27, being:

RESOLUTION NO. R 1213-29: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$68,655 FROM THE SEIZURES AND RESTITUTION FUND BALANCE TO PURCHASE SURVEILLANCE EQUIPMENT TO BE USED DURING SPECIAL EVENTS AND BY INVESTIGATORS ATTEMPTING TO IDENTIFY SUSPECTS; SAFETY EQUIPMENT FOR THE SPECIAL WEAPONS AND TACTICS (SWAT) TEAM AND THE HAZARDOUS DEVICES UNIT (HDU) OFFICERS; AND TO UPGRADE COMPONENTS OF THE COMMAND VEHICLE USED BY SWAT AND HDU.

Councilmember Kovach moved that Resolution No. R-1213-29 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-29 dated July 26, 2012, by Deputy Chief Jim Maisano
2. Memorandum dated July 25, 2012, from Jim Maisano, Deputy Chief, to Keith L. Humphrey, Chief of Police
3. Memorandum dated July 21, 2012, from Captain Todd R. Gibson, SWAT Commander, to Keith Humphrey, Chief of Police
4. Resolution No. R-1213-29

Participants in discussion

1. Mr. Keith Humphrey, Police Chief

Item 27, continued:

and the question being upon adopting Resolution No. R-1213-29, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1213-29 was adopted.

* * * * *

Item 28, being:

ORDINANCE NO. O-1112-37: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE PART OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 8 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE RE, RESIDENTIAL ESTATES DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE EAST SIDE OF 12TH AVENUE S.E. AT COBBLESTONE CREEK DRIVE)

Ordinance No. O-1112-37 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 10, 2012, and having been postponed in City Council's meeting of July 24, 2012, until August 14, 2012, Councilmember Griffith moved that Ordinance No. O-1112-37 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. O-1112-37 dated April 17, 2012, by Jane Hudson, Current Planning Manager
2. Ordinance No. O-1112-37
3. Location map
4. Cobblestone Creek PUD Narrative submitted April 9, 2012 and revised May 3 and May 14, 2012, by Tim Shannon, Owner/Operator of CCDG, L.L.C.
5. Preliminary plat
6. Preliminary site development plan
7. Staff Report dated June 14, 2012, recommending approval
8. Protest area map
9. Letter of protest filed June 8, 2012, from Thomas and Janice Meeker to the City of Norman, City Clerk
10. Letter of support filed April 25, 2012, from Stephen Rogers to Norman Planning Commission
11. Pertinent excerpts from Planning Commission minutes of June 14, 2012
12. Email requesting postponement dated July 16, 2012, from Tom McCaleb to Ellen Usry

Participants in discussion

1. Mr. Tom McCaleb, 815 West Main Street, Oklahoma City, engineer representing the applicant

and the question being upon adopting Ordinance No. O-1112-37 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-37 was adopted upon Second Reading section by section.

Item 28, continued:

Thereupon, Councilmember Kovach moved that Ordinance No. O-1112-37 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding; and the question being upon adopting Ordinance No. O-1112-37 upon Final Reading as a whole, the roll was called with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-1112-37 was adopted upon Final Reading as a whole.

* * * * *

Item 29, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR COBBLESTONE CREEK ADDITION. (GENERALLY LOCATED ON THE EAST SIDE OF 12TH AVENUE S.E. ONE-HALF MILE SOUTH OF CEDAR LANE ROAD)

Councilmember Kovach having moved in City Council's meeting of July 24, 2012, that the preliminary plat for Cobblestone Creek Addition be postponed until August 14, 2012, which motion having been seconded by Councilmember Griffith, Councilmember Kovach moved that the preliminary plat for Cobblestone Creek Addition be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File dated April 17, 2012, by Ken Danner, Subdivision Manager, with Attachment A, Cobblestone Creek Traffic Table
2. Email requesting postponement dated July 16, 2012, from Tom McCaleb to Ellen Ustry
3. Location map
4. Staff Report dated June 14, 2012, recommending approval
5. Preliminary plat
6. Preliminary site development plan
7. Development Transportation Impacts Review Form dated May 17, 2012, reviewed by David R. Riesland, P.E. Assistant City Traffic Engineer, for Cobblestone Creek Addition
8. Pertinent excerpts from Planning Commission minutes of June 14, 2012

and the question being upon approving the preliminary plat for Cobblestone Creek Addition, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the preliminary plat for Cobblestone Creek Addition was approved.

* * * * *

Item 30, being:

ORDINANCE NO. O-1112-45: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE LOTS 25, 26, AND 27, BLOCK 1, FLOYD ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE RM-6, MEDIUM DENSITY APARTMENT DISTRICT, AND REMOVE THE SAME FROM THE R-2, TWO-FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (930 ELM AVENUE)

Ordinance No. O-1112-45 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 24, 2012, Councilmember Kovach moved that Ordinance No. O-1112-45 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. O-1112-45 dated May 15, 2012, by Jane Hudson, Current Planning Manager
2. Ordinance No. O-1112-45
3. Location map
4. Staff Report dated June 14, 2012, recommending approval
5. Proposed site development plan
6. Predevelopment Summary Case No. PD 12-14 dated April 26, 2012, for 823 Properties for property located at the northwest corner of Elm Avenue and Hoover Street
7. Protest area map containing 1.91% protest within notification area
8. Letter of protest dated June 7, 2012, from R. Blaine Nice, Fellers Snider, on behalf of Michael Meade, to Ms. Brenda Hall, City Clerk
9. Pertinent excerpts from Planning Commission minutes of June 14, 2012

Participants in discussion

1. Mr. Rick McKinney, McKinney Partnership, 3600 West Main Street, architect representing the applicant
2. Mr. Stephen Tyler Holman, 1030 South College Avenue, made comments
3. Mr. Andrew Blunck, 1638 Cruce Street, asked questions

and the question being upon adopting Ordinance No. O-1112-45 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-45 was adopted upon Second Reading section by section.

Thereupon, Councilmember Griffith moved that Ordinance No. O-1112-45 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding, and the question being upon adopting Ordinance No. O-1112-45 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-45 was adopted upon Final Reading as a whole.

* * * * *

Item 31, being:

RESOLUTION NO. R-1112-141: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN SO AS TO PLACE LOTS 38, 39, 40, 41, AND 42, BLOCK 4, STATE UNIVERSITY ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN MIXED USE DESIGNATION AND REMOVE THE SAME FROM THE OFFICE DESIGNATION. (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF BOYD STREET AND MONNETT AVENUE)

Councilmember Kovach moved that Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1112-141 dated May 15, 2012, by Jane Hudson, Current Planning Manager
2. Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8
3. Location map
4. Staff Report dated June 14, 2012, recommending approval
5. Pertinent excerpts from Planning Commission minutes of June 14, 2012

Participants in discussion

1. Mr. Barrett Williamson, 219 West Boyd Street, architect representing the applicant
2. Ms. Susan Connors, Director of Planning and Community Development
3. Ms. Jeanette Coker, 620 East Main Street, asked questions
4. Ms. Ann Gallagher, 1522 East Boyd Street, made comments
5. Mr. Mark Campbell, Post Office Box 3053, made comments
6. Mr. Bobby Stevens, Post Office Box 6226, made comments
7. Mr. Ken Komiske, Director of Utilities
8. Mr. Stephen Tyler Holman, 1030 South College Avenue, made comments
9. Mr. John High, 1705 Dakota Street, made comments
10. Ms. Jamileh Wilcox, 322 South University Boulevard, made comments
11. Mr. Andrew Blunck, 1638 Cruce Street, made comments
12. Mr. Jeff Bryant, City Attorney

Thereupon, Councilmember Gallagher moved that Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, be postponed until November 13, 2012, which motion was duly seconded by Councilmember Kovach;

Participants in discussion

1. Mr. Jeff Bryant, City Attorney
2. Ms. Susan Connors, Director of Planning and Community Development
3. Mr. Barrett Williamson, 219 West Boyd Street, architect representing the applicant
4. Mr. Evan Dunn, 1014 Missouri Street, protestant
5. Mr. Stephen Tyler Holman, 1030 South College Avenue, made comments
6. Mr. Andrew Blunck, 1638 Cruce Street, made comments
7. Ms. Jamileh Wilcox, 322 South University Boulevard, proponent
8. Mr. Jack Dawson, 3751 Eagle Cliff Drive, proponent
9. Mr. Steve Ellis, 633 Reed Avenue, proponent
10. Mr. Curtis McCarty, 4748 Ridgeline Drive, protestant
11. Ms. Jacy Crosbee, 204 Mountain Oaks Drive, proponent
12. Mr. Benjamin Carter, 800 Bass Court, proponent

and the question being upon postponing Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, until November 13, 2012, a vote was taken with the following result:

YEAS:

Councilmembers Gallagher, Jungman, Kovach, and Spaulding

NAYES:

Councilmembers Castleberry, Griffith, Lockett, Williams, Mayor Rosenthal

The Mayor declared the motion failed and Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, was not postponed until November 13, 2012,

Item 31, continued:

Thereupon, Councilmember Kovach moved that Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, be postponed until October 23, 2012, which motion was duly seconded by Councilmember Jungman;

Participants in discussion

1. Mr. John High, 1705 Dakota Street, made comments
2. Mr. Barrett Williamson, 219 West Boyd Street, architect representing the applicant
3. Mr. Steve Ellis, 633 Reed Avenue, asked questions
4. Mr. Trey Bates, 3720 Timberidge Drive, protestant
5. Ms. Jeanette Coker, 620 East Main Street, proponent
6. Ms. Ann Gallagher, 1522 East Boyd Street, proponent
7. Ms. Jamileh Wilcox, 322 South University Boulevard, made comments
8. Mr. Andrew Blunck, 1638 Cruce Street, made comments

and the question being upon postponing Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, until October 23, 2012, a vote was taken with the following result:

YEAS: Councilmembers Gallagher, Jungman,
and Kovach

NAYES: Councilmembers Castleberry, Griffith,
Lockett, Spaulding, Williams, Mayor
Rosenthal

The Mayor declared the motion failed and Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, was not postponed until October 23, 2012,

and the question being upon adopting Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, and upon the subsequent amendment, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Griffith,
Lockett, Spaulding, Williams, Mayor
Rosenthal

NAYES: Councilmembers Gallagher, Jungman,
and Kovach

The Mayor declared the motion carried and Resolution No. R-1112-141, Land Use Plan Amendment No. LUP-1112-8, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

Item 32, being:

ORDINANCE NO. O-1112-44: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE LOTS 38, 39, 40, 41, AND 42, BLOCK 4, STATE UNIVERSITY ADDITION TO NORMAN CLEVELAND COUNTY, OKLAHOMA, IN THE MUD, MIXED USE DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE R-3, MULTI-FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (NORTHWEST CORNER OF BOYD STREET AND MONNETT AVENUE)

Ordinance No. O-1112-44 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 24, 2012, Councilmember Griffith moved that Ordinance No. O-1112-44 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Spaulding;

Item 32, continued:

Items submitted for the record

1. Text File No. O-1112-44 dated May 15, 2012, by Jane Hudson, Current Planning Manager
2. Ordinance No. O-1112-44
3. Location map
4. Staff Report dated June 14, 2012, recommending approval
5. MB Real Estate II Concept Design dated April 9, 2012
6. Site plan
7. First floor plan
8. Second floor plan
9. Third floor plan
10. Predevelopment Summary Case No. PD 12-16 dated April 26, 2012, for MB Real Estate II for property located at the northwest corner of Boyd and Monnett
11. Norman Greenbelt Enhancement Statement dated April 9, 2012, for MB Real Estate II for property located at the northwest corner of Monnett and Boyd
12. Protest area map containing 4.76% filed protest within notification area
13. Letter of protest filed June 11, 2012, from James N. Shelton to the City of Norman Planning and Community Development Department
14. Letter of protest filed June 7, 2012, from Valli Marti to City Planning Commission
15. Letter of protest filed June 6, 2012, from Victor and Elizabeth Jackson to Secretary, Norman Planning Commission, with attached letter dated April 26, 2012, from Victor and Elizabeth Jackson to City of Norman Department of Planning and Community Development
16. Pertinent excerpts from Planning Commission minutes of June 14, 2012

and the question being upon adopting Ordinance No. O-1112-44 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Griffith, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: Councilmembers Gallagher, Jungman, and Kovach

The Mayor declared the motion carried and Ordinance No. O-1112-44 was adopted upon Second Reading section by section.

Thereupon, Councilmember Griffith moved that Ordinance No. O-1112-44 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding; and the question being upon adopting Ordinance No. O-1112-44 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Castleberry, Griffith, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: Councilmembers Gallagher, Jungman, and Kovach

The Mayor declared the motion carried and Ordinance No. O-1112-44 was adopted upon Final Reading as a whole.

* * * * *

Item 33, being:

CONSIDERATION OF A FINAL PLAT FOR FOUNTAIN VIEW ADDITION, SECTION 1, ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN, AND DEFERRAL OF STREET IMPROVEMENTS FOR 48TH AVENUE N.W. (GENERALLY LOCATED ON THE EAST SIDE OF 48TH AVENUE N.W. SOUTH OF WEST TECUMSEH ROAD)

Councilmember Griffith moved that the final plat for Fountain View Addition, Section 1, and the deferral of paving improvements for 48th Avenue N.W., be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements and receipt of a fee in the amount of \$62,640 for deferral of street improvements for 48th Avenue N.W., within ten 10 days after approval; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. FP-0910-16 dated June 1, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Staff Report dated September 9, 2010, recommending approval
4. Final plat approved by Planning Commission
5. Final plat submitted by the applicant
6. Preliminary plat
7. Aerial map
8. Letter dated June 20, 2012, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Shawn O'Leary, P.E., Director of Public Works
9. Letter dated June 26, 2012, from Roger Brown, Ed.D, Assistant Superintendent, Norman Public Schools, to Shawn O'Leary, P.E., CFM, Director of Public Works
10. Engineer's Estimate dated July 10, 2012, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Todd McLellan, P.E., Development Engineer
11. Pertinent excerpts from Planning Commission minutes of June 10 and September 9, 2010

Participants in discussion

1. Mr. Tom McCaleb, 815 West Main Street, Oklahoma City, engineer representing the applicant

and the question being upon approving the final plat for Fountain View Addition, Section 1, and the deferral of paving improvements for 48th Avenue N.W., and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the final plat for Fountain View Addition, Section 1, and the deferral of paving improvements for 48th Avenue N.W., approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements and receipt of a fee in the amount of \$62,640 for deferral of street improvements for 48th Avenue N.W., within ten 10 days after approval, and the filing of the final plat was directed.

* * * * *

Item 34, being:

CONSIDERATION OF APPROVAL OF A REVOCABLE LICENSE TO SASSAN MOGHADAM TO OCCUPY STREET RIGHT-OF-WAY FOR PLACEMENT OF ENTRANCE ARCHES INTO FOUNTAIN VIEW ADDITION LOCATED ON THE EAST SIDE OF 48TH AVENUE N.W. SOUTH OF WEST TECUMSEH ROAD.

Councilmember Spaulding moved that a Revocable License to Sassan Moghadam to occupy street right-of-way for placement of entrance arches into Fountain View Addition for a fee of \$486 per year be approved, which motion was duly seconded by Councilmember Griffith;

Item 34, continued:

Items submitted for the record

1. Text File GID-1213-8 dated July 31, 2012, by Leah Messner, Assistant City Attorney
2. Revocable License issued to SKS1, L.L.C.
3. Schematic drawings of entry gates
4. Location map of right-of-way

Participants in discussion

1. Ms. Leah Messner, Assistant City Attorney

and the question being upon approving Revocable License to Sassan Moghadam to occupy street right-of-way for placement of entrance arches into Fountain View Addition for a fee of \$486 per year, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Revocable License to Sassan Moghadam to occupy street right-of-way for placement of entrance arches into Fountain View Addition for a fee of \$486 per year was approved.

* * * * *

Item 35, being:

RESOLUTION NO. R-1213-31: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ESTABLISHING POLICIES, DUE TO THE RECENT WILDFIRES, FOR ALLOWING AFFECTED RESIDENTS TO INHABIT TEMPORARY DWELLINGS WHILE REBUILDING HOUSES DESTROYED BY THE WILDFIRES AS A MEANS OF DISASTER RELIEF.

Councilmember Spaulding moved that Resolution No. R-1213-31 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-29 dated July 26, 2012, by Deputy Chief Jim Maisano
2. Resolution No. R-1213-29
3. Location map

Participants in discussion

1. Ms. Susan Connors, Director of Planning and Community Development
2. Mr. Jeff Bryant, City Attorney
3. Mr. Mark Campbell, Post Office Box 3053, asked questions

and the question being upon adopting Resolution No. R-1213-31, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Resolution No. R-1213-31 was adopted.

* * * * *

Item 36, being:

ORDINANCE NO. O-1213-7: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING ARTICLE I, SECTIONS 5-105 THROUGH 5-107 OF CHAPTER 5 OF THE CODE OF THE CITY OF NORMAN BY ADDING A PROVISION RELATING TO WAIVER OF BUILDING PERMIT FEES FOR STRUCTURES DAMAGED IN NATURAL DISASTERS, PROVIDING FOR THE SEVERABILITY THEREOF; AND DECLARING AN EMERGENCY.

Councilmember Spaulding moved that Ordinance No. O-1213-7 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

- 1. Text File No. O-1213-7 dated August 9, 2012, by Leah Messner, Assistant City Attorney
- 2. Ordinance No. O-1213-7
- 3. Legislatively notated copy of Ordinance No. O-1213-7

Participants in discussion

- 1. Ms. Susan Connors, Director of Planning and Community Development

and the question being upon the Introduction and adoption of Ordinance No. O-1213-7 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1213-7 was Introduced, read, and adopted upon First Reading by title.

Thereupon, Councilmember Spaulding moved that Ordinance No. O-1213-7 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Kovach; and the question being upon adopting Ordinance No. O-1213-7 upon Second Reading, section by section, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1213-7 was adopted upon Second Reading section by section.

Thereupon, Councilmember Spaulding moved that Emergency Section No. 5 be approved, which motion was duly seconded by Councilmember Kovach; and the question being upon approving Emergency Section No. 5, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Emergency Section No. 5 was approved.

Thereupon, Councilmember Griffith moved that Ordinance No. O-1112-7 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding; and the question being upon adopting Ordinance No. O-1112-7 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-7 was adopted upon Final Reading as a whole.

MISCELLANEOUS DISCUSSION

Bicycle Safety. Ms. Ann Gallagher, 1522 East Boyd Street, said she had been driving behind a bicycle this evening and there was another bicycle on the sidewalk driving into the street that could not be seen because the rider was dressed all in black and the bicycle had no reflectors. She said it had been a very dangerous situation and it was important for bicycle riders to understand about safety. She asked Council and City Staff to help get this message to bicyclists.

*

High Density. Mr. Andrew Blunck, 1638 Cruce Street, said he attended the fourth of the series of six High Density meetings and he had planned a speech about these discussions this evening; however, after tonight's discussion, it was not necessary.

*

Thanks for Quick Response and Support for Fire Victims. Mr. Steve Ellis, 633 Reed Avenue, congratulated the City for the quick response to the fire victims.

Mr. Stephen Tyler Holman, 1030 South College Avenue, said he appreciated Council streamlining the process for those who had been affected by the fire.

Mr. Bobby Stevens, Post Office Box 6226, said he appreciated what City Council has done for the fire victims. He said he could see the flames from his home and knew many people who had lost everything they owned.

Councilmember Kovach said he noticed during the wild fires the tremendous response from everyone. He said citizens pitched in to help the emergency workers by bringing water, Gatorade, ice, and ice chests. He said many gave money to help those who lost their homes and that was what was special about Oklahoma and Norman.

Councilmember Jungman thanked Chief Fullingim and the Fire Department. He said Council was able to interact with the Firefighters during the fire and in spite of how busy they were, they were very kind to him and his family.

Councilmember Spaulding said in Ward 5, approximately 10,000 acres and 60 homes were gone and one person had lost their life. He said in 1995 his own home had been burned so he can sympathize with all the victims. He offered his sincerest condolences and prayers to all of the families who were affected. He said these people evacuated their homes and many came back to nothing but a pile of ashes. He said he had been contacted by the Mennonite Disaster Relief Group and a Baptist Relief Group had contacted the City and they are going to start assisting uninsured homeowners with cleanup and he thanked them for caring. He thanked Governor Fallin for bringing in the Black Hawks and Chinooks because they really made a difference. He said Council was provided a list of all the groups who helped out. He said it was important to recognize Mr. James Fullingim, Fire Chief; Mr. Jim Bailey, Assistant Fire Chief; Mr. Joe Lester, Cleveland County Sheriff, all the mutual aid fire departments, and all the volunteers who brought food and water. He said he rode with Assistant Chief Bailey and they came upon a mobile home with its deck on fire and it was obvious to see that the fire would eventually take the mobile home. He said Chief Bailey called in for a brush truck but none were available so together they found buckets and ice chests, started dipping water out of a nearby pool, and toted them to the fire. He said he was very impressed with this and that he really appreciated Assistant Chief Bailey. He said it was important for Chief Fullingim to know he had a spectacular group of men and women to be proud of. He said God Bless Norman.

Councilmember Lockett thanked everyone who assisted during the fire, those who donated, and those who took people in when they had no home. She said her prayers are with the victims.

*

Indexing City Council Meetings. Mr. Steve Ellis, 633 Reed Avenue, thanked Staff for indexing the videos of the City Council meetings.

*

Miscellaneous Discussion, continued:

Roberts' Rules on Minutes. Mr. Steve Ellis, 633 Reed Avenue, said he purchased a Roberts' Rules of Order and after reading Section 48 which discusses minutes, it was his opinion that the City has been doing it wrong. He said there are two types of minutes that can be taken, minutes for a private organization and minutes intended to be published. He said the City Council minutes are clearly intended to be published with specific rules. He said in either type of minutes, it is clear that all of the legal rulings made during a meeting belong in the minutes. He said in Roberts' Rules on Page 453, Point 10 specifies that minutes should contain all Points of Order. He said for minutes that are intended to be published there should be at least a brief abstract of what everyone had to say during the minutes and an abstract of every address and this does not mean street address. He said many issues raised tonight are best framed as Points of Order in Section 23.

*

Safety Concerns on College Avenue. Mr. Stephen Tyler Holman, 1030 South College Avenue, said this week was Rush Week for fraternities and sororities and he resides close by. He said a few months ago, he spoke about the need for sidewalks and lighting on College Avenue and since that time, his street has been resurfaced and he has a new driveway which are both very nice. However, a public safety issue exists due to the on-street parking and the many students walking back and forth from Lindsey Street. He said it is dangerous with no sidewalks and lighting.

*

Bond Issue. Mr. Bobby Stevens, Post Office Box 6226, said there will be a bond issue to be voted on soon and as a citizen and property owner in Norman, he does not see why citizens are asked to pay for all these bond issues with their property taxes. He said those who do not own property will enjoy the very same things that property owners do, but the homeowners will be paying the bill. He said Norman is a great place and he does not want to live anywhere else. He said he could not support the bond issue. He said the projects are all good and all need to be done but not all at one time. He said these projects should not have been lumped together and citizens should have had a choice.

Councilmember Kovach said Norman does things as a community to take care of each other and if citizens believe these are important projects for all of Norman then the citizens should not be punished to get back at Council. When someone cannot get into and out of their home because of flooding issues it is a citywide problem. He urged citizens to look at it in the spirit that it is offered.

Councilmember Castleberry said he would be glad to meet with Mr. Stevens to answer any questions he might have. He said as a Certified Public Accountant, he knows the cost of doing a bond issue is about the same whether it is a \$5 million bond issue or \$800 million bond issue and all projects might as well be packaged together. He said these projects have been identified by the community as vital projects. He said he always hears that Lake McGee is one of the biggest problems in Norman and now there is a proposal to fix it and it is half the cost because the federal government will provide matching funds. He said the federal government gets the money for the projects from road and gasoline taxes paid for by all citizens, not just property owners. He said all of the public meetings being held are to provide the citizens information to allow them to make an informed decision. He said as a business owner he will be directly affected by the Lindsey Street Project and not in a positive way. He said the two year project is not going to be good for his business; however, it is not about him, but the City of Norman. He said he can go through this inconvenience to allow Lindsey Street to be fixed for the next 20-30 years. He said the West Main Street Bridge east of 48th Avenue N.W. floods and there are people in nearby nursing homes that an ambulance cannot get to during a heavy rain. He said if all the projects are examined, there is merit to all of them and that is why they were added together.

Mayor Rosenthal said renters do not get a property tax bill but there were very few landlords who do not pass along those costs to the renters. She said businesses, offices, and industries as well as home owners pay property taxes. She said it is estimated that 2/3 of Norman homeowners will pay less than \$40 per year if this bond package is successful. She said it is estimated that a 1¢ sales tax which would probably be necessary to meet the deadline of the Oklahoma Department of Transportation project at Interstate 35 will cost the average household \$190 per year so it is important for people to get the facts, encouraged everyone to come to the Ward Meeting on Thursday, and appreciated the Councilmembers sponsoring it. She said this is an opportunity for the community to leverage some very important projects that are affordable and gives Norman the opportunity to compete for Federal Highway tax dollars that have already been received. She urged support for the bond issue and said she was available for questions from constituents.

*

Miscellaneous Discussion, continued:

Water Shortage. Mr. Bobby Stevens, Post Office Box 6226, said he has not been attending the High Density discussions because the City does not have enough water to support the existing housing additions and businesses. He said Lake Thunderbird is running out of water and now the City of Norman is relying on the City of Oklahoma City for water. He said the Lake is dirty and needs to be cleaned out.

*

Board of Realtors Meeting. Mr. Mark Campbell, Post Office Box 3053, said he attended a Board of Realtors meeting in City Council Chambers this morning. He said Mr. Shawn O'Leary, Director of Public Works, was discussing the bond program and asked if this was a public meeting. Ms. Brenda Hall, City Clerk, said no.

*

Norman Police Department Daily Activity Log. Mr. Mark Campbell, Post Office Box 3053, asked what was listed on the Norman Police Department Daily Activity Log on the website.

Mr. Keith Humphrey said the Daily Activity Log consists of all calls for service that have been answered in a 24 hour period.

*

Unsecured Structures. Mr. Mark Campbell, Post Office Box 3053, said he had reported many unsecured structures to the City and nothing had been done. He said in his neighborhood he has reported an unsecured structure with no electricity and no plumbing. He voiced concerns that someone might intentionally go into this house to do something wrong. He said he reported the house anonymously and was told an officer would come secure the building but nothing has been done. He said he hoped this could be addressed.

*

Ward Meeting. Councilmember Kovach announced a Ward Meeting for Wards 2, 3, and 4 on Thursday, August 16, 2012, at 5:30 p.m. in City Council Chambers to discuss the upcoming Bond election. He said he had seen several presentations by Mr. Shawn O'Leary, Director of Public Works, and he goes out of his way to stay within the legal bounds of what a City employee is allowed to do as far as providing information on an election. He said as a Councilmember and a citizen, he said he hopes all citizens vote in favor of the bond issue on August 28th.

Councilmember Castleberry said he looked forward to the meeting to answer any questions citizens might have.

Councilmember Jungman said he hoped that people inclined to dissent on the bond issue will come to the meeting because they will have a chance to have all their questions answered. He said he had received a few negative questions about some of the projects and possibly an explanation would be provided to satisfy the constituents.

*

Mixed Use Development (MUD) Ordinance. Councilmember Castleberry said tonight it had come to everyone's attention that the MUD Ordinance had some issues. He encouraged City Council to look at some of the issues and clean it up a little bit. He said it is not perfect but it is a start.

*

New Ward Three Councilmember. Councilmember Castleberry said he was honored that he had won the draw this evening because the other four applicants were excellent. He said he would not want to run against all four of them again. He said he was encouraged by the whole process and feels very fortunate to be the winner. He said he looked forward to getting to know the rest of Council. He said although he is the Ward Three Councilmember, he would appreciate comments from all citizens. He said he had changed his mind about a vote tonight after he received more information and he is always open to new facts and viewpoints. He said honest people can come up with an honest difference of opinions.

Miscellaneous Discussion, continued:

New Ward Three Councilmember, continued:

Councilmember Jungman welcomed Councilmember Castleberry to the team and said he hoped he enjoyed being on Council. He thanked all the candidates and said he appreciated them putting themselves in front of the public and hoped they would come back.

Councilmember Spaulding, Griffith, Lockett, and Mayor Rosenthal welcomed and congratulated Councilmember Castleberry.

*

Chick-Fil-A. Councilmember Spaulding said it worthy to mention the Chick-Fil-A incident where the president of Chick-Fil-A had been interviewed about his religious beliefs on the subject of same sex marriage. He said he personally agreed with this stance and he has the right to support any company he pleased and conversely he supports the Gay Community's right to boycott or protest any company they please. He said the problem begins when individuals like City leaders attack the First Amendment right to Free Speech and Freedom of Religion of a business and try to sabotage, block, and hinder a simple restaurant's growth specifically because of the president's personal religious beliefs. He said this is not a Gay Rights issue and these leaders are hiding behind Gay Rights. He said the issue at hand is that there are elected officers in the nation who claim that any group who opposes their beliefs is not welcome in their cities. He wondered if they have forgotten about the Catholic Church, the Orthodox Jewish Synagogue, Islamic Mosque, or the many angelical Christian denominations who have openly opposed the legislation of same sex marriage. He said he would encourage the citizens of those cities to work on replacing these officials.

*

National Night Out. Councilmember Griffith thanked Ward Six for their participation in National Night Out. He thanked the Hawthorne neighborhood, the residents along Northcliff Avenue, Hallbrooke Addition, and the residents who live on Vanessa Drive. He also thanked his police escort, Lieutenant Jamie Shattuck.

Councilmember Lockett said for two years her ward has not had any events for National Night Out but this year she attended several Ward Three events and really enjoyed herself.

Councilmember Williams thanked the citizens of Ward Eight for inviting him into their homes, garages, and yards. He said there were several stops and he thanked the Norman Police Department for being there with their canine dogs. He said he was privileged to ride with a Special Weapons and Tactical (SWAT) team member and had toured the SWAT team exhibit at Target. He said he paid close attention to the equipment and he was glad Council approved replacement of some of it and thanked the SWAT team for protecting all citizens.

*

Transportation Bond Meeting in Ward Eight. Councilmember Williams thanked all of the citizens who had attended the Transportation Bond Meeting last night in Ward Eight and encouraged any citizens who were unable to attend to come to the Ward Meeting on Thursday.

*

Law Enforcement Accreditation. Mr. Steve Lewis, City Manager, said in 1999, the Norman Police Department became one of the first municipal law enforcement agencies to be accredited in the State of Oklahoma. He said since that time the Police Department has been reaccredited three times and recently received the report that they were approved again. He said a comment from the report said the assessors were impressed by the knowledge and professionalism of the entire staff, the department was a well organized and efficiently operated agency, and the leadership was described as being extremely knowledgeable and dedicated. He said the bottom line is that the department exceeds all applicable standards that are set forth by the Oklahoma Association of Chiefs of Police as well as the Oklahoma Law Enforcement Agency Accreditation Professional Standards Program. He said a formal recognition will be done in a few weeks. He congratulated Chief Humphrey, the entire command staff, and all the Police Department employees.

*

Miscellaneous Discussion, continued:

West Nile Virus. Mr. Steve Lewis, City Manager, said there had been an article about the West Nile Virus in the Daily Oklahoman recently. He said State Health officials commented that the West Nile Virus season runs from May to November in Oklahoma and to date there have been 55 cases identified with one fatality today in Oklahoma County. He said there have been no cases as yet in Cleveland County. He said the City of Norman has had a mosquito surveillance program in place for approximately 30 years. There are approximately twelve traps throughout the community checked daily and the counts have been extremely low. He said Staff will continue to respond to complaints and educate people about standing water and, if necessary, will do a spot treatment with larvacide. He said there is lot of information on the State Health Department website and there will be information added to the City's website. He encouraged citizens to use insect repellent when they go outside.

* * * * *

ADJOURNMENT

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

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the meeting was adjourned at 12:13 a.m.

ATTEST:

City Clerk

Mayor