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

November 27, 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 27th day of November, 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 Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
ABSENT:	None

The Pledge of Allegiance was led by Webelo Den Pack No. 777.

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The Mayor said the City of Midland, Texas, recently experienced a tragedy while trying to celebrate and honor those who have served our country. She asked the audience to join Council in a moment of silence to remember the community of Midland, Texas and their losses.

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CONSENT DOCKET

Councilmember Kovach moved that Item 4 through Item 33 excluding Item 8 and Item 32 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 4 through Item 33 excluding Item 8 and Item 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 Item 4 through Item 33 excluding Item 8 and Item 32 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION MINUTES OF OCTOBER 22, 2012
CITY COUNCIL STUDY SESSION MINUTES OF NOVEMBER 6, 2012
CITY COUNCIL SPECIAL SESSION MINUTES OF NOVEMBER 13, 2012
CITY COUNCIL MINUTES OF NOVEMBER 13, 2012
NORMAN UTILITIES AUTHORITY MINUTES OF NOVEMBER 13, 2012
NORMAN MUNICIPAL AUTHORITY MINUTES OF NOVEMBER 13, 2012
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF NOVEMBER 13, 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;

Item 4, continued:

Items submitted for the record

1. Text File No. GID-1112-35 dated November 20, 2012, by Brenda Hall, City Clerk
2. City Council Community Planning and Transportation Committee minutes of October 22. 2012
3. City Council Study Session minutes of November 6, 2012
4. City Council Special Session minutes of November 13, 2012
5. City Council minutes of November 13, 2012
6. Norman Utilities Authority minutes of November 13, 2012
7. Norman Municipal Authority minutes of November 13, 2012
8. Norman Tax Increment Finance Authority minutes of November 13, 2012

and the question being upon approving the minutes 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 the minutes approved; and the filing thereof was directed.

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Item 5, being:

CONSIDERATION OF ORDINANCE NO. O-1213-15 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE PART OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 8 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN. NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE I-1, LIGHT INDUSTRIAL DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3180 SOUTH CLASSEN BOULEVARD)

Councilmember Kovach moved that Ordinance No. O-1213-15 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-15 dated September 11, 2012, by Jane Hudson, Principle Planner
2. Ordinance No. O-1213-15
3. Location map
4. Staff Report dated November 8, 2012, recommending approval
5. Preliminary site development plan
6. Pertinent excerpts of City Council minutes of November 8, 2012

and the question being upon the Introduction and adoption of Ordinance No. O-1213-15 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-1213-15 was Introduced, read, and adopted upon First Reading by title.

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Item 6, being:

CONSIDERATION OF ORDINANCE NO. O-1213-22 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REMOVING THE PLATTED LIMITS OF NO ACCESS PERTAINING TO LOT 6, BLOCK 5, HIGHLAND VILLAGE ADDITION, SECTION 6, OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3004 TERRACE PARK TRAIL)

Councilmember Kovach moved that Ordinance No. O-1213-22 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-1213-22 dated October 15, 2012, by Jane Hudson, Principle Planner
2. Ordinance No. O-1213-22
3. Location map
4. Memorandum dated October 8, 2012, from Brenda Hall, City Clerk, to Jane Hudson, Principal Planner; Jeff Bryant, City Attorney; Ken Komiske, Director of Utilities; and Ken Danner, Subdivision Manager
5. Letter of request filed October 8, 2012, from Sean Paul Rieger, Attorney at Law, Architect, Broker, S.P. Rieger, P.L.L.C., to City of Norman Planning Department and Public Works Department with Exhibit A, Existing Plat as filed with Limit of No Access (LNA) across Lot 6, Block 5; Exhibit B, Proposed modification to Plat with LNA; Exhibit C, Proposed site plan to be developed on Lot 6, Block 5, upon removal of LNA; and Exhibit D, Approved site plan for Lot 7, Block 5, immediately next door to east
6. Radius map
7. Staff Report dated November 8, 2012, recommending approval
8. Pertinent excerpts of City Council minutes of November 8, 2012

and the question being upon the Introduction and adoption of Ordinance No. O-1213-22 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-1213-22 was Introduced, read, and adopted upon First Reading by title.

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Item 7, being:

SUBMISSION OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF OCTOBER 31, 2012.

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

Items submitted for the record

1. Text File No. RPT-1213-19 dated November 27, 2012, by Anthony Francisco, Director of Finance
2. Finance Director's Investment Report as of October 31, 2012

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

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

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

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Item 8, being:

SUBMISSION OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF OCTOBER, 2012.

Item 8 was withdrawn at the request of Staff

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Item 9, being:

CONSIDERATION OF A REQUEST FROM THE NORMAN HOUSING AUTHORITY TO WAIVE THE FEE IN THE AMOUNT OF $11,228.54 IN LIEU OF TAXES PAYMENT FOR FISCAL YEAR ENDING (FYE) 2012.

Councilmember Kovach moved that the request from the Norman Housing Authority to waive the fee in the amount of $11,228.54 in lieu of taxes payment for FYE 2012 be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-36 dated October 30, 2012, by Brenda Hall, City Clerk
2. Letter of request dated October 1, 2012, from Karen Canavan, Executive Director, Norman Housing Authority, to Mayor Cindy S. Rosenthal
3. Computation of Payments in Lieu of Taxes from the United States Department of Housing and Urban Development, Office of Public and Indian Housing for Fiscal Year Ended June 30, 2012

Participants in discussion

1. Mr. Jeff Bryant, City Attorney
2. Ms. Karen Canavan, Executive Director, Norman Housing Authority

and the question being upon approving the request from the Norman Housing Authority to waive the fee in the amount of $11,228.54 in lieu of taxes payment for FYE 2012, 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 request from the Norman Housing Authority to waive the fee in the amount of $11,228.54 in lieu of taxes payment for FYE 2012 was approved.

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Item 10, being:

ACTING AS THE NORMAN UTILITIES AUTHORITY, CONSIDERATION OF AWARDING OF BID NO. 1213-7, APPROVAL OF CONTRACT NO. K-1213-32 WITH A.W. SCHULTZ, INC., IN THE AMOUNT OF $336,800, PERFORMANCE BOND NO. B-1213-9, STATUTORY BOND NO. B-1213-10, AND MAINTENANCE BOND NO. MB-1213-5 AND BUDGET APPROPRIATION FOR THE WATER WELL TELEMETRY UPGRADE PROJECT FOR THE WATER TREATMENT DIVISION AND BUDGET TRANSFERS AND APPROPRIATION.

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $336,800 be awarded to A.W. Schultz, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-32 and the performance, statutory, and maintenance bonds be approved, execution of the contract be authorized; the filing of the bonds be directed; and $135,000 be transferred from Project No. WB0297, Water Well Telemetry (Bond), Materials (031-9353-462.63-01) to Construction (031-9353-462.61-01) and $90,000 from Project No. WA0297, Water Well Telemetry (Capital), Materials (031-9353-462.63-01) to Construction (031-9353-462.61-01); and $116,900 be appropriated from the Water Fund Balance (031-0000-253.00-00) to Project WA0297, Construction (031-9353-462.61-01), which motion was duly seconded by Trustee Griffith;

Item 10, continued:

Items submitted for the record

1. Text File No. K-1213-32 dated October 30, 2012, by Bryan Hapke, Water Treatment Supervisor
2. Bid tabulation dated August 16, 2012, for the Water Well Telemetry Upgrade
3. Contract No. K-1213-32
4. Performance Bond No. B-1213-9
5. Statutory Bond No. B-1213-10
6. Maintenance Bond No. MB-1213-5

Participants in discussion

1. Mr. Ken Komiske, Director of Utilities

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, authorization, directive, transfers, and appropriation, 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 $336,800 was awarded to A.W. Schultz, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-32 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized, the filing of the bonds was directed, and $135,000 was transferred from Project No. WB0297, Water Well Telemetry (Bond), Materials (031-9353-462.63-01) to Construction (031-9353-462.61-01) and $90,000 from Project No. WA0297, Water Well Telemetry (Capital), Materials (031-9353-462.63-01) to Construction (031-9353-462.61-01); and $116,900 was appropriated from the Water Fund Balance (031-0000-253.00-00) to Project WA0297, Construction (031-9353-462.61-01).

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Item 11, being:

CONSIDERATION OF AND AWARDING OF BID NO. 1213-40, CONTRACT NO. K-1213-84 WITH CENTRAL CONTRACTING SERVICES, INC., IN THE AMOUNT OF $114,846; PERFORMANCE BOND NO. B-1213-31, STATUTORY BOND NO. B-1213-32, MAINTENANCE BOND NO. MB-1213-25, AND RESOLUTION NO. R-1213-56 FOR THE FYE 2013 CAPITAL IMPROVEMENT SIDEWALK PROJECTS AND BUDGET TRANSFER.

Councilmember Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $114,846 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-84 and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; Resolution No. R-1213-56 be adopted; and $10,000 be transferred from Project No. TC0255, Sidewalk 24th Ave. N.W. - Robinson to UNP Shopping Center, Construction (050-9712-431.61-01) and $5,415 from Project No. TC0258, Sidewalk 500 Block of 48th Ave. N.W., Construction, to Project TC0257, Sidewalk Elmwood Street - Brookside Drive to Pickard Ave., Construction, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-84 dated November 15, 2012, by Jack Burdett, Engineering Assistant with attached Table 1, FYE 2013 Capital Improvement Sidewalk Projects, and Table 2, FYE 2013 Capital Improvement Sidewalk Project Budget
2. Bid tabulation dated October 25, 2012, for the FYE 2013 Capital Improvement Sidewalk Project
3. Contract No. K-1213-84
4. Performance Bond No. B-1213-31
5. Statutory Bond No. B-1213-32
6. Maintenance Bond No. MB-1213-25
7. Resolution No. R-1213-56
8. Capital Improvement Project Sidewalk Location Plan, Project No. One; Robinson to UNP parking lot
9. Capital Improvement Project Sidewalk Location Plan, Project No. Two; OU Park to Classen Boulevard

Item 11, continued:

Items submitted for the record, continued

10. Capital Improvement Project Sidewalk Location Plan, Project No. Three; Brookside Circle to Pickard Avenue
11. Capital Improvement Project Sidewalk Location Plan, Project No. Four; One-Half Mile North of Main Street on 48th Avenue N.W.
12. Resolution No. R-1213-56
13. Purchase Requisition No. 0000209746 dated November 15, 2012, in the amount of $114,846 to Central Contracting Services, Inc.

Participants in discussion

1. Mr. Scott Sturtz, City Engineer
2. Mr. Evan Dunn, 1014 Missouri Street, asked questions

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, authorization, directive, adoption, and transfers, 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 all bids meeting specifications accepted; and the bid in the amount of $114,846 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-84 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; Resolution No. R-1213-56 was adopted; and $10,000 was transferred from Project No. TC0255, Sidewalk 24th Ave. N.W. - Robinson to UNP Shopping Center, Construction (050-9712-431.61-01) and $5,415 from Project No. TC0258, Sidewalk 500 Block of 48th Ave. N.W., Construction, to Project TC0257, Sidewalk Elmwood Street - Brookside Drive to Pickard Ave., Construction.

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Item 12, being:

PARTIAL REFUND OF THE OWNER'S OBLIGATION AND THE RETURN OF CASH SURETY IN THE AMOUNT OF $24,511.05 FOR DEFERRED CONSTRUCTION OF PAVING IMPROVEMENTS IN CONNECTION WITH FOREST LUMBER ADDITION, SECTION 1.

Councilmember Kovach moved that a partial refund of the owner's obligation for deferred construction be approved and the partial return of the cash surety in the amount of $24,511.05 be directed to the owner, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-15 dated August 26, 2012, by Scott Sturtz, City Engineer with Attachment C, Deferred Construction Road Widening Fees, Rock Creek Road, 12th Avenue N.W. to Stubbeman Avenue, and Summary of Partial Refund, Forest Lumber Company, and Attachment B1, Location Map

Participants in discussion

1. Mr. Harold Heiple, 218 East Eufaula Avenue, attorney representing applicant
2. Mr. Evan Dunn, 1014 Missouri Street, asked questions
3. Mr. Shawn O'Leary, Director of Public Works
4. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving a partial refund of the owner's obligation for deferred construction 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 a partial refund of the owner's obligation for deferred construction approved; and the partial return of the cash surety in the amount of $24,511.05 was directed to the owner.

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Item 13, being:

PARTIAL REFUND OF THE OWNER'S OBLIGATION AND THE RETURN OF CASH SURETY IN THE AMOUNT OF $20,945.93 FOR DEFERRED CONSTRUCTION OF PAVING IMPROVEMENTS IN CONNECTION WITH TRAILWOODS ADDITION, SECTION 1, A PLANNED UNIT DEVELOPMENT.

Councilmember Kovach moved that a partial refund of the owner's obligation for deferred construction be approved and the partial return of the cash surety in the amount of $20,945.93 be directed to the owner, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-16 dated August 26, 2012, by Scott Sturtz, City Engineer with Attachment C, Deferred Construction Road Widening Fees, Rock Creek Road, 12th Avenue N.W. to Stubbeman Avenue, and Summary of Partial Refund, Forest Lumber Company, and Attachment B1, Location Map

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Shawn O'Leary, Director of Public Works
3. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving a partial refund of the owner's obligation for deferred construction 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 a partial refund of the owner's obligation for deferred construction approved; and the partial return of the cash surety in the amount of $20,945.93 was directed to the owner.

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Item 14, being:

PARTIAL REFUND OF THE OWNER'S OBLIGATION AND THE RETURN OF CASH SURETY IN THE AMOUNT OF $9,451.35 FOR DEFERRED CONSTRUCTION OF PAVING IMPROVEMENTS IN CONNECTION WITH TRAILWOODS ADDITION, SECTION 4, A PLANNED UNIT DEVELOPMENT.

Councilmember Kovach moved that a partial refund of the owner's obligation for deferred construction be approved and the partial return of the cash surety in the amount of $9,451.35 be directed to the owner, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-17 dated August 26, 2012, by Scott Sturtz, City Engineer with Attachment C, Deferred Construction Road Widening Fees, Rock Creek Road, 12th Avenue N.W. to Stubbeman Avenue, and Summary of Partial Refund, Forest Lumber Company, and Attachment B1, Location Map

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Shawn O'Leary, Director of Public Works
3. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving a partial refund of the owner's obligation for deferred construction 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 a partial refund of the owner's obligation for deferred construction approved; and the partial return of the cash surety in the amount of $9,451.35 was directed to the owner.

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Item 15, being:

PARTIAL REFUND OF THE OWNER'S OBLIGATION AND THE RETURN OF CASH SURETY IN THE AMOUNT OF $33,487.98 FOR DEFERRED CONSTRUCTION OF PAVING IMPROVEMENTS IN CONNECTION WITH EASTRIDGE ADDITION, SECTION 17.

Councilmember Kovach moved that a partial refund of the owner's obligation for deferred construction be approved and the partial return of the cash surety in the amount of $33,487.98 be directed to the owner, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-38 dated October 30, 2012, by Scott Sturtz, City Engineer with Attachment A, Completed Road Widening Projects, and Attachment B2. Location Map

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Shawn O'Leary, Director of Public Works
3. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving a partial refund of the owner's obligation for deferred construction 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 a partial refund of the owner's obligation for deferred construction approved; and the partial return of the cash surety in the amount of $33,487.98 was directed to the owner.

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Item 16, being:

PARTIAL REFUND OF THE OWNER'S OBLIGATION AND THE RETURN OF CASH SURETY IN THE AMOUNT OF $21,576.67 FOR DEFERRED CONSTRUCTION OF PAVING IMPROVEMENTS IN CONNECTION WITH EASTRIDGE ADDITION, SECTION 21.

Councilmember Kovach moved that a partial refund of the owner's obligation for deferred construction be approved and the partial return of the cash surety in the amount of $21,576.67 be directed to the owner, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-37 dated October 30, 2012, by Scott Sturtz, City Engineer with Attachment A, Completed Road Widening Projects, and Attachment B2, Location Map

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Shawn O'Leary, Director of Public Works
3. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving a partial refund of the owner's obligation for deferred construction 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 a partial refund of the owner's obligation for deferred construction approved; and the partial return of the cash surety in the amount of $21,576.67 was directed to the owner.

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Item 17, being:

PARTIAL REFUND OF THE OWNER'S OBLIGATION AND THE RETURN OF CASH SURETY IN THE AMOUNT OF $39,061.70 FOR DEFERRED CONSTRUCTION OF PAVING IMPROVEMENTS IN CONNECTION WITH ROYAL OAKS ADDITION, SECTION 6.

Councilmember Kovach moved that a partial refund of the owner's obligation for deferred construction be approved and the partial return of the cash surety in the amount of $39,061.70 be directed to the owner, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1213-39 dated October 30, 2012, by Scott Sturtz, City Engineer with Attachment A, Completed Road Widening Projects, and Attachment B2, Location Map

Participants in discussion
1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Shawn O'Leary, Director of Public Works
3. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving a partial refund of the owner's obligation for deferred construction 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 a partial refund of the owner's obligation for deferred construction approved; and the partial return of the cash surety in the amount of $39,061.70 was directed to the owner.

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Item 18, being:

CONSIDERATION OF APPROVAL OF NORMAN RURAL CERTIFICATE OF SURVEY NO. COS-1213-3 FOR ROCKIN' ROSE FARM BY JEFFREY CARLSON AND DIRECT THE FILING THEREOF. (LOCATED ON THE NORTH SIDE OF ALAMEDA DRIVE APPROXIMATELY ONE-THIRD MILE EAST OF 72ND AVENUE N.E.)

Councilmember Kovach moved that Norman Rural Certificate of Survey No. COS-1213-3 for Rockin' Rose Farm be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. COS-1213-3 dated October 10, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Certificate of Survey No. COS-1213-3
4. Staff Report dated November 8, 2012, recommending approval
5. Norman Greenbelt Enhancement Statement dated October 8, 2012, for Jeffrey R. Carlson
6. Greenbelt Commission Enhancement Statement
7. Pertinent excerpts from Planning Commission minutes of November 8, 2012

Participants in discussion
1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Certificate of Plat Correction No. CPC-1112-1 in connection with OEC Hemphill Addition 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 Norman Rural Certificate of Survey No. COS-1213-3 for Rockin' Rose Farm approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 19, being:

CONSIDERATION OF A FINAL PLAT FOR DOLLAR GENERAL ALAMEDA ADDITION AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ON THE NORTH SIDE OF ALAMEDA DRIVE APPROXIMATELY ONE-FOURTH MILE EAST OF 72ND AVENUE N.E.)

Councilmember Kovach moved that the final plat for Dollar General Alameda Addition 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 Development Committee's acceptance of all requirement public improvements, and the filing of the final plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. FP-1213-15 dated October 10, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated November 8, 2012, recommending approval
5. Site plan
6. Preliminary plat
7. Pertinent excerpts from Planning Commission minutes of November 8, 2012

and the question being upon approving the final plat for Dollar General Alameda Addition 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 Dollar General Alameda Addition 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 Development Committee's acceptance of all requirement public improvements, and the filing of the final plat was directed.

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Item 20, being:

CONSIDERATION OF A FINAL PLAT FOR ABSENTEE SHAWNEE HEALTH CARE ADDITION, SECTION 2, ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN, AND AUTHORIZING THE MAYOR TO SIGN THE FINAL PLAT SUBJECT TO RECEIPT OF TRAFFIC IMPACT FEES IN THE AMOUNT OF $20,128.04 AND $4,462.70 IN LIEU OF DETENTION IMPROVEMENTS. (GENERALLY LOCATED ON THE NORTH SIDE OF LITTLE AXE DRIVE APPROXIMATELY 775 FEET EAST OF 156TH AVENUE N.E.)

Councilmember Kovach moved that the final plat for Absentee Shawnee Health Care Addition, Section 2, 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 Development Committee's acceptance of all requirement public improvements and receipt of traffic impact fees in the amount of $20,128.04 and $4,462.70 in lieu of detention improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. FP-1213-15 dated October 10, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated November 8, 2012, recommending approval
5. Site plan
6. Preliminary plat
7. Pertinent excerpts from Planning Commission minutes of November 8, 2012

Item 20, continued:

and the question being upon approving the final plat for Absentee Shawnee Health Care Addition, Section 2, 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 Absentee Shawnee Health Care Addition, Section 2, 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 Development Committee's acceptance of all requirement public improvements and receipt of traffic impact fees in the amount of $20,128.04 and $4,462.70 in lieu of detention improvements, and the filing of the final plat was directed.

* * * * *

Item 21, being:

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. 1213-2 FOR CONSTRUCTION OF A PORTION OF A LOADING DOCK INTO A CITY OF NORMAN UTILITY EASEMENT LOCATED IN LOT 5, BLOCK 6, NORTHRIDGE INDUSTRIAL PARK ADDITION, SECTION 3, CLEVELAND COUNTY, OKLAHOMA (3505 NORTH FLOOD AVENUE)

Councilmember Kovach moved that Consent to Encroachment No. EN-1213-2 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. EN-1213-2 dated November 16, 2012, by Leah Messner, Assistant City Attorney
2. Memorandum dated October 19, 2012. from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Jane Hudson, Principal Planner; Ken Danner, Subdivision Manager; and Ken Komiske, Director of Utilities
3. Letter of request dated October 18, 2012, from Rick Byrd, Project Manager, Precision Builders, to City of Norman
4. Site sketch
5. Location map
6. Aerial map
7. Consent to Encroachment No. EN-1213-2
8. Memorandum dated October 30, 2012, from Jane Hudson, Principal Planner, to Leah Messner, Assistant City Attorney
9. Memorandum dated October 29, 2012, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
10. Memorandum dated October 30, 2012, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
11. Letter of No Objection dated October 30, 2012, from Brian Navarro, Operations Supervisor, Oklahoma Natural Gas, a Division of ONEOK, to Rick Byrd
12. Letter dated October 25, 2012, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Ken Danner, Development Coordinator
13. Email dated October 23, 2012, from Thad Peterson, Oklahoma Electric Cooperative, to Ken Danner
14. Letter dated October 30, 2012, from Jodie Finney, Construction Service Support Specialist II, Network Services, Cox Communications, Inc., to Ken Danner, City of Norman
15. Email dated October 30, 2012, from Terri L. Hayes, AT&T, to Drew Norlin, Assistant Development Coordinator

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Jeff Bryant, City Attorney

Item 21, continued:

and the question being upon approving Consent to Encroachment No. EN-1213-2 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 Consent to Encroachment No. EN-1213-2 approved; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 22, being:

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. 1213-3 FOR AN ENTRY WALL INTO PARK PLACE ADDITION TO ENCROACH INTO A CITY OF NORMAN UTILITY EASEMENT LOCATED AT LOT 1, BLOCK 1, PARK PLACE ADDITION, SECTION 7, CLEVELAND COUNTY, CITY OF NORMAN, OKLAHOMA (1431 SPOONWOOD DRIVE)

Councilmember Kovach moved that Consent to Encroachment No. EN-1213-3 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. EN-1213-3 dated November 16, 2012, by Leah Messner, Assistant City Attorney
2. Memorandum dated October 22, 2012, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Jane Hudson, Principal Planner; Ken Danner, Subdivision Manager; and Ken Komiske, Director of Utilities
3. Letter of request dated August 29, 2012, from Zia Muneer, Attorney, Colony Homes, L.L.C., to City Clerk of Norman
4. Location map
5. Site plan
6. Consent to Encroachment No. EN-1213-3
7. Photograph of similar project
8. Memorandum dated November 14, 2012, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
9. Memorandum dated November 13, 2012, from Jane Hudson, Principal Planner, to Honorable Mayor and Councilmembers
10. Memorandum dated November 13, 2012, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
11. Letter of No Objection dated August 24, 2012, from Brian Navarro, Operations Supervisor, Oklahoma Natural Gas, a Division of ONEOK, to Mr. Ali Vardasebi, Home Creations
12. Letter dated August 21, 2012, from Jodie Finney, Construction Service Support Specialist II, Network Services, Cox Communications, Inc., to Ali Vardasebi, Manager, Architecture/Purchasing, Home Creations
13. Letter dated August 15, 2012, from Terri Hayes, Manager, OSP Planning and Engineering Design, Norman and Noble Wire Centers, AT&T, to Whom It May Concern
14. Letter dated August 20, 2012, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Ali Vardasebi, Manager, Architecture/Purchasing, Home Creations
15. Letter dated October 12, 2012, from Cody Presgrove, Area Supervisor, Authorized Signatory, Cimarron Gathering, L.P., to Jalal Farzaneh, Manager, Colony Homes, L.L.C.

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, asked questions
2. Mr. Jeff Bryant, City Attorney

Item 22, continued:

and the question being upon approving Consent to Encroachment No. EN-1213-3 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 Consent to Encroachment No. EN-1213-3 approved; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 23, being:

LIMITED LICENSE NO. LL-1213-5: A LIMITED LICENSE TO PLACE FIVE (5) DOUBLE-SIDED SIGNS WITHIN THE PUBLIC RIGHT-OF-WAY PURSUANT TO A REQUEST FROM THE DIRECTOR OF THE NORMAN CHRISTMAS DAY COMMUNITY DINNER.

Councilmember Kovach moved that Limited License No. LL-1213-5 to place five (5) double-sided signs within the public rights-of-way pursuant to a request from the Director of the Norman Christmas Day Community Dinner be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. LL-1213-5 dated November 15, 2012, by Wayne Stenis, Planner II
2. Letter of request dated November 1, 2012, from Bob Magarian, Director, Norman Christmas Day Community Dinner, to Ms. Brenda Hall, City Clerk
3. Limited License No. LL-1213-5

and the question being upon approving Limited License No. LL-1213-5 to place five (5) double-sided signs within the public rights-of-way pursuant to a request from the Norman Christmas Day Community Dinner and upon the subsequent authorization, a vote was taken with the following result:

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

The Mayor declared the motion carried and Limited License No. LL-1213-5 to place five (5) double-sided signs within the public rights-of-way pursuant to a request from the Norman Christmas Day Community Dinner approved; and the issuance thereof was authorized.

* * * * *

Item 24, being:

CONTRACT NO. K-1213-120: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND REPUBLIC BANK AND TRUST TO SUBORDINATE A LIEN REGARDING FUNDS FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR PROPERTY LOCATED AT 124 WEST RICH STREET.

Councilmember Kovach moved that Contract No. K-1213-120 with Republic Bank and Trust 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-1213-120 dated November 14, 2012, by Linda Price, Revitalization Manager
2. Contract No K-1213-120

Participants in discussion
1. Ms. Linda Price, Revitalization Manger

Item 24, continued:

and the question being upon approving Contract No. K-1213-120 with Republic Bank and Trust 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 No. K-1213-120 with Republic Bank and Trust approved; and the issuance thereof was authorized.

* * * * *

Item 25, being:

CONSIDERATION OF ACCEPTANCE OF AN OKLAHOMA OFFICE OF HOMELAND SECURITY, URBAN AREA SECURITY INITIATIVE GRANT IN THE AMOUNT OF $162,610 TO BE USED BY THE POLICE DEPARTMENT TO PURCHASE REMOTE VIDEO CAMERAS, X-RAY SYSTEM, POINT MAN ROBOT, PORTABLE GENERATOR, PORTABLE LIGHTS, TACTICAL VESTS, RESPONSE TENT, AND SMALL TOOLS AND EQUIPMENT AND APPROVAL OF CONTRACT NO. K-1213-124 AND RESOLUTION NO. R-1213-72 APPROPRIATING FUNDS.

Councilmember Kovach moved that an Oklahoma Office of Homeland Security Urban Area Security Initiative Grant in the amount of $162,610 to be used by the Police Department be accepted; Contract No. K-1213-124 be approved; the execution thereof be authorized; and Resolution No. R-1213-72 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-124 dated November 7, 2012, by Jim Spearman, Grants Manager
2. Contract No. K-1213-124
3. Resolution No. R-1213-72

Participants in discussion

1. Mr. Keith Humphrey, Police Chief

and the question being upon accepting an Oklahoma Office of Homeland Security Urban Area Security Initiative Grant in the amount of $162,610 to be used by the Police Department and upon the subsequent approval, authorization, and adoption, 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 an Oklahoma Office of Homeland Security Urban Area Security Initiative Grant in the amount of $162,610 to be used by the Police Department accepted; Contract No. K-1213-124 was approved; the execution thereof was authorized; and Resolution No. R-1213-72 was adopted.

* * * * *

Item 26, being:

AMENDMENT NO. ONE TO RESOLUTION NO. R-1112-109: AMENDING SECTION 8 OF A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ESTABLISHING A CHARTER REVIEW COMMISSION FOR THE PURPOSE OF CONDUCTING A TARGETED REVIEW OF THE NORMAN CITY CHARTER AND TO REPORT ITS FINDINGS TO THE CITY COUNCIL TO REMOVE LANGUAGE LIMITING THE NUMBER OF MEMBERS THAT MAY SERVE FROM ONE WARD.

Councilmember Kovach moved that Amendment No. One to Resolution No. R-1112-109 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1112-109 dated November 19, 2012, by Brenda Hall, City Clerk
2. Legislatively notated copy of Amendment No. One to Resolution No. R-1112-109
3. Amendment No. One to Resolution No. R-1112-109

and the question being upon adopting Amendment No. One to Resolution No. R-1112-109, 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 Resolution No. R-1112-109 was adopted.

* * * * *

Item 27, being:

CONSIDERATION OF THE FOLLOWING APPOINTMENTS TO THE CHARTER REVIEW COMMISSION:

JANE ABRAHAM, 536 SOUTH PICKARD AVENUE - AT-LARGE
BOB THOMPSON, 2838 MISTY RIDGE DRIVE - WARD 1
RICHARD STAWICKI, 2614 SOUTH BERRY ROAD - WARD 2
KENNETH MCBRIDE, 4305 BROOKFIELD DRIVE - WARD 3
KEVIN PIPES, 733 SOUTH LAHOMA AVENUE - WARD 4
THAD BALKMAN, 3403 36TH AVENUE N.E. - WARD 5
BARRY ROBERTS, 1808 ASBURY PLACE - WARD 6
DOUG CUBBERLEY, 717 GYRFALCON DRIVE - WARD 7
HAROLD HEIPLE, 2011 MORGAN DRIVE - WARD 8
SAMANTHA KAHOE, 3010 CARNOUSTIE DRIVE - AT-LARGE
TREY BATES, 3720 TIMBERIDGE ROAD - AT-LARGE
CAROL DILLINGHAM, 1711 SOUTH PICKARD AVENUE - AT-LARGE
HAL EZZELL, 518 CHAUTAUQUA AVENUE - AT-LARGE

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

Items submitted for the record
1. Text File No. AP-1213-16 dated November 19, 2012, by Brenda Hall, City Clerk

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.

* * * * *

Item 28, being:

RESOLUTION NO. R-1213-58: 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 25, 2012, SHALL BE CANCELLED AND A MEETING SHALL BE SCHEDULED FOR DECEMBER 18, 2012.

Councilmember Kovach moved that Resolution No. R-1213-58 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-58 dated November 19, 2012, by Brenda Hall, City Clerk
2. Resolution No. R-1213-58

and the question being upon adopting Resolution No. R-1213-58, 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-1213-58 was adopted.

* * * * *

Item 29, being:

RESOLUTION NO. R-1213-71: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $22,503 FROM THE MISCELLANEOUS RISK MANAGEMENT REVENUE ACCOUNT RECEIVED FROM THE INSURANCE COMPANY FOR REPLACEMENT OF UNIT NO. 1166, A POLICE CRUISER, WHICH HAD BEEN STRUCK FROM BEHIND BY ANOTHER DRIVER.

Councilmember Kovach moved that Resolution No. R-1213-71 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-71 dated November 9, 2012, by Major Kevin Foster, Police Department
2. Resolution No. R-1213-71

and the question being upon adopting Resolution No. R-1213-71, 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-1213-71 was adopted.

* * * * *

Item 30, being:

RESOLUTION NO. R-1213-73: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, GIVING THE SECRETARY OF THE CLEVELAND COUNTY ELECTION BOARD NOTICE OF MUNICIPAL AND MUNICIPAL RUNOFF ELECTIONS.

Councilmember Kovach moved that Resolution No. R-1213-73 be adopted, which motion was duly seconded by Councilmember Griffith

Items submitted for the record

1. Text File No. R-1213-73 dated November 19, 2012, by Brenda Hall, City Clerk
2. Resolution No. R-1213-73
3. City Council Conference minutes of October 23, 2012

and the question being upon adopting Resolution No. R-1213-73, 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-1213-73 was adopted.

* * * * *

Item 31, being:

RESOLUTION NO. R-1213-74: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $6,519 FROM THE RISK MANAGEMENT FUND REIMBURSEMENT/ REFUND MISCELLANEOUS ACCOUNT AND $5,685 FROM THE RISK MANAGEMENT FUND BALANCE TO BE USED TO REPLACE TRAFFIC SIGNAL EQUIPMENT DAMAGED IN TRAFFIC ACCIDENTS.

Councilmember Kovach moved that Resolution No. R-1213-74 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-74 dated November 15, 2012, by David Riesland, Assistant Traffic Engineer
2. Resolution No. R-1213-74

and the question being upon adopting Resolution No. R-1213-74, 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-1213-74 was adopted.

* * * * *

Item 32, being:

RESOLUTION NO. R-1213-76: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, SUPPORTING CARLAND GROUP, L.L.C., IN ITS ENDEAVOR TO CONSTRUCT UP TO 60 UNITS OF SENIOR HOUSING AT 909 BRANDYWINE LANE.

Councilmember Gallagher moved that Resolution No. R-1213-76 be postponed, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record
1. Text File No. R-1213-76 dated November 14, 2012, by Linda Price, Revitalization Manager
2. Resolution No. R-1213-76
3. Location map
4. Letter of request dated November 13, 2012, from Terry Carty, Member, Carland Group, to Linda R. Price, AICP, Revitalization Manager, Planning and Community Development Department
5. Proposed site plan

Participants in discussion
1. Ms. Linda Price, Revitalization Manager
2. Ms. Karen Canavan, Executive Director, Norman Housing Authority
3. Mr. Byron Debruler, Carland Group, 8200 N.E. 139th Street, Edmond

Councilmember Gallagher withdrew his motion with concurrence of the second.

Thereupon, Councilmember Kovach moved that Resolution No. R-1213-76 be postponed, which motion was duly seconded by Councilmember Griffith;

Participants in discussion
1. Mr. Byron Debruler, Carland Group, 8200 N.E. 139th Street, Edmond
2. Ms. Susan Connors, Director of Planning and Community Development
3. Ms. Joy Hampton, The Norman Transcript, asked questions

and the question being upon adopting Resolution No. R-1213-76, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-76 was adopted.

* * * * *

Item 33, being:

RESOLUTION NO. R-1213-77: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REQUESTING INDUSTRIAL ACCESS FUNDS FROM THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR SURFACING THE ROADWAYS CONNECTING AND SERVICING THE ENTRANCE TO UNIVERSITY NORTH PARK CORPORATE CENTER SECTIONS I AND II.

Councilmember Kovach moved that Resolution No. R-1213-77 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-77 dated November 15, 2012, by Kathryn Walker, Assistant City Attorney
2. Resolution No. R-1213-77
3. Site development plan

Item 33, continued:

and the question being upon adopting Resolution No. R-1213-77, 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-1213-77 was adopted.

* * * * *

Item 34, being:

SECOND AND FINAL READING OF ORDINANCE NO. O-1213-9: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PART OF A TWENTY (20) FOOT RIGHT-OF-WAY (ALLEY) LOCATED IN BLOCK EIGHT (8) OF THE ORIGINAL TOWN OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-9 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 13, 2012, Councilmember Kovach moved that Ordinance No. O-1213-9 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-9 dated August 16, 2012, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-9
3. Location map
4. Amended Application for Closure of Public Way by Ordinance filed September 6, 2012, with Exhibit "A-1," location map
5. Aerial photograph sown right-of-way (alley) partial closure
6. Staff Report dated October 11, 2012, recommending approval
7. Protest area map containing 21.3% protest within notification area
8. Letters of protest filed September 10, 2012, from Marty Coltrane and Steve Stice, ACS Enterprises, L.L.C., to Norman Planning Commission
9. Letter of protest filed September 10, 2012, from Mary Smith to City of Norman
10. Letter of protest filed September 10, 2012, from Douglas J. Smith to City of Norman
11. Letter of protest filed September 10, 2012, from Fred J. Shaeffer, Shaeffer Law Building, and Tony Shirk, Big Brother Bail Bonds
12. Pertinent excerpts from Planning Commission minutes of September 13, and October 11, 2012

Participants in discussion

1. Ms. Carol Dillingham, Cleveland County Assistant District Attorney, representing the applicant

and the question being upon adopting Ordinance No. O-1213-9 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-1213-9 was adopted upon Second Reading section by section.

Item 34, continued:

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-9 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1213-9 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-1213-9 was adopted upon Final Reading as a whole.

* * * * *

Item 35, being:

SECOND AND FINAL READING OF ORDINANCE NO. O-1213-14: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR AN OFFICE FOR PROPERTY CURRENTLY ZONED R-3. MULTI-FAMILY DWELLING DISTRICT, LOCATED AT 404 SOUTH PETERS AVENUE, AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-14 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 13, 2012, Councilmember Kovach moved that Ordinance No. O-1213-14 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-14 dated September 11, 2012, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-14
3. Location map
4. Staff Report dated October 11, 2012, recommending approval
5. Predevelopment meeting summary, PD 12-2818, for property located at 404 South Peters
6. Pertinent excerpts from Planning Commission minutes of October 11, 2012

Participants in discussion

1. Mr. Blaine Nice, Fellers Snider, Attorney and Counselors at Law, attorney representing the applicant

and the question being upon adopting Ordinance No. O-1213-14 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-1213-14 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-14 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1213-14 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-1213-14 was adopted upon Final Reading as a whole.

* * * * *

Item 36, being:

SECOND AND FINAL READING OF ORDINANCE NO. O-1213-17: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN TO ADD PROVISIONS TO ALLOW CREMATORIUMS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-17 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 13, 2012, Councilmember Kovach moved that Ordinance No. O-1213-17 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-17 dated September 11, 2012, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-17
3. Legislatively notated copy of Ordinance No. O-1213-17
4. Staff Memorandum dated November 8, 2012, from Susan Connors, AICP, Director, Planning and Community Development Department, to Planning Commission Members, with Exhibit A, Survey on Crematoriums, and Exhibit B, State of Oklahoma Regulations for Crematoriums
5. Pertinent excerpts from Planning Commission minutes of October 11, 2012

Participants in discussion

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

Thereupon, Councilmember Kovach moved that Sections 2, 3, 4, and 5 of Ordinance No. O-1213-17 be amended by adding language to Sections 424.1(3)(k)(1), 425.1(3)(h)(1), 426.1(a)(5)(a), and 427.1(1)(f)(1) as follows:

> Crematoriums shall meet the setback requirements of the underlying zoning district, except that they must be located a minimum of 400 feet from any RE, R-1, R-2, and R-3 zoning districts and 100 feet from all other residential zoning districts measured from the closest point of the building to the nearest district.

which motion was duly seconded by Councilmember Castleberry;

Participants in discussion

1. Mr. Hal Ezzell, 518 Chautauqua Avenue, proponent
2. Ms. Susan Connors, Director of Planning and Community Development

and the question being upon amending Sections 2, 3, 4, and 5 of Ordinance No. O-1213-17 by adding language to Sections 424.1(3)(k)(1), 425.1(3)(h)(1), 426.1(a)(5)(a), and 427.1(1)(f)(1) as stated above, 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 Sections 2, 3, 4, and 5 of Ordinance No. O-1213-7 was amended by adding language to Sections 424.1(3)(k)(1), 425.1(3)(h)(1), 426.1(a)(5)(a), and 427.1(1)(f)(1was amended as stated above.

and the question being upon adopting Ordinance No. O-1213-17, as amended, 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-1213-17 was adopted upon Second Reading section by section.

Item 36, continued:

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-17, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1213-17, as amended, 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-1213-17, as amended, was adopted upon Final Reading as a whole.

* * * * *

Councilmember Jungman moved that he be allowed to abstain from voting on Items 37 through 39 due to a conflict of interest. Thereupon, Councilmember Kovach moved that Councilmember Jungman be allowed to abstain from voting on Items 37 through 39 due to a conflict of interest, which motion was duly seconded by Councilmember Griffith; and the question being upon allowing Councilmember Jungman to abstain from voting on Items 37 through 39 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 Items 37 through 39 due to a conflict of interest.

* * * * *

Item 37, being:

RESOLUTION NO. R-1213-36: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN, LAND USE PLAN AMENDMENT NO. LUP-1213-3, SO AS TO PLACE PART OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 9 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE MEDIUM DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE COMMERCIAL DESIGNATION. (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF 36TH AVENUE N.W. AND TECUMSEH ROAD)

Councilmember Griffith moved that Resolution No. R-1213-36, Land Use Plan Amendment No. LUP-1213-3 be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Gallagher;

Items submitted for the record

1. Text File No. R-1213-36 dated August 16, 2012, by Jane Hudson, Principal Planner
2. Resolution No. R-1213-36, Land Use Plan Amendment No. LUP-1213-3
3. Land Use Plan map
4. Staff Report dated October 11, 2012, recommending approval
5. Pre-Development Meeting Summary PD 12-12 dated April 26, 2012, for NE Development Group, L.L.C., for property generally located at the southeast corner of Tecumseh Road and 36th Avenue N.W.
6. Pertinent excerpts from Planning Commission minutes of September 13 and October 11, 2012

Item 37, continued:

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant
2. Mr. Tom McCaleb, 815 East Main Street, Oklahoma City, SMC Consulting Engineers, civil engineer representing the applicant
3. Mr. John Owens, 4144 North Central Expressway, Suite 855, Dallas, BGO Architects, architect representing the applicant
4. Mr. Ken Lokey, 420 Southfork Drive, Lewisville, Texas, co-applicant
5. Mr. Shawn O'Leary, Director of Public Works
6. Ms. Susan Connors, Director of Planning and Community Development
7. Ms. Ann Burkett, 3405 Glisten, protestant
8. Mr. Jon Williford, 3607 Gullane Drive, representing Cascade Estates Homeowners Association, protestant
9. Ms. Christie Remualdo, 3821 Buckingham Drive, representing Castlerock Homeowners Association, protestant
10. Mr. Heath Hans, 3820 Crail Drive, Berkley Addition, protestant
11. Mr. Evan Dunn, 1014 Missouri, proponent
12. Mr. Josh Walker, Northside Properties, Yukon, protestant
13. Mr. Hal Ezzell, 518 Chautauqua Avenue, proponent
14. Ms. Yvonne Howard, 3500 Glisten Street, made comments
15. Mr. Greg Howe, 3617 Buckingham Drive, made comments
16. Dr. James Bond, 4301 48th Avenue N.W., co-applicant

and the question being upon adopting Resolution No. R-1213-36, Land Use Plan Amendment No. LUP-1213-3 be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Griffith, Kovach, Lockett, Spaulding
NAYES:	Councilmembers Gallagher and Williams, Mayor Rosenthal
ABSTAIN:	Councilmember Jungman

The Mayor declared the motion carried and Resolution No. R-1213-36, Land Use Plan Amendment No. LUP-1213-3 adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

* * * * *

Item 38, being:

SECOND AND FINAL READING OF ORDINANCE NO. O-1213-11: 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 NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 9, RANGE 3 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE C-1, LOCAL COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF 36TH AVENUE N.W. AND TECUMSEH ROAD)

Ordinance No. O-1213-11 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 13, 2012, Councilmember Kovach moved that Ordinance No. O-1213-11 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-11 dated August 16, 2012, by Jane Hudson, Principle Planner
2. Ordinance No. O-1213-11
3. Location map
4. Staff Report dated October 11, 2012, recommending approval

Item 7, continued:

Items submitted for the record, continued

5. The Santa Rosa Addition Planned Unit Development (PUD) Narrative dated August 13, 2012, and revised October 2, 2012, prepared by Sean Paul Rieger, The Rieger Law Group with Exhibit A, proposed preliminary plat; Exhibit B, proposed preliminary site development plan; Exhibit C, proposed open space areas; Exhibit D, proposed tabulation of building types and units; and Exhibit E, proposed landscape plan
6. Protest area map containing 42.5% protest within notification area received November 5, 2012
7. Letter of protest filed September 7, 2012, from Yvonne and Jerry Howard to Members of Norman Planning Commission
8. Letter of protest filed September 10, 2012, from Kevin and Kelly Foster to the Planning and Community Development Department with attached location map
9. Letter of protest filed September 10, 2012, from Justin Cervi to Council and City Planning Staff
10. Letter of protest filed September 10, 2012, from Larry and Kathy Hillis to Members of the Planning Commission
11. Letter of protest filed September 10, 2012, from Vincent DiCastro, President, Cascade/Cascade Estates Homeowners Association, to the City Planning Commission and Norman City Council
12. Letter of protest filed September 10, 2012, from Don Cervi to Council and City Planning Staff
13. Letter of protest filed September 7, 2012, from Roxanne M. Johnson to Norman Planning Commission
14. Letter of protest filed September 6, 2012, from Paul and Erica Phelps to Secretary, Norman Planning Commission
15. Letter of protest filed September 6, 2012, from Shawn Gulikers to Secretary, Norman Planning Commission
16. Letter of protest filed September 6, 2012, from Doug and Joyce Harris to Norman Planning Commission
17. Letter of protest filed September 11, 2012, from Anita Shilling to Norman Planning Commission
18. Letter of protest filed September 11, 2012, from Margaret A. Burkett to Secretary, Norman Planning Commission with attached photographs
19. Petition to Oppose Rezoning filed September 10, 2012 containing 818 signatures (duplications included)
20. Petition of protest filed October 31, 2012, containing seven signatures (duplications included)
21. Letter dated September 12, 2012, from Sean Paul Rieger, S.P. Rieger, P.L.L.C., to Chairman, Norman Planning Commission
22. Radius map and photographs of area submitted by Christie Remualdo outlined area of protest

and the question being upon adopting Ordinance No. O-1213-11 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-11 was adopted upon Second Reading section by section.

Item 38, continued:

Items submitted for the record, continued

5. The Santa Rosa Addition Planned Unit Development (PUD) Narrative dated August 13, 2012, and revised October 2, 2012, prepared by Sean Paul Rieger, The Rieger Law Group with Exhibit A, proposed preliminary plat; Exhibit B, proposed preliminary site development plan; Exhibit C, proposed open space areas; Exhibit D, proposed tabulation of building types and units; and Exhibit E, proposed landscape plan
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10. Letter of protest filed September 10, 2012, from Larry and Kathy Hillis to Members of the Planning Commission
11. Letter of protest filed September 10. 2012, from Vincent DiCastro, President, Cascade/Cascade Estates Homeowners Association, to the City Planning Commission and Norman City Council
12. Letter of protest filed September 10, 2012, from Don Cervi to Council and City Planning Staff
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14. Letter of protest filed September 6, 2012, from Paul and Erica Phelps to Secretary, Norman Planning Commission
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19. Petition to Oppose Rezoning filed September 10, 2012 containing 818 signatures (duplications included)
20. Petition of protest filed October 31, 2012, containing seven signatures (duplications included)
21. Letter dated September 12, 2012. from Sean Paul Rieger, S.P. Rieger, P.L.L.C., to Chairman, Norman Planning Commission
22. Radius map and photographs of area submitted by Christie Remualdo outlined area of protest

and the question being upon adopting Ordinance No. O-1213-11 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-11 was adopted upon Second Reading section by section.

Item 38, continued:

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-11 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1213-11 upon Final Reading as a whole, the roll was called with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-11 was adopted upon Final Reading as a whole.

* * * * *

Item 39, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR SANTA ROSA ADDITION, A PLANNED UNIT DEVELOPMENT, AND A WAIVER OF ALLEY REQUIREMENTS FOR THE COMMERCIAL PROPERTY. (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF 36TH AVENUE N.W. AND WEST TECUMSEH ROAD)

Councilmember Kovach moved that the preliminary plat for Santa Rosa Addition, a Planned Unit Development, and waiver of alley requirements for the commercial property be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. PP-1213-4 dated August 16, 2012, by Ken Danner, Subdivision Manager, with Exhibit A. Traffic Table
2. Location map
3. Staff Report dated October 11, 2012, recommending approval
4. Preliminary plat
5. Preliminary site plan
6. Development Review of Transportation Impacts dated August 27, 2012, prepared by David R. Riesland, P.E., Assistant City Traffic Engineer, for Santa Rosa Addition
7. Green space layout
8. Landscape plan
9. Letter requesting alley waiver dated September 5, 2012, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Andy Sherrer, Chairman, Planning Commission
10. Norman Greenbelt Enhancement Statement dated April 9, 2012

and the question being upon approving the preliminary plat for Santa Rosa Addition, a Planned Unit Development, and waiver of alley requirements for the commercial property, a vote was taken with the following result:

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

The Mayor declared the motion carried and the preliminary plat for Santa Rosa Addition, a Planned Unit Development, and waiver of alley requirements for the commercial property was approved.

* * * * *

Item 40, being:

MISCELLANEOUS DISCUSSION

Land Use. Mr. Evan Dunn, 1014 Missouri, apologized to Council for not always directing his comments to Council as a whole. He said he would like to address an issue regarding the City's land use policy including how the City can maximize the productive use of the land. Mr. Dunn said it is his belief that public space should be used more efficiently and an incredible amount of City resources are used to manage public space whether it is maintenance of equipment, labor costs and/or fuel expenses. He suggested some of Norman's public space could be converted to food forth-like settings if public space was designed in accordance with perma-culture principles, which would involve planting useful fruit and nut trees and integrating an urban agriculture system to that public space.

*

Industrial Hemp. Mr. Evan Dunn, 1014 Missouri, displayed three (3) products that were derived from imported industrially grown hemp, which is currently illegal to cultivate in the United States. He said hemp is drought hardy, can help farmers, and the domestic cultivation would likely create jobs. Mr. Dunn said he wanted to be clear that he is not advocating the legalization of marijuana. He contacted Congressmen Cole and Coburn, Senators Inhoff and Standridge, and House Representatives Virgin and Stiles because he felt legalizing this product deserves consideration. He said he would personally and enthusiastically endorse any symbolic proclamation that established or expressed support for the legalization of the cultivation of industrial hemp and would encourage anybody in their conversations with friends, family, and other legislators to broach this subject, gather opinions, and form their own ideas.

*

Agenda Materials. Ms. Ann Gallagher, 1522 East Boyd Street, said Staff does an incredible job of gathering necessary materials for Council and putting together presentations, but often material comes at the last minute. She realized that on some occasions this could not be helped, but still felt it is not fair to Council and/or to the citizens of Norman to push those particular agenda items forward without being able to study and/or ask questions.

*

Citizens Police Academy. Ms. Ann Gallagher, 1522 East Boyd Street, said she was able to attend the graduation ceremony tonight for Class Three of the Citizens Police Academy and commended Staff for the continuation of this program, especially to Chief Humphrey, Captain David Teuscher, Sergeant Tim Smith, Sergeant Jennifer Newell, and Officer Teddy Wilson as well as the entire Police Department. She encouraged citizens to apply for Class Four and said applications are available on the City's website on the Norman Police Department page and are being taken now.

*

Meeting Decorum. Ms. Ann Gallagher, 1522 East Boyd Street, reminded Councilmembers and the citizens to use kind words when speaking during the meetings.

*

Crematorium Ordinance. Mr Hal Ezzell, 518 Chautauqua, said this was the first time he has approached Council to request an ordinance change, as a citizen, since he stepped down as Ward 3 Councilmember. He said it is very different on this side of the dais and sometimes the citizen/applicant's perspective is forgotten. Mr. Ezzell said tonight's actions have given him a renewed appreciation and thanked Council for their service. He said he appreciated the opportunity to speak to Councilmembers at their homes, workplaces, etc., in regards to educating them about why Norman needed a crematorium ordinance. He appreciated Council's consideration and the sacrifice of their time when considering Council matters. He said he also appreciated Ms. Susan Connors, Director of Planning and Community Development, and her Staff with regards to the hard work done in developing this ordinance and said Staff is very capable and professional. Mr. Ezzell said tonight has reminded him how very well Council and Staff take care of business in the City of Norman.

*

Item 40, Miscellaneous Discussion, continued:

Homelessness. Mr. Stephen Tyler Holman, 1030 South College Avenue, said he raised concerns at the last meeting regarding the homeless situation in Norman and he received a very quick response from the City. He said he was informed Food and Shelter for Friends started opening the inside of their building the end of October, but felt that is only a band-aid to a bigger issue that continues to grow and will have to be dealt with in the future. Mr. Holman said he appreciated all the special services Norman provides with limited resources and appreciated the Councilmembers who looked into this matter.

*

Football. Mr. Stephen Tyler Holman, 1030 South College Avenue, said even though he is a graduate of Norman High School, he will support the Norman North Timberwolves this Friday, November 30, 2012, by traveling to Stillwater to watch them compete for the 6A State Football Championship and encouraged everyone to do the same. Mr. Holman said he hoped that the Tigers and Timberwolves could come together as a community to support Norman North and wished the Timberwolves the best of luck.

Councilmember Williams congratulated Norman North for being in the 6A State Championship game. Although he was unable to attend, he encouraged others to do so and said the game begins at 7:30 p.m. at Boone Pickens Stadium in Stillwater.

Councilmember Castleberry congratulated the Norman North Football Team for making it to the 6A State Football Championship game. He said the Norman North Football Booster Club is sponsoring charter buses to the game. He said they are selling t-shirts and any financial support that can be given would be greatly appreciated. Councilmember Castleberry said his firm has happily supported Norman North Booster Club financially and encouraged everyone to do the same.

Mayor Rosenthal congratulated the Norman North Timberwolves as well and thanked the University of Oklahoma football team for beating West Virginia so that she did not have to wear a West Virginia t-shirt during the Council meeting tonight. She said it is great when citizens rally around the various teams within our community.

*

United Way of Norman. Councilmember Williams thanked everyone who participated in No-Shave November supporting the United Way and bringing awareness to men's health.

*

Shop Norman. Councilmembers Griffith and Castleberry reminded everyone to shop Norman.

*

Honoring Veterans. Councilmember Spaulding expressed his appreciation to Mayor Rosenthal for beginning the meeting with a moment of silence to honor those veterans who lost their lives in a tragic accident during a Veterans Day Parade in Midland, Texas. He said he contacted her to ask what Council could do to support them during their time of loss and she prepared a Mayoral proclamation which was forwarded to the Mayor of Midland expressing Norman's deepest condolences.

*

Sidewalks. Councilmember Castleberry was excited that Agenda Item 11 passed, which is the annual Sidewalk Improvements Project. He said this contract will finish a sidewalk on 48th Avenue that former Councilmember Ezzell began about five (5) years ago. Councilmember Castleberry said he asked Mr. Ezzell if there was anything in particular he needed to know about Ward 3 before being appointed and Mr. Ezzell said get the sidewalk on 48th Avenue N.W. finished.

*

Game Day Traffic. Councilmember Castleberry said he is upset with the traffic control situation after the University of Oklahoma (OU) football games and would like to meet with the appropriate person to discuss this further. He said better traffic control is needed if Boyd Street continues to be closed during OU Football games.

*

Item 40, Miscellaneous Discussion, continued:

Monroe Park Dedication. Councilmember Kovach thanked Councilmembers Williams, Castleberry, and Jungman and Mayor Rosenthal for attending the opening of Monroe Park.

*

Charter Review Commission. Councilmember Kovach thanked the citizens, many who have served before, who are participating in Charter Review Commission and said it was a very important task. Councilmember Kovach said the Charter is the City's founding/fundamental document and he looks forward to the work they will produce.

* * * * *

Item 41, being:

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 12:21 a.m.

ATTEST:

City Clerk

Mayor