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

December 11, 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 11th day of December, 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 students from Jefferson Elementary School.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL SPECIAL SESSION MINUTES OF NOVEMBER 20, 2012
CITY COUNCIL STUDY SESSION MINUTES OF NOVEMBER 20, 2012
CITY COUNCIL SPECIAL SESSION MINUTES OF NOVEMBER 27, 2012
CITY COUNCIL MINUTES OF NOVEMBER 27, 2012
NORMAN UTILITIES AUTHORITY MINUTES OF NOVEMBER 27, 2012
NORMAN MUNICIPAL AUTHORITY MINUTES OF NOVEMBER 27, 2012
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF NOVEMBER 27, 2012

Items submitted for the record

1. Text File No. GID-1213-90 dated December 4, 2012, by Brenda Hall, City Clerk
2. City Council Special Session minutes of November 20, 2012
3. City Council Study Session minutes of November 20, 2012
4. City Council Special Session minutes of November 27, 2012
5. City Council minutes of November 27, 2012
6. Norman Utilities Authority minutes of November 27, 2012
7. Norman Municipal Authority minutes of November 27, 2012
8. Norman Tax Increment Finance Authority minutes of November 27, 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 4, being:

PRESENTATION OF THE MAYOR'S CITIZENSHIP AWARDS TO STUDENTS FROM JEFFERSON ELEMENTARY SCHOOL.

Mayor Rosenthal and Councilmember Jungman presented Citizenship Awards to students from Jefferson Elementary School.

Items submitted for the record

1. Text File No. GID-1213-81 dated December 4, 2012, by Carol Coles, Administrative Assistant

Participants in discussion

1. Mayor Rosenthal and Councilmember Jungman presented Citizenship Awards to students Tahleah Connolly, Anna Dalrymple, Garrett Dye, Bethany Farthing, Christopher Green, Tristan Hinds, Tag Holt, Marcel Lang, Maria Nairn, Emma Rogers, Dann, Megan Mizell, Esperanza Osuna; Ella Pantalone; Trace Redwine, Josh Robinson, Elijah Salas, Lydia Stuart, William Stuart, Quinn Swatek, and Simon Williams
2. Dr. Kathy Tabor, Principal of Jefferson Elementary School, said the students were selected as representatives of good citizens of Jefferson Elementary School

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Item 5, being:

RESOLUTION NO. R-1213-81: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, IN CONJUNCTION WITH THE NORMAN HUMAN RIGHTS COMMISSION, AWARDING THE 2012 CITY OF NORMAN HUMAN RIGHTS AWARD.

Councilmember Kovach moved that Resolution No. R-1213-81 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-81 dated November 27, 2012, by Carol Coles, Administrative Assistant
2. Resolution No. R-1213-81
3. Letter dated November 19, 2012, from Lisa L. Schmidt to the members of the Norman Human Rights Commission
4. Norman Human Rights Commission minutes of November 26, 2012

Participants in discussion

1. Ms. Kay Ham, Chairman of the Human Rights Commission, presented the Human Rights Award
2. Ms. Lisa Eubanks, Ms. Sandy Ackerman, and Ms. Kay Ham, representing Re-Run Junction, accepted the resolution and thanked the Council

and the question being upon adopting Resolution No. R-1112-81, 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-1213-81 was adopted.

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Item 6, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 7 through Item 16 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 7 through Item 16, 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 7 through Item 16 were placed on the consent docket by unanimous vote.

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Item 7, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

NORMAN HOUSING AUTHORITY
TERM: 11-21-12 TO 11-21-15: MIKE MCDANEL, 2620 ACACIA COURT

BOARD OF PARKS COMMISSIONERS
TERM: 01-01-13 TO 01-01-16: DENNIS BRIGHAM, 3801 ANNALANE DRIVE
TERM: 01-01-13 TO 01-01-16: PHILLIP BROCKHAUS, 1136 MERRYMEN GREEN
TERM: 01-01-13 TO 01-01-16: ELIZABETH LONDON, 801 CAREY DRIVE

PLANNING COMMISSION
TERM: 12-11-12 TO 11-01-15: SANDY BAHAN, 1714 HILLCREST DRIVE
TERM: 11-01-12 TO 11-01-15: JIM GASAWAY, 4509 HUNTERS HILL CIRCLE
TERM: 11-01-12 TO 11-01-15: ANDY SHERRER, 120 MERKLE DRIVE

SOCIAL AND VOLUNTARY SERVICES COMMISSION
TERM: 12-09-12 TO 12-09-15: DENISE MILLAR, 4401 VINCENT STREET
TERM: 12-09-12 TO 12-09-15: TERESA CAPPS, 505 PARKSIDE ROAD
TERM: 12-11-12 TO 12-09-15: DIANA HARTLEY, 3208 WALNUT ROAD

CITIZENS (WASTEWATER) OVERSIGHT COMMITTEE
TERM: 11-27-11 TO 11-27-14: DELMAR BURK, 706 HEATHERHILL DRIVE
TERM: 11-27-11 TO 11-27-14: MERRILL SNIDER, 1509 48TH AVENUE N.E.
TERM: 11-27-12 TO 11-27-15: JIM BURLESON, 2813 WEYMOUTH WAY
TERM: 11-27-12 TO 11-27-15: JUDITH WILKINS, 1100 WEST SYMMES STREET

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-1213-19 dated December 5, 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.

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Item 8, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

HUMAN RIGHTS COMMISSION
TERM: 07-13-12 TO 07-13-13: MARY DRYWATER, 1707 SHEFFIELD CIRCLE
TERM: 07-13-12 TO 07-13-15: CHERYL WATTLEY, 2007 TRAILPINE COURT
TERM: 07-13-12 TO 07-13-15: JOSE DELA CRUZ, 418 NORTH CRAWFORD AVENUE
TERM: 12-11-12 TO 07-13-15: THEO POPE, 1501 NAVAJO ROAD

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

Items submitted for the record
1. Text File No. AP-1213-18 dated November 29, 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.

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Item 9, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF OCTOBER, 2012, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record
1. Text File No. RPT-1213-20 dated November 13, 2012, by Carol Coles, Administrative Assistant
2. Monthly Departmental Reports for the month of October, 2012

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

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

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

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Item 10, being:

CONSIDERATION OF BID NO. 1213-49, CONTRACT NO. K-1213-117 WITH M & M WRECKING, INC., IN THE AMOUNT OF $104,000; PERFORMANCE BOND NO. B-1213-40 AND STATUTORY BOND NO. B-1231-41 FOR THE DEMOLITION AND CLEARING OF THE STRUCTURES AT 602 NORTH SANTA FE (FORMERLY RHODES GRANARY).

Councilmember Kovach moved that all bids meeting specifications be accepted; the bid in the amount of $104,000 be awarded to M & M Wrecking, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-117, Performance Bond No. B-1213-40, and Statutory Bond No. B-1213-41 be approved; execution of the contract be authorized; and the filing of the bonds be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-117 dated November 26, 2012, by Linda Price, Revitalization Manager
2. Bid record dated November 15, 2012, for Demolition and Clearing of the Structures and Scales at 602 North Santa Fe (Granary) Project
3. Contract No. K-1213-117
4. Performance Bond No. B-1213-40
5. Statutory Bond No. B-1213-41
6. Certificate of liability insurance
7. Purchase Requisition No. 0000210213 dated November 27, 2012, in the amount of $104,000 to M & M Wrecking, Inc.

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, 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 all bids meeting specifications accepted; the bid in the amount of $104,000 was awarded to M & M Wrecking, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-117, Performance Bond No. B-1213-40, and Statutory Bond No. B-1213-41 were approved; execution of the contract was authorized; and the filing of the bonds was directed.

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Item 11, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR COMMERCE PARKWAY ADDITION, SECITON 3, A PLANNED UNIT DEVELOPMENT, A REPLAT OF PART OF COMMON AREA A, DETENTION POND, AND ACCESS EASEMENT OF COMMERCE PARKWAY ADDITION, SECTION 2, A PLANNED UNIT DEVELOPMENT; ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN; AND DEFERRAL OF PAVING AND SIDEWALK IMPROVEMENTS IN CONNECTION WITH 36TH AVENUE N.W. WITH RECEIPT OF $159,432.50 WITHIN TEN DAYS FOR THE DEFERRAL OF PAVING AND SIDEWALKS IN CONNECTION WITH 36TH AVENUE N.W. AND $10,501.95 FOR TRAFFIC IMPACT FEES. (GENERALLY LOCATED NORTH OF MARKET PLACE AND EAST OF 36TH AVENUE N.W.)

Councilmember Kovach moved that the final site development plan and final plat for Commerce Parkway Addition, Section 3, a Planned Unit Development, a replat of part of Common Area A, detention pond, and access easement of Commerce Parkway Addition, Section 2, a Planned Unit Development, and deferral of street and sidewalk improvements for 36th 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 receipt of a fee in the amount of $159,432.50 within ten days after approval for the deferral of paving and sidewalks in connection with 36th Avenue N.W., receipt of traffic impact fees in the amount of $10,501.95, and the City Development Committee's acceptance of all required public improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Griffith;

Item 11, continued:

Items submitted for the record

1. Text File No. FP-1213-17 dated October 10, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat, Commerce Parkway Addition, Section 3
4. Staff Report dated November 8, 2012, recommending approval
5. Memorandum dated October 31, 2012, from Shawn O'Leary, Director of Public Works, to Andy Sherrer, Chairman, Planning Commission
6. Final site development plan
7. Revised preliminary plat
8. Pertinent excerpts from Planning Commission minutes of November 8, 2012

and the question being upon approving the final site development plan and final plat for Commerce Parkway Addition, Section 3, a Planned Unit Development, a replat of part of Common Area A, detention pond, and access easement of Commerce Parkway Addition, Section 2, a Planned Unit Development, and upon the subsequent approval, acceptance, authorization, receipt, 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 Commerce Parkway Addition, Section 3, a Planned Unit Development, a replat of part of Common Area A, detention pond, and access easement of Commerce Parkway Addition, Section 2, a Planned Unit Development, and deferral of street and sidewalk improvements for 36th 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 receipt of a fee in the amount of $159,432.50 within ten days after approval for the deferral of paving and sidewalks in connection with 36th Avenue N.W., receipt of traffic impact fees in the amount of $10,501.95, and the City Development Committee's acceptance of all required public improvements; and the filing of the final plat was directed.

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Item 12, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR UNIVERSITY NORTH PARK ADDITION, SECTION X, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED WEST OF 24TH AVENUE N.W. AND NORTH OF CONFERENCE DRIVE.)

Councilmember Kovach moved that the final site development plan and final plat for University North Park Addition, Section X, a Planned Unit Development, 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 plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. FP-1213-20 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. Revised preliminary plat
6. Pertinent excerpts from Planning Commission minutes of November 8, 2012

Item 12, continued;

and the question being upon approving the final site development plan and final plat for University North Park Addition, Section X, 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 X, 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 and final plat was directed.

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Item 13, being:

CONSIDERATION OF ACCEPTANCE OF REIMBURSEMENT OF FUNDS IN THE AMOUNT OF $68,160.59 FROM THE STATE OF OKLAHOMA OFFICE OF EMERGENCY MANAGEMENT FOR STORM RELATED DAMAGE DURING MAY, 2010.

Councilmember Kovach moved that reimbursement of funds in the amount of $68,160.59 from the Oklahoma Office of Emergency Management for storm related damage during May 2010, be accepted; and Other Agency Reimbursements (010-0000-366.12-39) be increased by $68,160.59, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-100 dated November 26, 2012, by James Fullingim, Fire Chief
2. Check No. 106339544 dated October 1, 2012, in the amount of $49,577.75 from the State of Oklahoma Department of Civil Emergency Management
3. State of Oklahoma Claim Jacket Voucher Form Invoice No. PA-1917 PW3 & 3v1 #2465 SP dated July 9, 2012
4. Oklahoma Department of Emergency Management (OEM) Public Assistance Request for Advance or Reimbursement Payment in the amount of $49,577.75 dated July 9, 2012
5. Check No. 106339543 dated October 1, 2012, in the amount of $18,582.84 from the State of Oklahoma Department of Civil Emergency Management
6. State of Oklahoma Claim Jacket Voucher Form Invoice No. PA-1917 PW8-213 #2465 SP in the amount of $18,582.84 dated July 9, 2012
7. Oklahoma Department of Emergency Management (OEM) Public Assistance Request for Advance or Reimbursement Payment in the amount of $18,582.84 dated July 9, 2012

Participants in discussion

1. Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions
2. Mr. Anthony Francisco, Director of Finance

and the question being upon accepting reimbursement funds in the amount of $68,160.59 from the Oklahoma Office of Emergency Management for storm related damage during May 2010; 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 $68,160.59 from the Oklahoma Office of Emergency Management for storm related damage during May 2010, accepted; and Other Agency Reimbursements (010-0000-366.12-39) was increased by $68,160.59.

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Item 14, being:

CONTRACT NO. K-1213-128: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND SOUTHWESTERN BELL TELEPHONE COMPANY D/B/A AT&T OKLAHOMA TO PROVIDE U-VERSE SERVICES FOR THE CITY OF NORMAN FOR A PERIOD OF FIVE YEARS.

Councilmember Kovach moved that Contract No. K-1213-128 with Southwestern Bell Telephone Company d/b/a AT&T Oklahoma for a period of five years 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-1213-128 dated November 16, 2012, by Kathryn Walker, Assistant
2. Contract No. K-1213-128

Participants in discussion
1. Mr. Evan Dunn, 1014 Missouri, asked questions
2. Mr. Steve Lewis, City Manager
3. Ms. Brenda Hall, City Clerk

and the question being upon approving Contract No. K-1213-128 with Southwestern Bell Telephone Company d/b/a AT&T Oklahoma for a period of five years 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-1213-128 with Southwestern Bell Telephone Company d/b/a AT&T Oklahoma for a period of five years approved; and the execution thereof was authorized.

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Item 15, being:

RESOLUTION NO. R-1213-78: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION PROGRAM URBANIZED AREA (STP/UZA) FUNDS FOR THE WIDENING OF ALAMEDA STREET BETWEEN RIDGE LAKE BOULEVARD AND 48TH AVENUE EAST IN NORMAN.

Councilmember Kovach moved that Resolution No. R-1213-78 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record
1. Text file No. R-1213-78 dated November 26, 2012, by Angelo Lombardo, Traffic Engineer
2. Resolution No. R-1213-78
3. Location map

Participants in discussion
1. Mr. Bobby Stevens, Post Office Box 6226, asked questions
2. Mr. Shawn O'Leary, Director of Public Works

and the question being upon adopting Resolution No. R-1213-78, a vote was taken with the following result:

Item 15, continued:

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

The Mayor declared the motion carried and Resolution No. R-1213-78 was adopted.

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Item 16, being:

RESOLUTION NO. R-1213-79 A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, SELECTING COBB ENGINEERING COMPANY AS THE CITY OF NORMAN'S APPOINTED BRIDGE INSPECTION CONSULTANT TO THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR COMPLIANCE WITH THE NATIONAL BRIDGE INSPECTION STANDARDS.

Councilmember Kovach moved that Resolution No. R-1213-79 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text file No. R-1213-79 dated November 26, 2012, by Rick Schlechter, Stormwater Engineer
2. Resolution No. R-1213-79
3. Letter dated October 4, 2012, from Robert J. Rusch, P.E., Bridge Engineer, Oklahoma Department of Transportation, to City Official

and the question being upon adopting Resolution No. R-1213-79, 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-1213-79 was adopted.

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Item 17, being:

SECOND AND FINAL READING OF ORDINANCE NO. O-1213-15: 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, OKALHOMA, IN THE I-1, LIGHT INDUSTRIAL DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTUAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3180 SOUTH CLASSEN BOULEVARD)

Ordinance No. O-1213-15 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 27, 2012, Councilmember Kovach moved that Ordinance No. O-1213-15 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-1213-15 dated September 11, 2012, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-15
3. Location map
4. Staff Report dated November 8, 2012, recommending approval
5. Site plan
6. Pertinent excerpts of Planning Commission minutes of November 8, 2012

Item 17, continued:

Participants in discussion
1. Mr. Steve Rollins, ARC Engineering Consultants, representing the applicant

and the question being upon adopting Ordinance No. O-1213-15 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-1213-15 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-15 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-1213-15 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-1213-15 was adopted upon Final Reading as a whole.

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Item 18, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR SWITZER'S LOCKER ROOM ADDITION. (LOCATED AT 3180 SOUTH CLASSEN BOULEVARD)

Councilmember Kovach moved that the preliminary plat for Switzer's Locker Room Addition be approved, which motion was duly seconded by Councilmember Griffith

Items submitted for the record
1. Text file No. R-1213-11 dated October 15, 2012, by Ken Danner, Subdivision Manager, with Attachment A, Preliminary Plat Traffic impacts for Switzer's Locker Room
2. Location map
3. Preliminary plat
4. Preliminary site plan
5. Staff Report dated November 8, 2012, recommending approval
6. City of Norman Development Review Form Transportation Impacts dated October 21, 2012, by David Riesland, City Traffic Engineer
7. Greenbelt Commission staff report dated October 15, 2012, recommending approval
8. Norman Greenbelt Enhancement Statement dated October 8, 2012, for Switzer's Locker Room of Norman, L.L.C., for property located on the south side of State Highway 9 on South Classen Boulevard
9. Pertinent excerpts from Planning Commission minutes of November 8, 2012

and the question being upon approving the preliminary plat for Switzer's Locker Room 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 Switzer's Locker Room Addition was approved.

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Item 19, being:

SECOND AND FINAL READING OF ORDINANCE NO. O-1213-22: 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 SEVERAILITY THEREOF. (3004 TERRACE PARK TRAIL)

Ordinance No. O-1213-22 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 27, 2012, Councilmember Kovach moved that Ordinance No. O-1213-22 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-1213-22 dated October 15, 2012, by Ken Danner, Subdivision Manager
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 dated October 4, 2012, from S. P. Rieger, PLLC, Sean Paul Rieger, Attorney at Law, to City of Norman Planning Department and Public Works Department, with Exhibit A, Existing Plat as filed with Limit of No Access across Lot 6, Block 5; Exhibit B, Proposed modification to plat with LNA removed from right-of-way on Lot 6, Block 5; 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 approving access onto Terrace Park Trail
6. Radius map
7. Staff Report dated November 8, 2012, recommending approval
8. Pertinent excerpts of Planning Commission minutes of November 8, 2012

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing applicant
2. Mr. Shawn O'Leary, Director of Public Works

and the question being upon adopting Ordinance No. O-1213-22 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-1213-22 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-22 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-1213-22 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-1213-22 was adopted upon Final Reading as a whole.

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MISCELLANEOUS DISCUSSION

Traffic Safety. Mr. Bobby Stevens, Post Office Box 6226, said he is concerned about safety issues on State Highway 9 (SH9). He said the highway's dangerous reputation is well known in Norman as well as other communities. He said the highway's vehicle accident fatality rate is extremely high. He felt local or State representatives need to step up and take a stand on addressing safety issues and improvements need to be done now not later. He said the City of Norman and the Oklahoma Department of Transportation (ODOT) should be able to work together to construct turn lanes, install traffic lights, and install no passing signs. He said turn lanes are desperately needed for entry into housing additions along the highway. He said Noble Public Schools have school busses picking up students along Highway 9, which is very dangerous.

Councilmember Kovach said if there are problems in the City, the City needs to look for solutions. He said there is an ODOT project for portions of SH9 coming forward soon, but there are things people can do as a community. He suggested the City of Norman Police Department and Cleveland County Sheriff's Office coordinate increasing patrols on the highway. He said a lot of reported accidents seemed to be caused by speeding or following too closely and that is something than can be controlled. He said everyone seems to be in distracted at this time of year and urged everyone to be safe and mindful of others.

Councilmember Spaulding asked the timeline of the Highway 9 Project and Mr. Shawn O'Leary, Director of Public Works, said there is an $18.5 million allocation from the State for two projects on Highway 9. He said work between 24th Avenue and 36th Avenue east will begin construction in June 2013, and City Staff is working with ODOT to move that project forward as quickly as possible. He said 36th Avenue to 72nd Avenue east is scheduled for construction approximately one year to eighteen months later. He said the projects will expand two lanes to four lanes with enhancements to intersections. He said City Staff shares the communities concerns and sorrow over any accident especially those involving fatalities. He said anytime an accident occurs, Staff looks for short term, mid-term, and long-term solutions through enforcement, education, and engineering. He said current solutions include better lighting at intersections, better signage, street signs, flashing lights, etc. He said there has been a reduction of accidents and an improvement in safety. He said there has been an exponential growth in distracted driving. He said a Town Hall meeting was held in 1999, and at that time citizens requested ODOT improve all of Highway 9 and address safety concerns. He said ODOT has planned improvements to 72nd Avenue, but there are no plans or funding to go further east. He hopes upcoming discussions with ODOT will include extending the vision.

Councilmember Spaulding asked if the projects include turn lanes at every intersection and Mr. O'Leary said yes. Councilmember Spaulding encouraged Councilmembers to contact State representatives and urge them to move forward with plans east of 72nd Avenue to 180th Avenue.

Councilmember Williams said he discussed traffic safety concerns in Ward 8 with Mr. O'Leary and he knows Staff is continually studying traffic issues and trying to find the best solutions for traffic safety. He said public input is taken into consideration in the process.

Mr. Steve Lewis, City Manager, said ODOT has safety experts that review and analyze traffic safety problems and the City is asking them to intervene and work with the Norman Police Department looking at trends and ways to approach the issues.

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United Way. Mayor Rosenthal congratulated the United Way on exceeding their fund raising goal and congratulated the entire community for their support of the institution and the agencies that benefit from it.

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Staff Response: Mr. Evan Dunn, 1014 Missouri Street, thanked City Staff for their quick response to his e-mails this week. He e-mailed the Mayor regarding a community volunteer program for planting trees along Main Street and she promptly replied stating she would forward his suggestions to the Parks and Recreation Department. He e-mailed Mr. Ken Komiske, Director of Utilities, about the Request for Proposals (RFP) for the residential recycling contract and Mr. Komiske e-mailed him a copy of the RFP. He contacted Ms. Linda Price, Revitalization Manager, regarding code issues and she adequately addressed his question regarding code compliance on amenities of private property that become obstructions into public space. He was surprised to find out that the City does not have the authority to remediate code compliance issues without proper time and notice to the property owner.

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Miscellaneous Discussion, continued:

Multi-Modal Transportation. Mr. Evan Dunn, 1014 Missouri Street, said he contacted Mr. Shawn O'Leary, Director of Public Works, regarding the idea of maximizing the right-of-way on certain streets in Norman to accommodate the "complete street idea" and multi-modal transportation. Mr. O'Leary provided him with the information he needed as well as a contact person at ODOT he could speak to about "complete highways" which goes beyond the scope of municipal government. He said more people are wanting to "bike" to work, to Lake Thunderbird, and other areas in the community and complete highway systems that allow this is important. He urged Councilmember Kovach to bring up discussion at the next Association of Central Oklahoma Governments (ACOG) meeting. He said another ACOG issue would be a metro area train transit system as a way for people in Moore, Edmond, and Norman to travel to and from jobs in Oklahoma City.

Councilmember Kovach said ACOG is in the middle of an 18 month regional transit dialogue and information is available on their website. He said the City of Norman is well represented in that dialogue.

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Parkinson's Disease. Councilmember Castleberry said Dr. Nicole Jarvis, an Obstetrics and Gynecology (OB-GYN) physician in Norman and mother of twins, was recently diagnosed with Young Parkinson's Disease. She is holding a gala this weekend to raise money for research and he encouraged everyone to support her fund raising efforts.

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Budget Transparency. Councilmember Castleberry said he spoke with the City Manager recently regarding better transparency of the City's budget. He said as part of that effort, City of Norman employee positions and salary ranges are now posted on the City's website.

*

Community Planning and Transportation Meeting. Councilmember Jungman said the next Community Planning and Transportation Committee meeting will be held on Monday, December 17, 2012, at 5:30 p.m., for discussion on the High Density Development ordinance. He encouraged those that have interest to please come and participate in that discussion.

Councilmember Griffith said he really hoped for public participation at the meeting because a lot of effort was put forth by the public and City Staff in garnering input the Planning Department needs to put together an effective draft ordinance that will define how the community wishes high density development to occur. He invited everyone to attend the meeting as the Committee reviews the first draft of the proposed ordinance.

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Animal Shelter. Councilmember Gallagher said the Animal Oversight Committee has met three times with the design architects for the new Animal Welfare Facility. He said the architectural firm is staying within the budget and making some very well organized plans that emphasizes the animals, not the people.

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Christmas Parade. Councilmember Gallagher said the Christmas Parade was really good this year.

Councilmember Williams thanked everyone who came to the Christmas Parade as it was the best turnout he has ever seen. He thanked Fire Chief Fullingim for the ride in the fire truck.

Mayor Rosenthal said she enjoyed riding in the fire truck basket during the Christmas Parade and thanked Fire Chief Fullingim. She expressed her appreciation to the organizations that pulled together during this holiday season in order to help those less fortunate.

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Christmas Light Display. Councilmember Spaulding invited everyone to view the Christmas light display on 72nd Avenue, south of Highway 9.

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Miscellaneous Discussion, continued:

Reason for the Season. Councilmember Spaulding said Christmas Day is a couple of weeks away, but unfortunately there is a lot of depression at this time of year because the commercialization of the holiday puts stress on people. He reminded everyone that the stress, finances, loneliness, and sadness from the loss of loved ones do not have to be a part of the Christmas season. He said there is a reason for the season and that reason is to celebrate the birth of our Savior, Jesus Christ. He wished everyone a Merry Christmas. God Bless Norman.

Councilmember Lockett wished everyone a Happy Holiday and encouraged everyone to take time to relax and enjoy being with their family.

Councilmember Williams said many families are blessed and encouraged everyone to reach out to those who are less fortunate during the holiday season. He encouraged everyone to reach out to give them encouragement and love and you will be blessed in return.

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Meeting Absence. Councilmember Williams apologized for missing the last Council meeting, but he and his wife welcomed two beautiful babies into the world. He said he now understands what everyone has been telling about there being no feeling like it because he just sits and stares at the babies and it is the greatest feeling he has ever had. He thanked everyone for their well wishes.

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Financial Review. Mr. Steve Lewis, City Manager, said in January, Staff will be updating Council on the mid-year financial review. He said October sales tax was up 6.6% above last year, but the City is below projections for the budget year.

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Central Oklahoma Master Conservancy District (COMCD). Mr. Steve Lewis, City Manager, said Randy Warden, Director of COMCD, will present information to Council on December 18th regarding a long term water supply plan. He said discussion will include augmenting water to Lake Thunderbird, drought contingency planning, and re-use issues. He invited everyone to attend the meeting. He said the Department of Environmental Quality (DEQ) finished technical work on impairments in Lake Thunderbird and Total Maximum Daily Load (TMDL). He said TMDL is simply an acronym for the amount of pollution a water body can take without violating water quality standards. He said the TMDL Study is on DEQ's website and Staff is reviewing it now.

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Annual Tree Lighting Ceremony. Mayor Rosenthal thanked the Parks and Recreation Department Staff for a great kick-off to the season at the annual tree lighting event in Andrews Park. She said turnout was great with a wonderful showcase of young people in our community.

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Item 20, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 §307(B)(4) IN ORDER TO DISCUSS THE FOLLOWING SETTLEMENTS OF TORT CLAIMS AND WORKERS COMPENSATION CLAIMS:

DAVID WHITE – ACCIDENT WITH POLICE VEHICLE – TORT CLAIM

BRETT AND ROBIN HOLLANDSWORTH – ACCIDENT WITH POLICE VEHICLE – TORT CLAIM

DALTON BETZ – ACCIDENT WITH SANITATION VEHICLE – TORT CLAIM

RICK BLALOCK VS. THE CITY OF NORMAN – WORKERS' COMPENSATION COURT CASE NOS. WCC-2009-08463R, WCC-2009-08464Y, WCC-2009-08465Y, AND WCC-2009-08466H

MARK HELM VS. THE CITY OF NORMAN – WORKERS' COMPENSATION COURT CASE NOS. WCC-2007-07137A AND WCC-2007-07138H

HAROLD GLOVER VS. THE CITY OF NORMAN – WORKERS' COMPENSATION CASE NO. WCC-2010-09518H, WCC-2010-09686F, AND WCC-2011-00538F

SCOTT KENT VS. THE CITY OF NORMAN – WORKERS' COMPENSATION CASE NO. WCC-2007-07274R

Councilmember Griffith moved that the City Council meeting be adjourned out of and an Executive Session be convened into in order to discuss Special Claim settlements for David White, Brett and Robin Hollandsworth, and Dalton Betz and Workers' Compensation Court Case Nos. WCC-2009-08463R, WCC-2009-08464Y, WCC-2009-08465Y, and WCC-2009-08466H, Rick Blalock vs. the City of Norman; Workers' Compensation Court Case Nos. WCC-2007-07137A and WCC-2007-07138H, Mark Helm vs. the City of Norman; Worker's Compensation Court Case Nos. WCC-2010-09518H, WCC-2010-09686F, and WCC-2011-00538F, Harold D. Glover vs. the City of Norman; and Workers' Compensation Court Case No. WCC-2007-07274R, Scott Kent vs. the City of Norman, which motion was duly seconded by Councilmember Lockett; and the question being upon adjourning out of the City Council meeting and the subsequent convening, the vote was taken with the following result:

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

The Mayor declared the motion carried and the City Council meeting adjourned out of; and an Executive Session was convened into to discuss Special Claim settlements for David White, Brett and Robin Hollandsworth, and Dalton Betz and Workers' Compensation Court Case Nos. WCC-2009-08463R, WCC-2009-08464Y, WCC-2009-08465Y, and WCC-2009-08466H, Rick Blalock vs. the City of Norman; Workers' Compensation Court Case Nos. WCC-2007-07137A and WCC-2007-07138H, Mark Helm vs. the City of Norman; Worker's Compensation Court Case Nos. WCC-2010-09518H, WCC-2010-09686F, and WCC-2011-00538F, Harold D. Glover vs. the City of Norman; and Workers' Compensation Court Case No. WCC-2007-07274R, Scott Kent vs. the City of Norman.

The City Council adjourned into Executive Session at 7:40 p.m. Mr. Steve Lewis, City Manager, and Mr. Jeff Bryant, City Attorney, were in attendance at the Executive Session.

Mayor Rosenthal left the meeting at 8:15 p.m.

Mayor Pro-Tem Kovach acknowledged return to Open Session.

Thereupon, Councilmember Castleberry moved that Executive Session be adjourned out of and the City Council meeting be reconvened, which motion was duly seconded by Councilmember Griffith; and the question being upon adjourning out of Executive Session and upon the subsequent reconvening, a vote was taken with the following result:

Item 20, continued:

YAYES: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Lockett, Spaulding, Williams, Mayor Pro-Tem Kovach

NAYES: None

The Mayor declared the motion carried and Executive Session adjourned out of; and the Special Session was reconvened at 8:41 p.m.

The Mayor Pro-Tem said the Special Claim settlements for David White, Brett and Robin Hollandsworth, and Dalton Betz and Workers' Compensation Court Case Nos. WCC-2009-08463R, WCC-2009-08464Y, WCC-2009-08465Y, and WCC-2009-08466H, Rick Blalock vs. the City of Norman; Workers' Compensation Court Case Nos. WCC-2007-07137A and WCC-2007-07138H, Mark Helm vs. the City of Norman; Worker's Compensation Court Case Nos. WCC-2010-09518H, WCC-2010-09686F, and WCC-2011-00538F, Harold D. Glover vs. the City of Norman; and Workers' Compensation Court Case No. WCC-2007-07274R, Scott Kent vs. the City of Norman, were discussed in Executive Session. No action was taken and no votes were cast.

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ADJOURNMENT

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

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Lockett, Spaulding, Williams, Mayor Pro-Tem Kovach

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 8:42 p.m.

ATTEST:

City Clerk

Mayor