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

April 9, 2013

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 9th day of April, 2013, 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 Mayor Rosenthal.

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Item 3, being:

CITY COUNCIL MINUTES OF MARCH 26, 2013
NORMAN UTILITIES AUTHORITY MINUTES OF MARCH 26, 2013
NORMAN MUNICIPAL AUTHORITY MINUTES OF MARCH 26, 2013
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF MARCH 26, 2013

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Kovach moved that the minutes be approved and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-68 dated April 4, 2013, by Brenda Hall, City Clerk
2. City Council minutes of March 26, 2013
3. Norman Utilities Authority minutes of March 26, 2013
4. Norman Municipal Authority minutes of March 26, 2013
5. Norman Tax Increment Finance Authority minutes of March 26, 2013

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 A CIVILIAN SERVICE MEDAL; AND CERTIFICATE TO MS. KATELYNN LEEVIRAPHAN.

Councilmember Kovach moved that a presentation of a Civilian Service Certificate to Ms. Katelynn Leeveriphan be allowed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1213-66 dated April 2, 2013, by Mr. Keith Humphrey, Police Chief
2. Civilian Service Certificate

Participants in discussion
1. Mr. Keith Humphrey, Police Chief, presented the Civilian Service Certificate to Ms. Katelynn Leeveriphan
2. Ms. Katelynn Leeveriphan accepted the Civilian Service Certificate and thanked the Council

and the question being upon allowing a presentation of a Civilian Service Certificate to Ms. Katelynn Leeveriphan, 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 presentation of a Civilian Service Certificate to Ms. Katelynn Leeveriphan was allowed.

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Item 5, being:

RESOLUTION NO. R-1213-124: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, IN CONJUNCTION WITH THE CHILDREN'S RIGHTS COORDINATING COMMISSION, AWARDING THE 2013 CITY OF NORMAN CHILDREN'S RIGHTS AWARD.

Councilmember Kovach moved that Resolution No. R-1213-124 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-124 dated April 2, 2013, by Carol Coles, Administrative Assistant
2. Resolution No. R-1213-124
3. Letter dated March 10, 2013, from Glenda M. Peters, Member, Board of Directors, Bethesda, Inc., to Members. Norman Children's Rights Commission
4. Pertinent excerpts of Children's Rights Coordinating Commission minutes of March 18, 2013

Participants in discussion
1. Ms. Jolene Ring, Children's Rights Coordinating Commission Chair, presented the resolution to Dr. Candace McCaffrey
2. Dr. Candace McCaffrey accepted the resolution and thanked the Council

and the question being upon adopting Resolution No. R-1213-124, 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-1213-124 was adopted.

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Item 6, being:

PROCLAMATION NO. P-1213-16: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF APRIL, 2013, AS CHILD ABUSE PREVENTION MONTH IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-16 proclaiming the month of April, 2013, as Child Abuse Prevention Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. P-1213-16 dated April 1, 2013, by Carol Coles, Administrative Assistant
2. Proclamation No. P-1213-16

Participants in discussion
1. Mr. Clint Williams, Executive Director of Mary Abbott Children's House, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1213-16 proclaiming the month of April, 2013, as Child Abuse Prevention Month in the City of Norman 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 Proclamation No. P-1213-16 proclaiming the month of April, 2013, as Child Abuse Prevention Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 7, being:

PROCLAMATION NO. P-1213-17: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF APRIL 15 THROUGH 21, 2013, AS EARTH WEEK AND SUNDAY, APRIL 21, 2013, AS EARTH DAY IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-17 proclaiming the week of April 15 through 21, 2013, as Earth Week and Sunday, April 21, 2013, as Earth Day in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Lockett;

Items submitted for the record
1. Text File No. P-1213-17 dated March 25, 2012, by Jud Foster, Director of Parks and Recreation
2. Proclamation No. P-1213-17

Participants in discussion
1. Ms. Debbie Smith, Environmental Services Coordinator, accepted the proclamation and thanked the Council and recognized the sponsors of Earth Day

and the question being upon acknowledging receipt of Proclamation No. P-1213-17 proclaiming the week of April 15 through 21, 2013, as Earth Week and Sunday, April 21, 2013, as Earth Day in the City of Norman 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 Proclamation No. P-1213-17 proclaiming the week of April 15 through 21, 2013, as Earth Week and Sunday, April 21, 2013, as Earth Day in the City of Norman acknowledged; and the filing thereof was directed.

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Item 8, being:

PROCLAMATION NO. P-1213-18: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SUNDAY, APRIL 21, 2013, AS ARBOR DAY IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-18 proclaiming Sunday, April 21, 2013, as Arbor Day in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Lockett;

Items submitted for the record

1. Text File No. P-1213-18 dated March 25, 2013, by Jud Foster, Director of Parks and Recreation
2. Proclamation No. P-1213-18

Participants in discussion

1. Ms. Suzanne Terry, Program Coordinator for the Parks and Recreation Department, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1213-18 proclaiming Sunday, April 21, 2013, as Arbor Day in the City of Norman 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 Proclamation No. P-1213-18 proclaiming Sunday, April 21, 2013, as Arbor Day in the City of Norman acknowledged; and the filing thereof was directed.

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Item 9, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 10 through Item 27 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 10 through Item 27, a vote was taken with the following result:

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

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

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Item 10, being:

CONSIDERATION OF ORDINANCE NO. O-1213-36 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 LOTS 17, 18 AND 19, BLOCK 26, NORMAN ORIGINAL TOWNSITE, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND REMOVE THE SAME FROM THE C-3, INTENSIVE COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (420 SOUTH PORTER AVENUE)

Councilmember Kovach moved that Ordinance No. O-1213-36 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-1213-36 dated February 12, 2013, by Jane Hudson, Principal Planner
2. Ordinance No. O-1213-36
3. Location map
4. Staff Report dated March 14, 2013, recommending approval
5. Site plan
6. Protest received March 13, 2013, from Sherry Hollingsworth to Planning Commission and Councilmember Greg Jungman
7. Pertinent excerpts from Planning Commission minutes of March 14, 2013

and the question being upon the Introduction and adoption of Ordinance No. O-1213-36 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-1213-36 was Introduced, read, and adopted upon First Reading by title.

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Item 11, being:

CONSIDERATION OF ORDINANCE NO. O-1213-39 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING, REPEALING AND REPLACING APPENDIX F OF CHAPTER 22 (ZONING ORDINANCE) OF THE CODE OF THE CITY OF NORMAN IN ORDER TO RECOMMEND PLANT SPECIES THAT ARE DROUGHT TOLERANT OR NATIVE TO OKLAHOMA FOR INSTALLATION IN DEVELOPMENTS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Kovach moved that Ordinance No. O-1213-39 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-1213-39 dated February 19, 2013, by Susan Connors, Director of Planning and Community Development
2. Ordinance No. O-1213-39
3. Legislatively notated copy of Ordinance No. O-1213-39
4. Staff Report dated March 14, 2013, recommending approval
5. Resolution No. R-1213-99
6. Pertinent excerpts from Planning Commission minutes of March 14, 2013

and the question being upon the Introduction and adoption of Ordinance No. O-1213-39 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-1213-39 was Introduced, read, and adopted upon First Reading by title.

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Item 12, being:

CONSIDERATION OF ORDINANCE NO. O-1213-42 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING ARTICLE I, SECTIONS 4-101 AND 4-105; AND ADDING ARTICLE XXII, SECTIONS 4-2201 THROUGH 4-2204 OF CHAPTER 4 OF THE CODE OF THE CITY OF NORMAN TO PROVIDE FOR THE CREATION OF THE ECONOMIC DEVELOPMENT ADVISORY BOARD; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Kovach moved that Ordinance No. O-1213-42 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-1213-42 dated April 1, 2013, by Kathryn Walker, Assistant City Attorney
2. Ordinance No. O-1213-42
3. Legislatively notated copy of Ordinance No. O-1213-42

and the question being upon the Introduction and adoption of Ordinance No. O-1213-42 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-1213-42 was Introduced, read, and adopted upon First Reading by title.

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Item 13, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE PUBLIC ARTS BOARD ANNUAL REPORT AND DIRECTING THE FILING THEREOF.

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-1213-43 dated April 2, 2013, by Brenda Hall City Clerk
2. Annual Report of the Norman Public Arts Board, March, 2013

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 14, being:

CONSIDERATION OF THE PROPOSED FISCAL YEAR 2013-2014 CENTRAL OKLAHOMA MASTER CONSERVANCY DISTRICT (COMCD) BUDGET.

Councilmember Kovach moved that the proposed Fiscal Year 2013-2014 COMCD Budget be approved and the inclusion of that amount applicable in the proposed Fiscal Year 2014 City of Norman Budget be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. RPT-1213-21 dated March 27, 2013 by Ken Komiske, City Clerk
2. Letter dated January 6, 2013, from Randy Worden, District Manager, Central Oklahoma Master Conservancy District, to Mark Edwards, City Manager, City of Del City; Guy Henson, City Manager, City of Midwest City; and Steven D. Lewis, City Manager, City of Norman
3. COMCD Budget for FY 2013-2014

and the question being upon approving the proposed Fiscal Year 2013-2014 COMCD Budget 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 proposed Fiscal Year 2013-2014 COMCD Budget approved; and the inclusion of that amount applicable in the proposed Fiscal Year 2014 City of Norman Budget was directed.

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Item 15, being:

CONSIDERATION OF A FINAL PLAT FOR CCC ADDITION NO. 2 AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (3722 SOUTH CLASSEN BOULEVARD).

Councilmember Kovach moved that the final plat for CCC Addition No. 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 City Development Committee's acceptance of all required public improvements and receipt of a traffic impact fee in the amount of $477.68; 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-1213-26 dated January 22, 2013, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated February 14, 2013, recommending approval
5. Site plan
6. Preliminary plat
7. Pertinent excerpts from Planning Commission minutes of February 14, 2013

and the question being upon approving the final plat for CCC Addition No. 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 CCC Addition No. 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 City Development Committee's acceptance of all required public improvements and receipt of a traffic impact fee in the amount of $477.68, and the filing of the final plat was directed.

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Item 16, being:

CONSIDERATION OF A FINAL PLAT FOR P.B. ADDITION, THE ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN, AND APPROVAL OF DEFERRAL OF STREET WIDENING FOR FLOOD AVENUE. (LOCATED ON THE WEST SIDE OF FLOOD AVENUE NORTH OF HIGHLAND PARKWAY)

Councilmember Kovach moved that the final plat for P.B. 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 receipt of a fee in the amount of $8,095 for deferral of paving improvements for Flood Avenue within 10 days after approval 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;

Items submitted for the record

1. Text File No. FP-1213-26 dated February 14, 2013, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated March 14, 2013, recommending approval
5. Memorandum requesting deferral dated March 5, 2013, from Shawn O'Leary, Director of Public Works, to Chris Lewis, Chairman Planning Commission
6. Engineer's estimate dated March 14, 2013, from Tom L. McCaleb, P.E., SMC Consulting Engineers, to Mr. Todd McClellan, P.E., Development Engineer, in the amount of $8,095
7. Final site plan
8. Preliminary plat
9. Pertinent excerpts from Planning Commission minutes of March 14, 2013

and the question being upon approving the final plat for P.B. 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 for P.B. 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 receipt of a fee in the amount of $8,095 for deferral of paving improvements for Flood Avenue within 10 days after approval 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 17, being:

CONSIDERATION OF ACCEPTANCE OF A GRANT FROM THE OKLAHOMA OFFICE OF HOMELAND SECURITY IN THE AMOUNT OF $10,992.13 TO BE USED BY THE FIRE DEPARTMENT TO PURCHASE EQUIPMENT NEEDED BY EMERGENCY RESPONSE VOLUNTEERS AND THE CLEVELAND COUNTY MEDICAL RESERVE CORPS TO SUPPORT COMMUNITY EVENTS AND DISASTER RESPONSE AND ADOPT RESOLUTION NO. R-1213-116 APPROPRIATING FUNDS.

Councilmember Kovach moved that a grant from the Oklahoma Office of Homeland Security in the amount of $10,992.13 be accepted and Resolution No. R-1213-116 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-125 dated March 20, 2013, by David Grizzle, Emergency Management Coordinator
2. Sub-Grantee Award dated September 21, 2011, in the amount of $10,992.13 from Oklahoma Office of Homeland Security to Steve Lewis, City Manager, City of Norman
3. Resolution No. R-1213-116

Participants in discussion

1. Mr. James Fullingim, Fire Chief

Item 17, continued:

and the question being upon accepting a grant from the Oklahoma Office of Homeland Security in the amount of $10,992.13 and upon the subsequent 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 a grant from the Oklahoma Office of Homeland Security in the amount of $10,992.13 accepted; and Resolution No. R-1213-116 was adopted.

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Item 18, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0708-101: BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND WASTE MANAGEMENT OF OKLAHOMA, INC., EXTENDING THE CONTRACT UNTIL AUGUST 2, 2013.

Acting as the Norman Municipal Authority, Trustee Kovach moved that Amendment No. One to Contract No. K-0708-101 with Waste Management of Oklahoma, Inc., extending the contract until August 2, 2013, be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-0708-101, Amendment No. One, dated April 1, 2013, by Ken Komiske, Director of Utilities
2. Amendment No. One to Contract No. K-1011-101
3. Contract No. K-0708-101 with Exhibit "A", Potential Recycling Zone map, and Schedule "B", Base Rates

and the question being upon approving Amendment No. One to Contract No. K-0708-101 with Waste Management of Oklahoma, Inc., extending the contract until August 2, 2013, and upon the subsequent authorization, a vote was taken with the following result:

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

The Chairman declared the motion carried and Amendment No. One to Contract No. K-0708-101 with Waste Management of Oklahoma, Inc., extending the contract until August 2, 2013, approved; and the execution thereof was authorized.

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Item 19, being:

CONTRACT NO. K-1213-154: A RIGHT-OF-WAY, PUBLIC UTILITY, AND ENCROACHMENT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL-AID PROJECT NO. IM-NHIY-0035-2(289)109, STATE JOB NO. 09031(08) FOR THE INTERSTATE 35 AND MAIN STREET INTERCHANGE PROJECT AND ADOPTION OF RESOLUTION NO. R-1213-92.

Councilmember Kovach moved that Contract No. K-1213-154 with ODOT be approved, Resolution No. R-1213-92 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-154 dated March 18, 2013, by John Clink, Capital Projects Engineer
2. Contract No. K-1213-154
3. Resolution No. R-1213-92

Item 19, continued:

and the question being upon approving Contract No. K-1213-154 with ODOT and upon the subsequent adoption and 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-1213-154 with ODOT approved; Resolution No. R-1213-92 was adopted and the execution of the contract and resolution was authorized.

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Item 20, being:

CONTRACT NO. K-1213-161: A CONTRACT BY AND BETWEEN THE CITY, OKLAHOMA, AND TETRA TECH, INC., IN AN AMOUNT NOT-TO-EXCEED $249,646 TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE 12TH AVENUE S.E. WIDENING PROJECT FROM CEDAR LANE TO STATE HIGHWAY 9 FROM TWO TO FOUR LANES AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-1213-161 with Tetra Tech. Inc., in an amount not-to-exceed $249,646 be approved, the execution thereof be authorized, and $249,646 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0191, 12th Avenue S.E., Hwy 9 – Cedar Lane, Design (050-9552-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-161 dated March 8, 2013, by Josh Malwick, Capital Projects Engineer
2. Contract No. K-1213-161 with Attachment A, General Design Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
3. Location map
4. Purchase Requisition No. 0000214341 dated February 17, 2013, in the amount of $249,646 to Tetra Tech, Inc.

and the question being upon approving Contract No. K-1213-161 with Tetra Tech, Inc., in an amount not-to-exceed $249,646 and upon the subsequent authorization and appropriation, 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-1213-161 with Tetra Tech, Inc., in an amount not-to-exceed $249,646 approved; the execution thereof was authorized and $249,646 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0191, 12th Avenue S.E., Hwy 9 – Cedar Lane, Design (050-9552-431.62-01).

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Item 21, being:

CONTRACT NO. K-1213-170: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CHIANG, PATEL & YERBY (CP&Y), INC., IN AN AMOUNT NOT-TO-EXCEED $703,878.50 TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE 36TH AVENUE N.W. WIDENING PROJECT FROM TECUMSEH ROAD TO MARKET PLACE AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-1213-170 with CP&Y, Inc., in an amount not-to-exceed $703,878.50 be approved, the execution thereof be authorized, and $703,879 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0197, 36th Avenue NW, Tecumseh-Indian Hills, Design (050-9552-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-170 dated March 18, 2013, by John Clink, Capital Projects Engineer
2. Contract No. K-1213-170 with Attachment "A", Scope of Services; Attachment "B", Project Schedule; Attachment "C", Compensation; and Attachment "D", Owner's Responsibilities
3. Location map
4. Purchase Requisition No. 00000214606 dated March 19, 2013, in the amount of $703,878.50 to Chaing, Patel and Yerby, Inc.

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract No. K-1213-170 with CP&Y, Inc., in an amount not-to-exceed $703,878.50 and upon the subsequent authorization and appropriation; 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-1213-170 with CP&Y, Inc., in an amount not-to-exceed $703,878.50 approved; the execution thereof was authorized and $703,879 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BP0197, 36th Avenue NW, Tecumseh-Indian Hills, Design (050-9552-431.62-01).

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Item 22, being:

CONTRACT NO. K-1213-176: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND COXCOM, L.L.C., TO PROVIDE CABLE SERVICES FOR THE CITY OF NORMAN FOR A PERIOD OF FIVE YEARS.

Councilmember Kovach moved that Contract No. K-1213-176 with CoxCom, L.L.C., 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-1213-176 dated March 22, 2013, by Kathryn Walker, Assistant City Attorney
2. Contract No. K-1213-176

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney

Item 22, continued:

and the question being upon approving Contract No. K-1213-176 with CoxCom, L.L.C., 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-1213-176 with CoxCom, L.L.C., approved; and the execution thereof was authorized.

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Item 23, being:

CONSIDERATION OF CONTRACT NO. K-1213-177 WITH CMP REPAIR, L.L.C., IN THE AMOUNT OF $150,720; PERFORMANCE BOND NO. B-1213-75; STATUTORY BOND NO. B-1213-76; MAINTENANCE BOND NO. MB-1213-63; AND RESOLUTION NO. R-1213-107 FOR THE SOUTH SHILOH STORM SEWER REHABILITATION.

Councilmember Kovach moved that Contract No. K-1213-177 with CMP Repair, L.L.C., in the amount of $150,700 and the performance, statutory, and maintenance bonds be approved; the execution of the contract and bonds be authorized; the filing of the bonds be directed; and Resolution No. R-1213-107 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-177 dated March 15, 2013, by Greg Hall, Street Superintendent
2. Contract No. K-1213-177
3. Performance Bond No. B-1213-75
4. Statutory Bond No. B-1213-76
5. Maintenance Bond No. MB-1213-63
6. Sole source letter dated February 22, 2013, from Mike Bennett, CMP Repair, to Mr. Greg Hall
7. Warranty letter dated February 22, 2013, from Mike Bennett, CMP Repair, to Mr. Greg Hall
8. Proposal dated November 15, 2012, from Mike Bennett, CMP Repair, to Mr. Greg Hall
9. Job References from CMP Repair
10. Resolution No. R-1213-107
11. Location map
12. Purchase Requisition No. 0000214668 dated March 20, 2013, in the amount of $150,720 to CMP Repair, L.L.C.

and the question being upon approving Contract No. K-1213-177 with CMP Repair, L.L.C., in the amount of $150,700 and the performance, statutory, and maintenance bonds and upon the subsequent authorization, directive, 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 Contract No. K-1213-177 with CMP Repair, L.L.C., in the amount of $150,700 and the performance, statutory, and maintenance bonds approved; the execution of the contract and bonds was authorized, the filing of the bonds was directed, and Resolution No. R-1213-107 was adopted.

* * * * *

Item 24, being:

SPECIAL CLAIM NO. SC-1213-9: SUBMITTED BY TRENTON WRIGHT IN THE REDUCED AMOUNT OF $16,500 FOR MEDICAL EXPENSES AS A RESULT OF INJURIES RECEIVED AS A PASSENGER IN A VEHICLE INVOLVED IN AN ACCIDENT WITH A SANITATION VEHICLE ON 12TH AVENUE N.E.

Councilmember Kovach moved that Special Claim No. SC-1213-9 be approved and payment in the reduced amount of $16,500 be directed contingent upon obtaining a Release and Covenant Not to Sue from Trenton Wright, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. SC-1213-9 dated April 4, 2013, by Jeanne Snider, Assistant City Attorney
2. Special Claim No. SC-1213-9 filed February 5, 2013, from James J. Taylor, Taylor, Lucas, Locke, and Corbin, on behalf of Trenton Wright in the amount of $35,500 to City of Norman
3. Official Oklahoma Traffic Collision Report No. 2012-11603 dated August 23, 2012

and the question being upon approving Special Claim No. SC-1213-9 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Special Claim No. SC-1213-9 approved; and payment in the reduced amount of $16,500 was directed contingent upon obtaining a Release and Covenant Not to Sue from Trenton Wright.

* * * * *

Item 25, being:

RESOLUTION NO. R-1213-109: A RESOLUTION OF THE NORMAN TAX INCREMENT FINANCE AUTHORITY APPROPRIATING $20,766.82 FROM THE NORMAN TAX INCREMENT FINANCE AUTHORITY FUND BALANCE TO PAY BUILDING PERMIT FEES AND EXPENSES FOR THE LEGACY PARK CONSTRUCTION PROJECT.

Acting as the Norman Tax Increment Finance Authority, Trustee Kovach moved that Resolution No. R-1213-109 be adopted, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. R-1213-109 dated March 12, 2013, by Jud Foster, Director of Parks and Recreation
2. Resolution No. R-1213-109

and the question being upon adopting Resolution No. R-1213-109, a vote was taken with the following result:

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

The Chairman declared the motion carried and Resolution No. R-1213-109 was adopted.

* * * * *

Item 26, being:

RESOLUTION NO. R-1213-114: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, TRANSFERRING $20,096.43 FROM THE CEDAR LANE WIDENING PROJECT ACCOUNT TO BE USED FOR THE REHABILITATION OF THE INDIAN HILLS BRIDGE OVER INTERSTATE 35 PROJECT.

Councilmember Kovach moved that Resolution No. R-1213-114 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-114 dated March 18, 2013, by John Clink, Capital Projects Engineer
2. Resolution No. R-1213-114
3. Location map
4. Invoice dated March 11, 2013, in the amount of $20,096.43 from the State of Oklahoma Department of Transportation to Shawn O'Leary, Director, City of Norman
5. Purchase Requisition No. 0000214410 dated March 13, 2013, in the amount of $20,096.43 to Oklahoma Department of Transportation

and the question being upon adopting Resolution No. R-1213-114, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-114 was adopted.

* * * * *

Item 27, being:

RESOLUTION NO. R-1213-120: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $25,000 FROM THE SEIZURE AND RESTITUTION FUND BALANCE TO PURCHASE AMMUNITION TO BE USED BY POLICE ACADEMY RECRUITS FOR TRAINING PURPOSES AND FOR REQUALIFICATION REQUIREMENTS FOR COMMISSIONED OFFICERS.

Councilmember Kovach moved that Resolution No. R-1213-120 be adopted be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-120 dated March 27, 2013, by Deputy Chief Maisano
2. Resolution No. R-1213-120

and the question being upon adopting Resolution No. R-1213-104 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-120 was adopted.

* * * * *

Item 28, being:

RESOLUTION NO. R-1213-115: A RESOLUTION APPROVING AND AUTHORIZING THE NORMAN REGIONAL HOSPITAL AUTHORITY TO REFUND A PORTION OF THE SERIES 2002 HOSPITAL REVENUE BONDS (THE "SERIES 2002 BONDS") TO BE ACCOMPLISHED BY THE ISSUANCE OF BONDS, NOTES OR OTHER EVIDENCES OF INDEBTEDNESS, ON A TAX-EXEMPT OR TAXABLE BASIS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TWENTY-FIVE MILLION DOLLARS ($25,000,000) TO PROVIDE FUNDS NECESSARY TO REDEEM A PORTION OF THE SERIES 2002 BONDS AND PAY THE COSTS OF ISSUANCE; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS IN CONNECTION THEREWITH; AND WAIVING COMPETITIVE BIDDING, PURSUANT TO 60 O.S. SECTION 176(F).

Councilmember Kovach moved that Resolution No. R-1213-115 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-115 dated March 19, 2013, by Jeff Bryant, City Attorney
2. Memorandum dated March 16, 2013, from Grant Ostlund, Ponder and Company, to Ken Hopkins, Chief Financial Officer, Norman Regional Health System
3. Resolution No. R-1213-115

Participants in discussion
1. Mr. Jeff Raley, Floyd Law Firm, 116 East Main Street, Bond Counsel representing Norman Regional Health System
2. Ms. Ann Gallagher, 1522 East Boyd Street, asked questions
3. Mr. Greg Heiple, 1021 Laird's Woods Circle, asked questions
4. Mr. Anthony Francisco, Director of Finance

and the question being upon adopting Resolution No. R-1213-115, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1213-115 was adopted.

* * * * *

Item 29, being:

RESOLUTION NO. R-1112-129: 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-1112-6**, SO AS TO PLACE PART OF THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE COMMERCIAL DESIGNATION AND REMOVE THE SAME FROM THE HIGH DENSITY RESIDENTIAL DESIGNATION AND OFFICE DESIGNATION. (LOCATED AT 612 ASP AVENUE, 421-427 BUCHANAN AVENUE, 710 ASP AVENUE, AND THE ADJACENT LOT TO THE SOUTH)

Resolution No. R-1112-129 having been postponed in City Council's meeting of November 13, 2012, until January 8, 2013, having been further postponed in City Council's meeting of November 13, 2012, January 8, 2013, and February 12, 2013, Councilmember Kovach moved that Resolution No. R-1112-129 be postponed until May 14, 2013, which motion was duly seconded by Councilmember Lockett;

Item 29, continued:

Items submitted for the record

1. Text File No. R-1112-129 dated April 17, 2012, by Jane Hudson, Principal Planner
2. Letter requesting postponement dated April 3, 2013, from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
3. Letter requesting postponement dated February 4, 2013, from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
4. Letter requesting postponement dated December 19, 2012 from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
5. Letter requesting postponement dated November 7, 2012 from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
6. Resolution No. R-1112-129, Land Use Plan Amendment No. LUP-1112-6
7. Location map
8. Staff Report dated September 13, 2012, recommending approval
9. Predevelopment Summary Case No. PD-12-27 dated July 26, 2012, for Mark Risser/B-3 Development Group located at 612 and 710 Asp and 421-427 Buchanan Avenue
10. Predevelopment Summary Case No. PD-12-17 dated April 26, 2012, for B-3 Development Group located on the west side of Asp Avenue just south of the Duffy Street and Asp Avenue intersection
11. Predevelopment Summary Case No. PD-12-09 dated March 22, 2012, for Mark Risser located at 710 Asp Avenue
12. Pertinent excerpts from Planning Commission minutes of July 12, August 9, and September 13, 2012

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant
2. Mr. Joe Bogan, 401 East Boyd Street, Unit 401, made comments
3. Ms. Cindy Rogers, 633 Reed Avenue, asked questions

and the question being upon postponing Resolution No. R-1112-129 until May 14, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution No. R-1112-129 was postponed until May 14, 2013.

* * * * *

Item 30, being:

ORDINANCE NO. O-1112-38 UPON SECOND AND FINAL READING: 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 NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-3, INTENSIVE COMMERCIAL DISTRICT WITH SPECIAL USE FOR A MIXED BUILDING, AND REMOVE THE SAME FROM THE C-1, LOCAL COMMERCIAL DISTRICT, CO, SUBURBAN OFFICE COMMERCIAL DISTRICT, AND R-3, MULTI-FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (LOCATED AT 612 ASP AVENUE, 421-427 BUCHANAN AVENUE, 710 ASP AVENUE, AND THE ADJACENT LOT TO THE SOUTH)

Ordinance No. O-1112-38 having been Introduced and adopted upon First Reading by title in City Council's meeting of October 23, 2012; and Ordinance No. O-1112-38 having been postponed in City Council's meeting of November 13, 2012, January 8, 2013, and February 12, 2013; Councilmember Kovach moved that Ordinance No. O-1112-38 be postponed until May 14, 2013, which motion was duly seconded by Councilmember Griffith;

Item 30, continued:

Items submitted for the record

1. Text File No. O-1112-38 dated April 17, 2012, by Jane Hudson, Principal Planner
2. Letter requesting postponement dated April 3, 2013, from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
3. Letter requesting postponement dated February 4, 2013, from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
4. Letter requesting postponement dated December 19, 2012 from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
5. Letter requesting postponement dated November 7, 2012 from Sean Paul Rieger, Attorney at Law, Architect, Broker, to City of Norman City Council
6. Ordinance No. O-1112-38
7. Location map
8. Staff Report dated September 13, 2012, with no recommendation
9. Project Written Description dated July 9, 2012
10. Schematic elevation
11. Second floor plan
12. Site plan
13. Sidewalk plan
14. Renderings of similar project
15. Letter dated September 19, 2012, from B.J. Hawkins, P.E., PTOE, Traffic Engineering Consultants, Inc., to Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C.
16. Pertinent excerpts from Planning Commission minutes of August 9 and July 12, 2012
17. Memorandum dated August 9, 2012, from Susan Connors, Director of Planning and Community Development, to Norman Planning Commission
18. Pertinent excerpts from Planning Commission minutes of September 13, 2012

and the question being upon postponing Ordinance No. O-1112-38 until May 14, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1112-38 was postponed until May 14, 2013.

* * * * *

Item 31, being:

CONSIDERATION OF ORDINANCE NO. O-1112-36 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE PART OF THE SOUTHEAST QUARTER OF SECTION 25 OF TOWNSHIP 9 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT AND REMOVE THE SAME FROM THE R-1, SINGLE FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1515 WEST MAIN STREET)

Ordinance No. O-1112-36 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 26, 2013, Councilmember Kovach moved that Ordinance No. O-1112-36 be postponed until April 23, 2013, which motion was duly seconded by Councilmember Griffith;

Item 31, continued:

Items submitted for the record

1. Text File No. O-1112-36 dated April 17, 2013, by Jane Hudson, Principal Planner
2. Ordinance No. O-1112-36
3. Planned Unit Development Narrative prepared for Rose Rock School Foundation February, 2013, by Jack Eure, Architect, with site plan
4. Location map
5. Staff Report dated May 10, 2012, recommendation approval
6. Planned Unit Development Narrative prepared for Rose Rock School Foundation May 2, 2012, by Jack Eure, Architect, with site plan
7. Letter requesting postponement dated March 12, 2013, from R. Blaine Nice, Fellers Snider, Attorneys and Counselors at Law, to Ms. Brenda Hall, City Clerk
8. Protest and support map dated April 4, 2013, containing 75% filed protest and 9.6% filed support within notification area
9. Letter of support filed May 7, 2012, from Sarah Warmker to Norman Planning Commission and the residents of the neighborhood
10. Letter of protest filed May 7, 2012, from Jim and Deanna Miller
11. Letter of protest filed May 7, 2012, from Marcheta J. Rodkey to Planning Commission
12. Letter of protest filed April 24, 2012, from Colette Fudge to City Clerk and Planning Commission
13. Letter of protest filed May 7, 2012, from Debbie C. Raison to City of Norman Planning Commission
14. Letter of protest filed May 7, 2012, from Thomas G. Kennedy to Planning and Community Development Department
15. Letter of protest filed May 7, 2012, from Jenny and Steve Jenkinson to Whom It May Concern
16. Letter of protest filed May 7, 2012, from Mary Jane Holman
17. Letter of protest filed May 7, 2012, from Cristi Miles-Bullard
18. Letter of protest filed May 7, 2012, from Dorothy Coker to City Clerk
19. Letter of protest filed May 7, 2012, from Robert and Libbi Holbrook to Norman Planning Commission
20. Letter of protest filed May 7, 2012, from Glen and Donna Giles to Norman Planning Commission
21. Letter of protest filed May 7, 2012, from Wanda Helms to Norman Planning Commission
22. Letter of protest filed May 7, 2012, from L. Dee Fink to Norman Planning Commission
23. Letter of protest filed May 7, 2012, from Robert R. and Patricia Sullivan to Norman Planning Commission
24. Letter of protest filed May 7, 2012, from Jean C. Holland to Norman Planning Commission
25. Letter of protest filed May 7, 2012, from Arletta Knight Fink to Norman Planning Commission
26. Letter of protest filed May 7, 2012, from Robert J. Kopecky to Norman Planning Commission
27. Letter of protest filed May 7, 2012, from Ruth Medford to Norman Planning Commission
28. Letter of protest filed May 7, 2012, from Phyllis V. Gage to Norman Planning Commission
29. Letter of protest filed May 7, 2012, from Becky Shaw to Norman Planning Commission
30. Petition of protest filed May 7, 2012, containing 57 signatures
31. Letters (2) of support filed April 2, 2013, from David Spradling to Whom It May Concern and from David Kelso Spradling and family
32. Letter changing position from protest to support received April 2, 2013, from L. Dee Fink to Norman City Council
33. Letter of support filed April 2, 2013, from Stephanie Royse to Kasra G. Ahmadi
34. Letter of support filed April 2, 2013, from Reverend Jim Kee-Rees, the Reverend JoBeth Kee-Rees, Sophia and Luke, to Shanah
35. Petition of support filed April 2, 2013, containing 20 signatures
36. Petition of protest filed April 2, 2013, containing 103 signatures
37. Pertinent excerpts from Planning Commission minutes of May 10, 2012

Item 31, continued:

and the question being upon postponing Ordinance No. O-1112-36 until April 23, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1112-36 was postponed until April 23, 2013.

* * * * *

Item 32, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR ROSE ROCK ADDITION. A PLANNED UNIT DEVELOPMENT. (LOCATED AT 1515 WEST MAIN STREET)

Councilmember Kovach moved that the preliminary plat for Rose Rock Addition, a Planned Unit Development, be postponed until April 23, 2013, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. PP-1112-14 dated April 17, 2013, by Ken Danner, Subdivision Manager
2. Location map
3. Preliminary plat
4. Staff Report dated May 10, 2012, recommendation approval
5. Site plan
6. Predevelopment Summary Case No. PD 11-26 dated October 27, 2011, for Shana Ahmadi for property located at 1515 West Main Street
7. Greenbelt Commission Final Comments
8. Norman Greenbelt Enhancement Statement dated March 5, 2012, for Shanah Ahmadi for property located at 1515 West Main Street

and the question being upon postponing the preliminary plat for Rose Rock Addition, a Planned Unit Development, until April 23, 2013, a vote was taken with the following result:

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

The Mayor declared the motion carried and the preliminary plat for Rose Rock Addition, a Planned Unit Development was postponed until April 23, 2013.

* * * * *

Item 33, being:

MISCELLANEOUS DISCUSSION

Property on East Main Street. Mr. Bobby Stevens, Post Office Box 6226, said at the last City Council meeting he had requested the walls surrounding a building that had been torn down on East Main Street be painted because it was unsightly. He said nothing had been done to the building and the building should be painted soon with the 89'er Day Parade and the Music Festival coming in the next few weeks, which would bring many new people into our City. He said he would paint it or possibly someone would volunteer to paint it.

Mayor Rosenthal said the wall in question is on private property and Code Enforcement had contacted the owner.

Miscellaneous Discussion, continued:

Councilmember Gallagher said Mr. Stevens had pointed out a few places in the City where artists have used their talents in a positive manner and although the building is privately owned but it is possible that the owner would not object to someone beautifying he property and someone should ask the owner for permission.

*

Ditches on Cedar Lane. Mr. Bobby Stevens, Post Office Box 6226, said Cedar Lane between 36th Avenue S.E. and 48th Avenue S.E. was being widened and some of the ditches will be cleared out and he had been called by several people residing in that area asking what was being done. He said it would be helpful for the City to notify all the residents where were affected by the improvements.

*

Risser Zoning Items. Mr. Steve Ellis, 633 Reed Avenue, thanked Mr. Sean Rieger for postponing the Risser zoning items with the rationale offered for postponing the items was to allow tracking of the high density discussion. He felt postponing these items preserves some latitude to get around the High Density ordinance. He said these items are not waiting for the approval of the High Density ordinance and he hoped Council would commit to requiring High Density proposals that come before City Council to meet the actual requirements of the ordinance. He urged Council to vote against these items when they finally were considered.

Ms. Jayne Crumpley, 423 Elm Avenue, said that Norman Economic Development Coalition (NEDC) owns a building on the property where this project is proposed. She said she understood that Mr. Risser has an option on that building and is confused about who actually owns the building. She said NEDC is funded through four sources, one of which is the City of Norman and assumed that money was used to buy the building. She said she would like to understand more about the City's involvement with NEDC.

Mayor Rosenthal said the appropriate person to answer that would be Don Wood, Director of NEDC, and Staff would contact Mr. Wood and follow-up with Ms. Crumpley.

Councilmember Gallagher said the City is giving taxpayers' money to NEDC and felt this is a very important question that should be answered.

*

Recent Rainfall. Councilmember Kovach said he knew everyone was grateful for the recent rain Norman has received but reminded residents that the lake is down over 12 inches and water conservation should continue until circumstances change because the City is still in drought cycle. He asked for everyone's cooperation to help with the long-range water supply.

Councilmember Spaulding asked how much had been added to the lake after the rainfall. Mr. Steve Lewis, City Manager, said the lake had an additional 16-inches after the recent rain event.

*

God Bless Norman. Councilmember Spaulding said "God Bless Norman."

*

Spring Cleanup. Councilmember Williams reminded Norman residents the City would be providing Spring Cleanup services for the next four weeks. He encouraged all citizens to place their throw-away items out by the curb for pickup.

*

Norman Music Festival. Councilmember Williams announced dates for the Norman Festival downtown as April 25-27, 2013. He encouraged everyone to attend.

*

Miscellaneous Discussion, continued:

Tree Cut Down for Firewood. Councilmember Gallagher announced he was taking out a 50-year silver maple in his yard. He said anyone who needs free firewood, come by 1522 East Boyd Street and pick it up.

*

Inclusive Community Dialogue. Mayor Rosenthal thanked citizens who participated in the Inclusive Community Dialogue held last Thursday, April 4th, at the Norman Public Library. She said this dialogue focused on issues related to accessibility in the community. She said there was a great turnout from agencies and a strong representation from the community. She said she appreciated the City Staff present and said topics focused on transportation, sidewalks, and housing that is handicap accessible. She said a report will come back to Council from the Human Rights Commission because there are major issues to be considered.

CITY MANAGER'S REPORT

Sales Tax Update. April remittance has been received reflecting sales that occurred in February, 2013. Sales Tax has increased 3.2% over April, 2012, levels. Year-to-date, sales tax is up 3.3% over last year's totals.

Animal Shelter Project. Bids for the Animal Welfare Center Expansion Project will be received on April 25th at 2:00 p.m. and the bid for construction will be considered by City Council on May 14th. Construction of the project is anticipated to begin June 1st. Services will be provided during construction and the project should take about 12 months.

Park Improvements. New bleachers are being installed at the softball and baseball fields at Griffin Park. Improvements to the concession and restroom buildings at Reaves Park is underway. Walking paths and soccer goals are being added at Sunrise, Colonial Estates, and Colonial Commons Parks with funding approved by voters last year which allowed the pre-1994 parkland acquisition funds to be used on park developments near those areas.

Spring Cleanup. A reminder to residents that yard waste is not picked up during Spring Cleanup. Some of the things that are not picked up are bricks, broken concrete, lumber, sheetrock, shingles, junk cars, or any type of hazardous waste such as tires, batteries, and paint. Saturday, April 20th will be the rural disposal event at two locations, the American Legion Building north of Highway 9 on 156th Avenue N.E. and at Denver Corner, 10800 East Alameda Street.

* * * * *

Item 34, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(4) TO DISCUSS CONFIDENTIAL COMMUNICATIONS BETWEEN THE CITY AND ITS CITY ATTORNEY REGARDING PENDING LITIGATION OF CHAVEZ VS. THE CITY OF NORMAN, CASE NOS. DF-111249 AND CJ-2010-2021, UPON ADVICE OF THE CITY ATTORNEY THAT THE DISCLOSURE OF SUCH COMMUNICATION WILL SERIOUSLY IMPAIR THE ABILITY OF THE PUBLIC BODY TO PROCEED IN THE LITIGATION AND AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(1) IN ORDER TO EVALUATE THE CITY MANAGER AS REQUIRED BY SECTION 5(A) OF CONTRACT NO. K-0708-32.

Councilmember Kovach moved that the City Council meeting be adjourned out of and an Executive Session be convened into in order to discuss confidential communications between the City and its City Attorney regarding pending litigation of Chavez vs. City of Norman and evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32, which motion was duly seconded by Councilmember Griffith; and the question being upon adjourning out of the City Council meeting and convening into an Executive Session in order to discuss to discuss confidential communications between the City and its City Attorney regarding pending litigation of Chavez vs. City of Norman and evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32, a vote was taken with the following result:

Item 34, continued:

YEAS:	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 in order to discuss confidential communications between the City and its City Attorney regarding pending litigation of Chavez vs. City of Norman and evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32.

The City Council adjourned into Executive Session at 7:50 p.m. Mr. Steve Lewis, City Manager; Mr. Jeff Bryant, City Attorney; and Mr. Rick Knighton, Assistant City Attorney, were in attendance at the Executive Session for discussion of confidential communications between the City and its City Attorney regarding pending litigation of Chavez vs. City of Norman. Mr. Steve Lewis, City Manager, was in attendance for evaluation of the City Manager as required by Section 5(A) of Contract No. K-0708-32.

Thereupon, Councilmember Castleberry moved that the Executive Session be adjourned out of and the Council meeting be reconvened, which motion was duly seconded by Councilmember Kovach; and the question being upon adjourning out of Executive Session and upon the subsequent reconvening, 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 Executive Session adjourned out of; and the Council meeting was reconvened at 9:44 p.m.

The Mayor said confidential communications between the City and its City Attorney regarding pending litigation of Chavez vs. City of Norman and evaluate the City Manager as required by Section 5(A) of Contract No. K-0708-32 were discussed in Executive Session. No action was taken and no votes were cast.

* * * * *

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, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 9:45 p.m.

ATTEST:

City Clerk

Mayor