

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

September 13, 2011

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 13th day of September, 2011, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Dillingham, Ezzell,  
Gallagher, Griffith, Kovach, Lockett,  
Quinn, Mayor Rosenthal

ABSENT: Councilmember Spaulding

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSIDERATION OF APPROVAL OF MINUTES AS FOLLOWS:

CITY COUNCIL SPECIAL SESSION MINUTES OF AUGUST 16, 2011  
CITY COUNCIL FINANCE COMMITTEE MINUTES OF AUGUST 17, 2011  
CITY COUNCIL MINUTES OF AUGUST 23, 2011  
NORMAN UTILITIES AUTHORITY MINUTES OF AUGUST 23, 2011  
NORMAN MUNICIPAL AUTHORITY MINUTES OF AUGUST 23, 2011  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF AUGUST 23, 2011  
CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE  
MINUTES OF AUGUST 24, 2011

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

Items submitted for the record

1. City Council Special Session minutes of August 16, 2011
2. City Council Finance Committee minutes of August 17, 2011
3. City Council minutes of August 23, 2011
4. Norman Utilities Authority minutes of August 23, 2011
5. Norman Municipal Authority minutes of August 23, 2011
6. Norman Tax Increment Finance Authority minutes of August 23, 2011
7. City Council Community Planning and Transportation Committee minutes of August 24, 2011

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

YEAS: Councilmembers Dillingham, Ezzell,  
Gallagher, Griffith, Kovach, Lockett,  
Quinn, 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:

PROCLAMATION NO. P-1112-1: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SUNDAY, OCTOBER 2, 2011, AS CROP HUNGER WALK DAY IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1112-1 proclaiming Sunday, October 2, 2011, as Crop Hunger Walk Day 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-1112-1 dated July 5, 2011
2. Proclamation No. P-1112-1

Participants in discussion

1. Mr. Ed Kearns accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1112-1 proclaiming Sunday, October 2, 2011, as Crop Hunger Walk Day in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No. P-1112-1 proclaiming Sunday, October 2, 2011, as Crop Hunger Walk Day in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

PROCLAMATION NO. P-1112-4: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF SEPTEMBER 11 THROUGH 17, 2011, AS NATIONAL ASSISTED LIVING WEEK IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1112-4 proclaiming the week of September 11 through 17, 2011, as National Assisted Living Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. P-1112-4 dated August 26, 2011
2. Proclamation No. P-1112-4

and the question being upon acknowledging receipt of Proclamation No. P-1112-4 proclaiming the week of September 11 through 17, 2011, as National Assisted Living Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No. P-1112-4 proclaiming the week of September 11 through 17, 2011, as National Assisted Living Week in the City of Norman acknowledged; and the filing thereof was directed.

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Item 6, being:

PROCLAMATION NO. P-1112-5: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF SEPTEMBER 17 THROUGH 23, 2011, AS CONSTITUTION WEEK IN THE CITY OF NORMAN.

Councilmember Dillingham moved that receipt of Proclamation No. P-1112-5 proclaiming the week of September 17 through 23, 2011, as Constitution Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. P-1112-5 dated August 30, 2011
2. Proclamation No. P-1112-5

Participants in discussion

1. Ms. Sara Myers Poole, Registrar of the Black Beaver Chapter of the Daughters of the American Revolution, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1112-5 proclaiming the week of September 17 through 23, 2011, as Constitution Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No. P-1112-5 proclaiming the week of September 17 through 23, 2011, as Constitution Week in the City of Norman acknowledged; and the filing thereof was directed.

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Item 7, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 8 through Item 35 excluding Item 12 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 86 through Item 35 excluding Item 12, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Item 8 through Item 35 excluding Item 12 were placed on the consent docket by unanimous vote.

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Item 8, being:

CONSIDERATION OF ORDINANCE NO. O-1011-51 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 AMEND THE ALLOWABLE USES IN A PORTION OF THE PUD CREATED BY ORDINANCE NO. O-0506-3 AND TO PLACE PART OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 10 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Kovach moved that Ordinance No. O-1011-51 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-1011-51 dated March 22, 2011, by Doug Koscinski, Current Planning Manager
2. Ordinance No. O-1011-51
3. Site development plan
4. Location map
5. Staff Report dated April 14, 2011, recommending approval
6. PUD Narrative for Commerce Parkway Addition dated June 13, 2005, with revision dates of June 24, 2005; June 7, 2010; March 14, 2011; and April 8, 2011
7. Pertinent excerpts from Planning Commission minutes of April 14, 2011
8. Pertinent excerpts from Norman Board of Parks Commissioners minutes of April 7, 2011
9. Notice that additional protest letters have been filed as of printing of the September 13, 2011, agenda book
10. Protest area map containing 5.6% protest within the notification area
11. Letter of protest filed August 19, 2011, from Jerry W. Meek, President, Hidden Lake, Section 2, Homeowners Association
12. Letters of protest filed June 27, 2011, from Marcia Ashley and August 19, 2011, from Ron and Marcia Ashley
13. Four letters of protest filed (1) June 27, 2011, and (3) August 19, 2011, from Major and Loveta Morrow for three separate lots
14. Two letters of protest filed August 19, 2011, from Thomas Parker for two separate lots
15. Letter of protest filed August 19, 2011, from Albert Lane
16. Letter of protest filed August 19, 2011, from Stephanie Percival Puckett
17. Letter of protest filed August 19, 2011, from Mohammed Islam
18. Letter of protest filed June 29, 2011, from Steven and Kelly Boyd
19. Letter of protest filed June 29, 2011, from Sadie Willmon-Haque for two separate lots
20. Letter of protest filed June 29, 2011, from Hogi Haque for two separate lots
21. Letters of protest filed June 28, 2011, and September 24, 2011, from Ron and Sheila Gibson
22. Letter of protest filed August 19, 2011, from Darlene R. and Carl Amburn for two separate lots
23. Letter of protest filed August 19, 2011, from Bobbie Smallwood for two separate lots
24. Letter of protest filed July 5, 2011, from Jonathan and Margaret Dobbs
25. Letter of protest filed August 19, 2011, from Cynthia and Chris Womack
26. Letter of protest filed August 19, 2011, from Dot Wells
27. Letters of protest filed August 19, 2011, for two separate lots from Clinton Walker
28. Letter of protest filed August 19, 2011, from Barrett Tomas Husted
29. Letter of protest filed August 19, 2011, from Alexis Stinnett
30. Letter of protest filed August 19, 2011, from Louis W. Ball
31. Letter of protest filed August 19, 2011, from Justin Kammerer for two separate tracts
32. Letter of protest filed August 19, 2011, from Larry Don Fowler
33. Letter of protest filed July 5, 2011, from W.D. Smallwood to Norman Planning Commission
34. Letter of protest filed July 5, 2011, from Wanda Smallwood to Norman Planning and Community Development Department
35. Letter of protest filed July 27, 2011, from Charles and Barbara Smallwood to Planning and Development
36. Letter of protest filed June 27, 2011, from Jan Nelson
37. Letter of protest filed June 27, 2011, from Peggy Ritchie

Item 8, continued:

Items submitted for the record, continued:

38. Letter of protest filed June 28, 2011, from Logan Dunbar
39. Letter of protest filed June 28, 2011, from Paul E. and Katherine Traugh
40. Letter of protest filed June 28, 2011, from Jerry and Reba Schweizerhof
41. Letter of protest filed June 28, 2011, from Dan M. and Carolyn Reynolds
42. Letter of protest filed June 29, 2011, from Velma Wells
43. Letter of protest filed June 29, 2011, from R.F. and Josephine Jaronek
44. Letter of protest filed July 6, 2011, from Victor Jaronek
45. Letter of protest filed June 23, 2011, from Ron Woffard
46. Letter of protest filed June 29, 2011, from Willie and Dorris Long
47. Letter of protest filed June 30, 2011, from Wayne and Laura Bentley
48. Letter of protest filed July 5, 2011, from Jeff McKee
49. Letter of protest filed July 5, 2011, from Virgil Votaw
50. Two letters of protest filed July 11, 2011, from Noel Suddath
51. Letter of protest filed June 27, 2011, from Terry Luetkemeyer
52. Letter of protest filed June 28, 2011, from illegible name
53. Letter of protest filed July 20, 2011, from Rick Davenport
54. Letter of protest filed July 22, 2011, from Richard G. Manley
55. Letter of protest filed August 8, 2011, from Charles Simonds
56. Letter of protest filed August 19, 2011, from Debra K. Frampton
57. Letter of protest filed August 19, 2011, from Ron A. Frampton
58. Letter of protest filed August 19, 2011, from Kyle W. Muse
59. Letter of protest filed August 19, 2011, from Jerry W. Meek
60. Letter of protest filed August 19, 2011, from Rachelle Muse

and the question being upon the Introduction and adoption of Ordinance No. O-1112-51 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1112-51 was Introduced, read, and adopted upon First Reading by title.

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Item 9, being:

ORDINANCE NO. O-1011-55: 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 34, TOWNSHIP 10 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN CO, SUBURBAN OFFICE COMMERCIAL DISTRICT; RM-2, LOW DENSITY APARTMENT DISTRICT; C-2, GENERAL COMMERCIAL DISTRICT; RM-6, MEDIUM DENSITY APARTMENT DISTRICT; R-1, SINGLE FAMILY DWELLING DISTRICT; AND PL. PARKLAND DISTRICT, AND REMOVE THE SAME FROM A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE NORTH SIDE OF INDIAN HILLS ROAD WEST OF 36TH AVENUE N.W.)

Councilmember Kovach moved that Ordinance No. O-1011-55 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-1011-55 dated April 14, 2011, by Doug Koscinski, Current Planning Manager
2. Ordinance No. O-1011-55
3. Site development plan
4. Location map
5. Staff Report dated July 14, 2011, recommending approval
6. Pertinent excerpts from Planning Commission minutes of July 14, 2011
7. Pertinent excerpts from Norman Board of Parks Commissioners minutes of June 2, 2011

## Item 9, continued:

## Items submitted for the record, continued

8. Notice that additional protest letters have been filed as of printing of the September 13, 2011, agenda book
9. Protest area map containing 32.2% protest within the notification area
10. Three Letters of protest filed May 17, May 23, and August 19, 2011, from Dot Wells to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
11. Letter of protest filed June 1, 2011, from Randolph R. and Teresa A Phillips
12. Three letters of protest filed June 2, June 6, and August 19, 2011, from John Nail to Whom It May Concern and Norman City Council
13. Three letters of protest filed June 3, July 19, and July 21, 2011, from Ron Ashley to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
14. Letter of protest filed August 19, 2011, from Ron and Marcia Ashley
15. Letter of protest received June 6, 2011, from Sheila R. Benson, Edmonds Cole Law Firm, to Whom it May Concern
16. Two letters of protest filed June 6 and July 11, 2011, from Christel Van Tuyle to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
17. Letter of protest filed June 6, 2011, from Bob Stoops to Norman Planning Commission
18. Letter of protest filed June 6, 2011, from Donald Milton Davis to Doug Koscinski, Planning and Community Development
19. Two Letters of protest received June 6 and June 17, 2011, from Justin Beddo, Resident and Investment Owner, to Planning and Community Development Department
20. Letter of protest filed June 7, 2011, from Robert and Sharron Ashton to Douglas J. Koscinski, AICP, City of Norman
21. Letter of protest filed July 8, 2011, from John Hamlin to City of Norman
22. Letter of protest filed August 19, 2011, from Timothy W. Eaton, Ph.D., Hillsdale President/Norman Citizen, to City of Norman City Clerk
23. Four letters of protest filed May 26, August 19 (3), and August 24, 2011, from Bobbie Smallwood to Douglas J. Koscinski, AICP, Manager, Current Planning Division for two separate lots
24. Letter of protest filed May 31, 2011, from Marcia Ashley to Douglas J. Koscinski, AICP, Manager Current Planning Division
25. Two letters of protest filed August 19, 2011, from Barrett Tomas Husted to Douglas J. Koscinski, AICP, Manager Current Planning Division
26. Letter of protest filed August 8, 2011, from Charles Simonds, Jr., to Douglas J. Koscinski, AICP, Manager, Current Planning Division
27. Letter of protest filed August 19, 2011, from Alexis Stinnett to Douglas J. Koscinski, AICP, Manager, Current Planning Division
28. Two letters of protest filed August 19, 2011, for two separate lots from Clinton Walker to Douglas J. Koscinski, AICP, Manager, Current Planning Division
29. Two letters of protest filed August 19, 2011, from Louis W. Ball to Douglas J. Koscinski, AICP, Manager, Current Planning Division
30. Two letters of protest filed August 19, 2011, from Justin Kammerer to Douglas J. Koscinski, AICP, Manager, Current Planning Division for two separate lots
31. Four letters of protest dated May 18 and August 19, 2011, (3) from Darlene Amburn to Douglas J. Koscinski, AICP, Manager, Current Planning Division
32. Letter of protest filed June 2, 2011, from Richard G. and Dorothy L. Manley to Douglas J. Koscinski, AICP, Manager, Current Planning Division
33. Letter of protest filed July 22, 2011, from Richard G. Manley, to Douglas J. Koscinski, AICP, Manager, Current Planning Division
34. Letter of protest filed June 6, 2011, from Maggie Dobbs to Douglas J. Koscinski, AICP, Manager, Current Planning Division
35. Letter of protest filed June 2, 2011, from Sadie Willmon-Haque to Douglas J. Koscinski, AICP, Manager, Current Planning Division
36. Letter of protest filed July 1, 2011, from Henry Wundburger to Douglas J. Koscinski, AICP, Manager, Current Planning Division
37. Letter of protest filed June 13 2011, from Rick and Teresa Davenport to Douglas J. Koscinski, AICP, Manager, Current Planning Division
38. Letter of protest filed June 6, 2011, from Greg and Dana Rushing to Douglas J. Koscinski, AICP, Manager, Current Planning Division
39. Letter of protest filed June 3, 2011, from Louis Bertolletti to Douglas J. Koscinski, AICP, Manager, Current Planning Division
40. Letter of protest filed June 3, 2011, from Trina Bertolletti to Douglas J. Koscinski, AICP, Manager, Current Planning Division
41. Four letters of protest filed June 1 and August 19, 2011, (3) from Major and Loveta Morrow to Douglas J. Koscinski, AICP, Manager, Current Planning Division

## Item 9, continued:

## Items submitted for the record, continued

42. Letter of protest filed June 6, 2011, from Michael C. and Logan Dunbar to Douglas J. Kosciński, AICP, Manager, Current Planning Division
43. Letter of protest filed June 6, 2011, from Martha Jones to Douglas J. Kosciński, AICP, Manager, Current Planning Division
44. Letter of protest filed June 6, 2011, from David Krueger to Douglas J. Kosciński, AICP, Manager, Current Planning Division
45. Letter of protest filed May 31, 2011, from Wayne and Laura Bentley to Douglas J. Kosciński, AICP, Manager, Current Planning Division
46. Letter of protest filed June 6, 2011, from Troy Davis to Douglas J. Kosciński, AICP, Manager, Current Planning Division
47. Letter of protest filed June 6, 2011, from Kevin B. Castleman to Douglas J. Kosciński, AICP, Manager, Current Planning Division
48. Letter of protest filed June 8, 2011, from Dale and Wanda Smallwood to Douglas J. Kosciński, AICP, Manager, Current Planning Division
49. Letter of protest filed June 6, 2011, from Carolyn and Dan Reynolds to Douglas J. Kosciński, AICP, Manager, Current Planning Division
50. Letter of protest filed June 6, 2011, from Renee Owen, Heldenbrand Trust, to Douglas J. Kosciński, AICP, Manager, Current Planning Division
51. Letter of protest filed June 6, 2011, from Velma J. Wells to Douglas J. Kosciński, AICP, Manager, Current Planning Division
52. Letter of protest filed June 7, 2011, from Eugene Deal to Douglas J. Kosciński, AICP, Manager, Current Planning Division
53. Letter of protest filed June 6, 2011, from Chad Williamson to Douglas J. Kosciński, AICP, Manager, Current Planning Division
54. Letter of protest filed June 6, 2011, from Joseph Randel Nelson and Janis R. Nelson Sharp to Douglas J. Kosciński, AICP, Manager, Current Planning Division
55. Letter of protest filed May 31, 2011, from James E. and Syble C. Polk to Douglas J. Kosciński, AICP, Manager, Current Planning Division
56. Letter of protest filed May 31, 2011, from Debra and Aaron Mauterer to Douglas J. Kosciński, AICP, Manager, Current Planning Division
57. Letter of protest filed May 31, 2011, from Jerry Mae and Sue Kirk to Douglas J. Kosciński, AICP, Manager, Current Planning Division
58. Letter of protest filed May 23, 2011, from Reba M. Schweizerhof to Douglas J. Kosciński, AICP, Manager, Current Planning Division
59. Letter of protest filed May 20, 2011, from Mrs. Opal L. Followwill to Douglas J. Kosciński, AICP, Manager, Current Planning Division
60. Letter of protest filed May 27, 2011, from Robert A. Hendrick to Douglas J. Kosciński, AICP, Manager, Current Planning Division
61. Letter of protest filed June 2, 2011, from Don and Kathy Ross to Douglas J. Kosciński, AICP, Manager, Current Planning Division
62. Letter of protest filed June 2, 2011, from Jeff and Shawnda Zehr to Douglas J. Kosciński, AICP, Manager, Current Planning Division
63. Letter of protest filed June 2, 2011, from Peggy A. and Don Ritchie to Douglas J. Kosciński, AICP, Manager, Current Planning Division
64. Letter of protest filed June 2, 2011, from Lindle Coleman to Douglas J. Kosciński, AICP, Manager, Current Planning Division
65. Letter of protest filed June 2, 2011, from Ron and Terri Wofford to Douglas J. Kosciński, AICP, Manager, Current Planning Division
66. Letter of protest filed June 1, 2011, from Noel Suddath to Douglas J. Kosciński, AICP, Manager, Current Planning Division
67. Letter of protest filed June 1, 2011, from Dwight Shropshire to Douglas J. Kosciński, AICP, Manager, Current Planning Division
68. Letter of protest filed June 1, 2011, from Melvin Thomas to Douglas J. Kosciński, AICP, Manager, Current Planning Division
69. Letter of protest filed June 1, 2011, from Paul E. and Katherine Traugh to Douglas J. Kosciński, AICP, Manager, Current Planning Division
70. Letter of protest filed June 1, 2011, from Randolph R. and Teresa A. Phillips to Douglas J. Kosciński, AICP, Manager, Current Planning Division
71. Letter of protest filed June 1, 2011, from Virgil R. and Hilde M. Votaw to Douglas J. Kosciński, AICP, Manager, Current Planning Division
72. Letter of protest filed May 31, 2011, from Mr. and Mrs. Jerald Kliewer to Douglas J. Kosciński, AICP, Manager, Current Planning Division
73. Letter of protest filed May 27, 2011, from Willie and Dorris Long to Douglas J. Kosciński, AICP, Manager, Current Planning Division
74. Letter of protest filed August 19, 2011, from Carl Amburn

Item 9, continued:

Items submitted for the record, continued

75. Four letters of protest dated August 19, 2011, from Thomas Parker for two separate lots
76. Three letters of protest dated June 6 and (2) August 19, 2011, from Jerry W. Meek to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
77. Letter of protest dated June 6, 2011, from Kenny Ritchie to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
78. Letter of protest dated June 6, 2011, from Tiffani Ritchie to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
79. Two letters of protest dated June 6 and August 19, 2011, from Kyle Muse to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
80. Letter of protest dated June 6 and August 19, 2011, from Rachele Muse to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
81. Letter of protest dated June 6, 2011, from Keith and Ashleigh Muse to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
82. Letter of protest dated June 6, 2011, from Laurie Nunno to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
83. Two letters of protest filed June 6 and August 19, 2011, from Debra K. Frampton to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
84. Letter of protest filed August 19, 2011, from Ron A. Frampton
85. Letter of protest dated June 6, 2011, from Richard F. Sigal to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
86. Letter of protest filed June 6, 2011, from Mary Sigal to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
87. Letter of protest filed June 6, 2011, from Talisha Fogel to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
88. Letter of protest filed June 6, 2011, from Tony Jones to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
89. Letter of protest dated June 6, 2011, from William B. Moody to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
90. Letter of protest filed June 6, 2011, from Nanci Ramos to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
91. Letter of protest filed June 6, 2011, from Dan Ramos to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
92. Letter of protest filed June 6, 2011, from Kim Masters to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
93. Letter of protest filed June 6, 2011, from Debbie Combs to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
94. Letter of protest filed June 6, 2011, from Adrian E. Savage to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
95. Letter of protest filed June 6, 2011, from Kelley Thomas to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
96. Letter of protest filed June 6, 2011, from David and Eva Saffer to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
97. Letter of protest filed June 6, 2011, from Dave Shannon to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
98. Letter of protest dated June 6, 2011, from John W. Bowland to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
99. Letter of protest filed June 6, 2011, from Sheila Clifton to Mr. Douglas J. Koscinski, AICP, Manager, Current Planning Division
100. Letter of protest filed August 19, 2011, from Kathy Jo Kindler
101. Two letters of protest filed August 19, 2011, from Chris Womack
102. Two letters of protest filed August 19, 2011, from Albert Lane
103. Letter of protest filed August 19, 2011, from Mohammed Islam
104. Letter of protest filed August 19, 2011, from Stephanie Percival Puckett
105. Letter of protest filed August 24, 2011, from Larry Don Fowler

and the question being upon the Introduction and adoption of Ordinance No. O-1011-55 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-55 was Introduced, read, and adopted upon First Reading by title.

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Item 10, being:

ORDINANCE NO. O-1112-10: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION NOS. 2-112, 2-113, 2-114, 2-115, 2-116, 2-117, 2-118 AND 2-119 OF CHAPTER 2 OF THE CODE OF THE CITY OF NORMAN SO AS TO REVISE THE DESCRIPTION OF WARD BOUNDARY LINES FOR WARDS ONE, TWO, THREE, FOUR, FIVE, SIX, SEVEN AND EIGHT OF THE CITY OF NORMAN; SO AS TO PROVIDE FOR THE REPEALING OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Kovach moved that Ordinance No. O-1112-10 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-1112-10 dated August 30, 2011, by Joyce Green, GIS Services Manager
2. Ordinance No. O-1112-10 with Exhibit A, proposed ward map
3. Legislatively notated copy of Ordinance No. O-1112-10
4. Resolution No. RCR-1112-1 with Exhibit A, proposed ward map
5. Proposed wards by population
6. Pertinent excerpts from Reapportionment Commission minutes of August 17 and August 29, 2011

Participants in discussion

1. Ms. Jacy Crosbie, 204 Mountain Oaks Drive, protestant

and the question being upon the Introduction and adoption of Ordinance No. O-1112-10 upon First Reading by title, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-10 was Introduced, read, and adopted upon First Reading by title.

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Item 11, being:

ORDINANCE NO. O-1112-14: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA ADDING ARTICLE V. COMPRESSED NATURAL GAS, SECTION 2-501 TO CHAPTER 2, OF THE CODE OF THE CITY OF NORMAN PROVIDING FOR THE PRICING OF COMPRESSED NATURAL GAS OFFERED TO OTHER GOVERNMENTAL ENTITIES AND THE GENERAL PUBLIC; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Kovach moved that Ordinance No. O-1112-14 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-1112-14 dated September 6, 2011, by Leah Messner, Assistant City Attorney
2. Ordinance No. O-1112-14
3. Legislatively notated copy of Ordinance No. O-1112-14

and the question being upon the Introduction and adoption of Ordinance No. O-1112-14 upon First Reading by title, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-14 was Introduced, read, and adopted upon First Reading by title.

\* \* \* \* \*

Item 12, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

ANIMAL WELFARE OVERSIGHT COMMITTEE  
JAYNE CRUMPLEY, 423 ELM AVENUE

BICYCLE ADVISORY COMMITTEE  
TERM: 09-13-11 TO 02-13-15: THOMAS WOODFIN, 232 NESS DRIVE

ENFORCEMENT AUTHORITY  
TERM: 09-13-11 TO 09-01-13: ELIZABETH WINDES, 1862 ROLLING HILLS  
TERM: 09-01-11 TO 09-01-14: RICHARD HILBERT 529 GARLAND COURT  
TERM: 09-01-11 TO 09-01-14: NINA FLANNERY, 428 ELM AVENUE

ENVIRONMENTAL CONTROL ADVISORY BOARD  
TERM: 09-13-11 TO 10-27-12: DARREN ALEXANDER, 1132 SPARROW HAWK DRIVE  
TERM 09-13-11 TO 10-27-13: LINDA GOERINGER, 824 S. FLOOD AVENUE  
TERM: 09-13-11 TO 10-27-14: AMANDA NAIRN, 1629 WILDERNESS DRIVE

GREENBELT COMMISSION  
TERM: 07-13-11 TO 07-13-14: MARY PETERS, 1126 LOIS STREET  
TERM: 09-13-11 TO 07-13-14: MARK KRITTENBRINK, 423 W. EUFAULA STREET

HISTORIC DISTRICT COMMISSION  
TERM: 09-13-11 TO 10-26-12: DAVID JOHN, 410 SOUTH PETERS AVENUE  
TERM: 10-26-11 TO 10-26-14: RUSSELL KAPLAN, 4503 CHUKKAR COURT  
TERM: 10-26-11 TO 10-26-14: RANGAR CLINE, 620 MILLER AVENUE  
TERM: 10-26-11 TO 10-26-14: ANAIS STARR, 1230 WEST BROOKS STREET

NORMAN REGIONAL HOSPITAL AUTHORITY  
TERM: 10-31-11 TO 10-31-14: MARYANNE MALETZ, 705 WESTRIDGE TERRACE  
TERM: 10-31-11 TO 10-31-14: RUSS MCREYNOLDS, #5 MOCKINGBIRD COURT  
TERM: 10-31-11 TO 10-31-14: ROBIN WIENS CAMPBELL, 3805 CHAMBERLYNE WAY

PUBLIC ARTS BOARD  
TERM: 10-23-11 TO 10-23-14: JANA MORING, 429 WEST COMANCHE STREET

SOCIAL AND VOLUNTARY SERVICES  
TERM: 09-13-11 TO 12-09-13: BASHA HARTLEY, 6351 CORKY DRIVE

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

Items submitted for the record

1. Text File No. AP-1112-7 dated August 30, 2011, by Brenda Hall, City Clerk

Thereupon, Councilmember Kovach moved that the appointments be postponed until September 27, 2011, which motion was duly seconded by Councilmember Gallagher;

Thereupon, Councilmember Kovach withdrew his motion with concurrence from the second.

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

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

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

\* \* \* \* \*

Item 13, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE WASTEWATER OVERSIGHT COMMITTEE ANNUAL REPORT AS OF JUNE 30, 2011.

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-1112-4 dated August 4, 2011, by Suzanne Krohmer, Budget Manager
2. The City of Norman Wastewater Oversight Committee Annual Report as of June 30, 2011
3. Citizen's Wastewater Oversight Committee Meeting minutes of July 19, 2011

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 Dillingham, Ezzell,  
Gallagher, Griffith, Kovach, Lockett,  
Quinn, Mayor Rosenthal

NAYES: None

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

\* \* \* \* \*

Item 14, being:

CONSIDERATION AND AWARDED OF BID NO. 1112-04 FOR THREE (3) TRAFFIC SIGNAL CONTROLLER & CABINET ASSEMBLIES FOR THE TRAFFIC CONTROL DIVISION.

Councilmember Kovach moved that the bid as meeting specifications be accepted and the bid in the amount of \$15,032.33 each for a total bid price of \$45,127 be awarded to Mid-American Signal, Inc., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. BID-1112-04 dated August 8, 2011, by Gary Jennings, Traffic Control Supervisor
2. Bid tabulation for three (3) controller and cabinet assemblies

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

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

NAYES: None

The Mayor declared the motion carried and the bid as meeting specifications accepted; and the bid in the amount of \$15,032.33 each for a total bid price of \$45,127 was awarded to Mid-American Signal, Inc., as the lowest and best bidder meeting specifications.

\* \* \* \* \*

Item 15, being:

CONSIDERATION AND AWARDING OF BID NO. 1112-05 FOR THE INSTALLATION AND MAINTENANCE OF PAVEMENT MARKINGS FOR THE TRAFFIC CONTROL DIVISION.

Councilmember Kovach moved that all bids meeting specifications on Section 1 be accepted and the bid be awarded to Roadsafe Traffic Systems, Inc., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. BID-1112-05 dated August 8, 2011, by Gary Jennings, Traffic Control Supervisor
2. Bid tabulation for hot applied thermoplastic pavement markings

and the question being upon accepting all bids meeting specifications on Section 1 and upon the subsequent awarding of the bid, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Section 1 accepted; and the bid was awarded to Roadsafe Traffic Systems, Inc., as the lowest and best bidder meeting specifications.

Thereupon, Councilmember Kovach moved that all bids meeting specifications on Section 2 be accepted and the bid be awarded to Direct Traffic Control as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. BID-1112-05 dated August 8, 2011, by Gary Jennings, Traffic Control Supervisor
2. Bid tabulation for raised pavement parkers – Class C

and the question being upon accepting all bids meeting specifications on Section 2 and upon the subsequent awarding of the bid, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Section 2 accepted; and the bid was awarded to Direct Traffic Control as the lowest and best bidder meeting specifications.

\* \* \* \* \*

Item 16, being:

CONSIDERATION AND AWARDING OF BID NO. 1112-09 FOR THE PURCHASE OF FLUORESCENT TRAFFIC CONES FOR THE TRAFFIC CONTROL DIVISION.

Councilmember Kovach moved that all bids meeting specifications be accepted and the bid in the amount of \$9.90 per cone be awarded to Barco Municipal Products, Inc., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. BID-1112-09 dated August 15, 2011, by Gary Jennings, Traffic Control Supervisor
2. Bid tabulation for fluorescent traffic cones

Item 16, continued:

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

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

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications accepted; and the bid in the amount of \$9.90 per cone was awarded to Barco Municipal Products, Inc., as the lowest and best bidder meeting specifications.

\* \* \* \* \*

Item 17, being:

CONSIDERATION AND AWARDING OF BID NO. 1112-15 FOR THE PURCHASE OF TWENTY (20) 2 CUBIC YARD FRONT-LOAD CONTAINERS, AND EIGHTY (80) 8 CUBIC YARD FRONT-LOAD CONTAINERS FOR THE SANITATION DIVISION.

Acting as the Norman Municipal Authority, Trustee Kovach moved that all bids meeting specifications be accepted and the bid in the amount of \$77,600 be awarded to Roll-Offs USA as the lowest and best bidder meeting specifications, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. BID-1112-15 dated August 15, 2011, by Scottie Williams, Sanitation Superintendent
2. Bid tabulation dated August 11, 2011, for front load refuse containers

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

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

NAYES: None

The Chairman declared the motion carried and all bids meeting specifications accepted; and the bid in the amount of \$77,600 was awarded to Roll-Offs USA as the lowest and best bidder meeting specifications.

\* \* \* \* \*

Item 18, being:

CONSIDERATION OF REQUEST FOR PROPOSAL NO. RFP-1112-16; CONTRACT NO. K-1112-53 WITH TOM'S QUALITY CONSTRUCTION IN THE AMOUNT OF \$69,500; PERFORMANCE BOND NO. B-1112-9; STATUTORY BOND NO. B-1112-10; MAINTENANCE BOND NO. MB-1112-10; AND RESOLUTION NO. R-1112-35 FOR THE HISTORICAL MUSEUM INTERIOR REPAIRS PROJECT.

Councilmember Kovach moved that Request for Proposal No. RFP-1112-16 from Tom's Quality Construction for the Historical Museum Interior Repairs Project be accepted; Contract No. K-1112-53 in the amount of \$69,500 and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; and Resolution No. R-1112-35 be adopted, which motion was duly seconded by Councilmember Griffith;

Item 18, continued:

Items submitted for the record

1. Text File No. K-1112-53 dated August 29, 2011, by James Briggs, Park Planner
2. Tabulation of proposals dated August 26, 2011, for the Historical Museum Interior Repairs Project
3. Contract No. K-1112-53
4. Performance Bond No. B-1112-9
5. Statutory Bond No. B-1112-10
6. Maintenance Bond No. MB-1112-10
7. Resolution No. R-1112-35
8. Purchase Requisition No. 0000191314 dated September 6, 2011, in the amount of \$69,500 to Tom Fredgren

and the question being upon accepting Request for Proposal No. RFP-1112-16 from Tom's Quality Construction for the Historical Museum Interior Repairs Project and upon the subsequent acceptance, authorization, directive, and adoption, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Request for Proposal No. RFP-1112-16 from Tom's Quality Construction for the Historical Museum Interior Repairs Project accepted; Contract No. K-1112-53 in the amount of \$69,500 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; and Resolution No. R-1112-35 was adopted.

\* \* \* \* \*

Item 19, being:

LIMITED LICENSE NO. LL-1112-3: LIMITED LICENSE TO PLACE FIFTY-THREE (53) POLE BANNERS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM CAMPUS CORNER ASSOCIATION DURING THE UNIVERSITY OF OKLAHOMA FOOTBALL SEASON.

Councilmember Kovach moved that Limited License No. LL-1112-3 to place fifty-three (53) pole banners within the public right-of-way pursuant to a request from Campus Corner Association be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. LL-1112-3 dated August 24, 2011, by Wayne Stenis, Planner II
2. Letter of request dated August 10, 2011, from H. Rainey Powell, Campus Corner Association, to Brenda Hall, City Clerk
3. List of banner locations
4. Limited License No. LL-1112-3
5. Picture of banner

and the question being upon approving Limited License No. LL-1112-3 to place fifty-three (53) pole banners within the public right-of-way pursuant to a request from Campus Corner Association and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1112-3 to place fifty-three (53) pole banners within the public right-of-way pursuant to a request from Campus Corner Association approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 20, being:

LIMITED LICENSE NO. LL-1112-4; LIMITED LICENSE TO PLACE TWENTY-TWO (22) "GOAL-A-METER" SIGNS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE UNITED WAY OF NORMAN.

Councilmember Kovach moved that Limited License No. LL-1112-4 be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File Report for Limited License No. LL-1112-4 dated August 25, 2011, by Wayne Stenis, Planner II
2. Application for Limited License for twenty-two banners dated April 1, 2011, from the United Way of Norman, with list of locations of "Goal-A-Meters"
3. Limited License No. LL-1112-4

and the question being upon approving Limited License No. LL-1112-4 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1112-4 approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 21, being:

LIMITED LICENSE NO. LL-1112-5: LIMITED LICENSE TO PLACE ONE (1) GROUND BANNER AND FOUR (4) SIGNS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM FRIENDS OF THE NORMAN LIBRARY FOR THE ANNUAL BOOK SALE TO BE HELD OCTOBER 14 THROUGH 17, 2011.

Councilmember Kovach moved that Limited License No. LL-1112-5 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. LL-1112-5 dated August 30, 2011, by Wayne Stenis, Planner II
2. Letter of request dated August 29, 2011, from Simon H. Rudnick, 2011 Book Sale Co-Chair, Friends of the Norman Library, to Brenda Hall, City Clerk
3. Application for Limited License dated August 29, 2011, for one banner and four signs from Simon H. Rudnick for the Friends of the Norman Library
4. Location map
5. Limited License No. LL-1112-5

and the question being upon approving Limited License No. LL-1112-5 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1112-5 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 22, being:

ADDENDUM NO. ONE TO CONTRACT NO. K-0405-127: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND NORMAN YOUTH SOCCER ASSOCIATION FOR THE USE OF GRIFFIN COMMUNITY PARK.

Councilmember Kovach moved that Addendum No. One to Contract No. K-0405-127 with Norman Youth Soccer Association 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-0405-127, Addendum No. One, dated August 26, 2011, from Jud Foster, Director of Parks and Recreation
2. Addendum No. One to Contract No. K-0405-127

and the question being upon approving Addendum No. One to Contract No. K-0405-127 with Norman Youth Soccer Association and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Addendum No. One to Contract No. K-0405-127 with Norman Youth Soccer Association approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 23, being:

AMENDMENT NO. FOUR TO CONTRACT NO. K-0708-42: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND RJN GROUP, INC., IN AN AMOUNT NOT-TO-EXCEED \$262,650 TO PROVIDE PERMANENT WASTEWATER FLOW METERING SERVICES AND EXTENDING THE CONTRACT UNTIL AUGUST 27, 2013.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Amendment No. Four to Contract No. K-0708-42 with RJN Group, Inc., in an amount not-to-exceed \$262,650 and extending the contract until August 27, 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-0708-42, Amendment No. Four, dated August 23, 2011, by David Hager, Utilities Superintendent
2. Amendment No. Four to Contract No. K-0708-42 with Attachment A, Scope of Services, Schedule, and Compensation
3. Purchase Requisition No. 0000191035 dated August 30, 2011, in the amount of \$262,650 to RJN Group, Inc.

and the question being upon approving Amendment No. Four to Contract No. K-0708-42 with RJN Group, Inc., in an amount not-to-exceed \$262,650 and extending the contract until August 27, 2013, and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Chairman declared the motion carried and Amendment No. Four to Contract No. K-0708-42 with RJN Group, Inc., in an amount not-to-exceed \$262,650 and extending the contract until August 27, 2013, approved; the execution thereof was authorized.

\* \* \* \* \*

Item 24, being:

AMENDMENT NO. TWO TO CONTRACT NO. K-0809-45: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND NEXTEL WEST CORPORATION TO PROVIDE ADDITIONAL EQUIPMENT, AND SERVICES AS PART OF THE FREQUENCY CONFIGURATION AGREEMENT FOR THE 800 MEGAHERTZ (MHZ) COMMUNICATION SYSTEM.

Councilmember Kovach moved that Amendment No. Two to Contract No. K-0809-45 with Nextel West Corporation 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-0809-45, Amendment No. One, dated August 22, 2011, by Lance Terry, Communications Center Supervisor
2. Amendment No. Two to Contract No. K-0809-45 with Schedule C, Revised, Cost Estimate – Certified Request; and Schedule D, replaces previous Schedule D, (1) Loaned Configuration Equipment; (2) Replacement Equipment; (3) Replaced Equipment; (4) Motorola Schedule D Equipment; and (5) Motorola Replaced Equipment

and the question being upon approving Amendment No. Two to Contract No. K-0809-45 with Nextel West Corporation and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Amendment No. Two to Contract No. K-0809-45 with Nextel West Corporation approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 25, being:

CHANGE ORDER NO. ONE TO CONTRACT NO. K-0910-172: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND RED CLIFF, INC., INCREASING THE CONTRACT AMOUNT BY \$40,504.88 AND EXTENDING THE CONTRACT BY 165 CALENDAR DAYS FOR THE RAW WATER LINE PROJECT, PHASE I.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Change Order No. One to Contract No. K-0910-172 with Red Cliff, Inc., increasing the contract amount by \$40,504.88 and extending the contract by 165 calendar days 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-0910-172 dated August 29, 2011, by Chris Mattingly, Water Treatment Superintendent
2. Change Order No. One to Contract No. K-0910-172

and the question being upon approving Change Order No. One to Contract No. K-0910-172 with Red Cliff, Inc., increasing the contract amount by \$40,504.88 and extending the contract by 165 calendar days and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Chairman declared the motion carried and Change Order No. One to Contract No. K-0910-172 with Red Cliff, Inc., increasing the contract amount by \$40,504.88 and extending the contract by 165 calendar days approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 26, being:

CONTRACT NO. K-1112-12: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE ALTERNATIVE DISPUTE RESOLUTION SYSTEM OF THE STATE OF OKLAHOMA TO PROVIDE A DISPUTE MEDIATION PROGRAM FOR THE CITY OF NORMAN THROUGH JUNE 30, 2012.

Councilmember Kovach moved that Contract No. K-1112-12 with the Alternative Dispute Resolution System of the State of Oklahoma through June 30, 2012, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1112-12 dated August 31, 2011, by Jeanne Snider, Assistant City Attorney
2. Contract No. K-1112-12

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Contract No. K-1112-12 with the Alternative Dispute Resolution System of the State of Oklahoma through June 30, 2012, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Dillingham, Ezzell, Gallagher, Griffith, Kovach, Lockett, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1112-12 with the Alternative Dispute Resolution System of the State of Oklahoma through June 30, 2012, approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 27, being:

CONTRACT NO. K-1112-43: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND H.W. LOCHNER, INC., IN THE AMOUNT OF \$42,920 TO PROVIDE SCOPING SERVICES FOR A COMPREHENSIVE TRANSPORTATION PLAN AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-1112-43 with H.W. Lochner, Inc., in the amount of \$42,920 be approved, the execution thereof be authorized, and \$12,920 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TC0248, Transportation Master Plan Scoping Study (050-9056-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1112-43 dated August 29, 2011, by David Riesland, Assistant Traffic Engineer with attached Summary of Budget Requirements
2. Contract No. K-1112-43 with Attachment A, Scope of Services; Attachment B, Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities

Participants in discussion

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

and the question being upon approving Contract No. K-1112-43 with H.W. Lochner, Inc., in the amount of \$42,920 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Dillingham, Ezzell, Gallagher, Griffith, Kovach, Lockett, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1112-43 with H.W. Lochner, Inc., in the amount of \$42,920 approved; the execution thereof was authorized and \$12,920 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TC0248, Transportation Master Plan Scoping Study (050-9056-431.62-01).

\* \* \* \* \*

Item 28, being:

CONTRACT NO. K-1112-47: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND FOOTBALL ACADEMY, INC. FOR THE USE OF THE GRIFFIN PARK FOOTBALL FIELDS.

Councilmember Kovach moved that Contract No. K-1112-47 with Football Academy, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1112-47 dated August 26, 2011, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1112-47 with Exhibit A, Responsibilities of Football Academy, Inc., and Exhibit B, Responsibilities of the City of Norman
3. Location map

and the question being upon approving Contract No. K-1011-47 with Football Academy, Inc., and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract No. K-1011-47 with Football Academy, Inc., approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 29, being:

CONSIDERATION OF THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$95,500 FROM THE OKLAHOMA HIGHWAY SAFETY OFFICE TO BE USED BY THE POLICE DEPARTMENT FOR ENFORCEMENT AND/OR EDUCATION OF IMPAIRED DRIVING; TRAFFIC COLLISION RECONSTRUCTION; SEAT BELT AND MANDATORY CHILD RESTRAINT LAWS; AND SEAT BELT COMPLIANCE, APPROVAL OF CONTRACT NO. K-1112-50, AND BUDGET APPROPRIATION.

Councilmember Kovach moved that a grant in the amount of \$95,500 from the Oklahoma Highway Safety Office to be used by the Police Department be accepted; Contract No. K-1112-50 be approved; execution of the contract be authorized; and \$95,500 be appropriated from the Special Grant Fund Balance (022-0000-253.30-00) designating \$81,000 to Other Salaries/Overtime-Regular (022-6019-421.21-10) and \$14,500 to Professional Service/Training and Development (022-6019-421.40-17); and upon reimbursement, deposit the funds into Other Revenue/Traffic & Alcohol Enforcement (022-0000-331.13-40), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1112-50 dated August 22, 2011, by Captain Kevin Foster
2. Letter dated August 12, 2011, from J. Kevin Behrens, Interim Director, Oklahoma Highway Safety Office, to Captain Kevin Foster, Norman Police Department
2. Contract No. K-1112-50 with attached Project Director's Report and Law Enforcement Activity Report

and the question being upon accepting a grant in the amount of \$95,500 from the Oklahoma Highway Safety Office to be used by the Police Department and upon the subsequent approval, authorization, appropriation and deposit, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and a grant in the amount of \$95,500 from the Oklahoma Highway Safety Office to be used by the Police Department accepted; Contract No. K-1112-50 approved; execution of the contract was authorized; \$95,500 was appropriated from the Special Grant Fund Balance (022-0000-253.30-00) designating \$81,000 to Other Salaries/Overtime-Regular (022-6019-421.21-10) and \$14,500 to Professional Service/Training and Development (022-6019-421.40-17); and upon reimbursement, the funds will be deposited into Other Revenue/Traffic & Alcohol Enforcement (022-0000-331.13-40).

\* \* \* \* \*

Item 30, being:

CONTRACT NO. K-1112-51: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND OPTIMIST CLUB OF NORMAN FOR THE USE OF THE REAVES PARK AND GRIFFIN PARK AND TERMINATION OF CONTRACT NOS. K-0607-51 AND K-0809-141.

Councilmember Kovach moved that Contract No. K-1112-51 with the Optimist Club of Norman be approved and the execution thereof be authorized and Contract Nos. K-0607-51 and K-0809-141 be terminated, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1112-51 dated August 29, 2011, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1112-51 with Exhibit A, Responsibilities of Norman Optimist Club at Reaves Park and Griffin Park, Exhibit B, Responsibilities of the City of Norman at Reaves Park and Griffin Park
3. Contract No. K-0607-51 with Exhibit A, Responsibilities of the Norman Optimist Club, Inc., and Exhibit B, Responsibilities of the City of Norman
4. Contract No. K-0809-141 with Exhibit A, Responsibilities of the Norman Optimist Club and Exhibit B, Responsibilities of the City of Norman
5. Location map of Reaves Park
6. Location map of Griffin Community Park

and the question being upon approving Contract No. K-1112-51 with the Optimist Club of Norman and upon the subsequent authorization and termination, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract No. K-1112-51 with the Optimist Club of Norman approved; the execution thereof was authorized and Contract Nos. K-0607-51 and K-0809-141 were terminated.

\* \* \* \* \*

Item 31, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$46,367.06 REGARDING WILLARD D. STEPHENS VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC 2010-06080 J.

Councilmember Kovach moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Court Order be authorized, and payment of claims totaling \$46,367.06 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1112-15 dated August 22, 2011, by Blaine Nice, Assistant City Attorney with Attachment No. 2, List of Payments to Willard Dewayne "Wayne" Stephens
2. Workers' Compensation Court Order No. WCC 2010-06080J filed August 16, 2011
3. Purchase Requisition No. 0000190619 dated August 22, 2011, in the amount of \$15,796 to Willard D. Stephens and Rodney D. Ferguson
4. Purchase Requisition No. 0000190621 dated August 22, 2011, in the amount of \$897.50 to Workers' Compensation Administration Fund Tax
5. Purchase Requisition No. 0000190622 dated August 22, 2011, in the amount of \$336.56 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000190623 dated August 22, 2011, in the amount of \$140 to Workers' Compensation Court
7. Purchase Requisition No. 0000190625 dated August 22, 2011, in the amount of \$118 to Cleveland County Court Clerk

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

Item 31, continued:

and the question being upon approving the City Attorney's recommendation and upon the subsequent authorization and directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Court Order was authorized and payment of claims totaling \$46,367.06 which will constitute judgment against the City of Norman was directed.

\* \* \* \* \*

Item 32, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$26,632.38 REGARDING GREGORY W. HARRIS VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC 2011-02806 J.

Councilmember Kovach moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Court Order be authorized, and payment of claims totaling \$26,632.38 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record:

1. Text File No. GID-1112-16 dated August 23, 2011, by Blaine Nice, Assistant City Attorney, Attachment No. 2, List of Payments to Gregory W. Harris
2. Workers' Compensation Court Order No. WCC 2011-02806J filed August 18, 2011
3. Purchase Requisition No. 0000190685 dated August 23, 2011, in the amount of \$18,057.70 to Gregory W. Harris and John R. Colbert
4. Purchase Requisition No. 0000190686 dated August 23, 2011, in the amount of \$513.37 to Workers' Compensation Administration Fund Tax
5. Purchase Requisition No. 0000190687 dated August 23, 2011, in the amount of \$192.51 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000190688 dated August 23, 2011, in the amount of \$140 to Workers' Compensation Court
7. Purchase Requisition No. 0000190689 dated August 23, 2011, in the amount of \$118 to Cleveland County Court Clerk

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving the City Attorney's recommendation and upon the subsequent authorization and directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Court Order was authorized and payment of claims totaling \$26,632.38 which will constitute judgment against the City of Norman was directed.

\* \* \* \* \*

Item 33, being:

RESOLUTION NO. R-1112-33: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$14,000 FROM THE STATE SEIZURE FUND BALANCE TO PURCHASE SURVEILLANCE EQUIPMENT FOR THE POLICE DEPARTMENT.

Councilmember Kovach moved that Resolution No. R-1112-33 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1112-33 dated August 22, 2011, by Captain Darry Stacy
2. Resolution No. R-1112-33

and the question being upon adopting Resolution No. R-1112-33, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1112-33 was adopted.

\* \* \* \* \*

Item 34, being:

RESOLUTION NO. R-1112-34: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING JOINT PETITION SETTLEMENT OF A CLAIM FILED BY KIMBERLY SUE MITCHELL UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF *KIMBERLY SUE MITCHELL V. THE CITY OF NORMAN*, WORKERS' COMPENSATION CASE NO. WCC 2011-01046 L; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COURT JUDGMENTS FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Kovach moved that Resolution No. R-1112-34 be adopted and payment of claims which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1112-34 dated August 25, 2011, by Blaine Nice, Assistant City Attorney
2. Resolution No. R-1112-34
3. Purchase Requisition No. 0000190803 dated August 25, 2011, in the amount of \$39,975 to Kim Mitchell and Laura Shaeffer
4. Purchase Requisition No. 0000190804 dated August 25, 2011, in the amount of \$799.50 to Workers Compensation Administrative Fund
5. Purchase Requisition No. 0000190805 dated August 25, 2011, in the amount of \$299.81 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000190806 dated August 25, 2011, in the amount of \$140 to Workers' Compensation Court Clerk
7. Purchase Requisition No. 0000190808 dated August 25, 2011, in the amount of \$118 to Cleveland County District Court Clerk

and the question being upon adopting Resolution No. R-1112-34 and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1112-34 adopted; and payment of claims which will constitute judgment against the City of Norman was directed.

\* \* \* \* \*

Item 35, being:

RESOLUTION NO. R-1112-36: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA APPROVING THE CITY OF NORMAN'S PARTICIPATION IN A COOPERATIVE PLANNING EFFORT WITH THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) TO SHARE IN THE TWENTY PERCENT LOCAL MATCH REQUIRED TO ACCESS FEDERAL FUNDS FOR A COMMUTER CORRIDOR ALTERNATIVES ANALYSIS FOR CENTRAL OKLAHOMA IN AN AMOUNT THAT IS PROPORTIONATE TO NORMAN'S TOTAL 2010 POPULATION.

Councilmember Kovach moved that Resolution No. R-1112-36 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1112-36 dated August 30, 2011, by Susan Connors, Director of Planning and Community Development with Attachment A, chart showing the proportionate share for the participating cities
2. Resolution No. R-1112-36

Participants in discussion

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

and the question being upon adopting Resolution No. R-1112-36, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1112-36 was adopted.

\* \* \* \* \*

Item 36, being:

ORDINANCE NO. O-1112-3: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A UTILITY AND DRAINAGE EASEMENT LOCATED ALONG THE SOUTH BOUNDARY OF LOTS 21, 22, AND 23, AND ALONG THE NORTH BOUNDARY OF LOTS 24, 25, AND 26, LOCATED IN BLOCK 5, NRH MEDICAL PARK WEST ADDITION, SECTION 4, TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1112-3 having been Introduced and adopted upon First Reading by title in City Council's meeting of August 23, 2011, Councilmember Quinn moved that Ordinance No. O-1112-3 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-1112-3 dated June 21, 2011, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1112-3
3. Location map
4. Memorandum dated June 9, 2011, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Doug Kosciński, Current Planning Manager; Ken Danner, Development Coordinator; and Ken Komiske, Director of Utilities
5. Petition to close easement in NRH Medical Park West Addition, Section 4, dated June 9, 2011, from H.L. Heiple, Attorney-Agent, Heiple Law Offices, for NRH Medical Park West, L.L.C., to City of Norman c/o City Clerk Brenda Hall
6. Abstractor's Special Certificate dated May 27, 2011, from Terrell Dodson, Bonded Abstractor, Old Republic Title Company of Oklahoma
7. Radius map
8. Letter dated July 5, 2011, from Timothy J. Bailey, Right-of-Way Agent, Oklahoma Gas and Electric Company, to Ken Danner, Development Coordinator
9. Letter dated June 24, 2011, from Thad Peterson, Supervisor of Engineering Services, Oklahoma Electric Cooperative, to Ken Danner, Development Coordinator
10. Staff Report dated July 14, 2011, recommending approval with condition
11. Pertinent excerpts from Planning Commission minutes of July 14, 2011

Participants in discussion

1. Mr. Harold Heiple, 218 East Eufaula Street, attorney representing the applicant

Item 36, continued:

and the question being upon adopting Ordinance No. O-1112-3 upon Second Reading section by section, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-3 was adopted upon Second Reading section by section.

Thereupon, Councilmember Quinn moved that Ordinance No. O-1112-3 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Gallagher; and the question being upon adopting Ordinance No. O-1112-3 upon Final Reading as a whole, the roll was called with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-3 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 37, being:

**ORDINANCE NO. O-1112-4:** AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A UTILITY EASEMENT ALONG THE REAR PROPERTY LINE OF LOTS 1 THROUGH 20 AND LOTS 25 THROUGH 44, BLOCK 1, HARDIE-RUCKER ADDITION TO THE CITY OF NORMAN, CLEVELAND, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1112-4 having been Introduced and adopted upon First Reading by title in City Council's meeting of August 23, 2011, Councilmember Quinn moved that Ordinance No. O-1112-4 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-1112-4 dated June 21, 2011, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1112-4
3. Location map
4. Memorandum dated June 15, 2011, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Doug Kosciński, Current Planning Manager; Ken Danner, Development Coordinator; and Ken Komiske, Director of Utilities
5. Letter dated June 14, 2011, from Mark Caywood, General Counsel, Smith Roberts Baldischwiler, L.L.C., to City Clerk
6. Petition dated May 31, 2011, from Nicholas S. Hathaway, Executive Vice President and Vice President for Administration and Finance, the Board of Regents of the University of Oklahoma, to City of Norman, Oklahoma, with Exhibit "A", Legal Description
7. Certificate of Bonded Abstractor dated April 14, 2011, from Mitzi Combs, Abstractor License No. 93, First American Title and Trust Company
8. Location map
9. Letter dated June 24, 2011, from Thad Peterson, Supervisor of Engineering Services, Oklahoma Electric Cooperative, to Ken Danner, Development Coordinator
10. Letter dated June 30, 2011, from Cody Bennett, Team Leader, Oklahoma Natural Gas Company, a Division of ONEOK, to Ken Danner, Development Coordinator
11. Staff Report dated July 14, 2011, recommending approval with condition
12. Pertinent excerpts from Planning Commission minutes of July 14, 2011

Item 37, continued:

Participants in discussion

1. Mr. Mark Haywood, General Counsel, Smith Roberts Baldischwiler, L.L.C. attorney/engineer representing the applicant

and the question being upon adopting Ordinance No. O-1112-4 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1112-4 was adopted upon Second Reading section by section.

Thereupon, Councilmember Quinn moved that Ordinance No. O-1112-4 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Kovach; and the question being upon adopting Ordinance No. O-1112-4 upon Final Reading as a whole, the roll was called with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1112-4 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 38, being:

CONTRACT NO. K-1112-55: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND GORDON D. MORAIN AND ALLEN B. MORAIN, AS CO-TRUSTEES OF THE GORDON D. MORAIN TRUST; AND EDNA I. MORAIN AND ALLEN B. MORAIN, AS CO-TRUSTEES OF THE EDNA I. MORAIN TRUST; 2 X 2 INVESTMENTS, L.L.C.; MORAIN FAMILY REAL ESTATE COMPANY, L.L.C.; CONNIE LYNN BAKER; TAMMY SUE AND DR. CHARLES PASQUE; ALLEN BRUCE MORAIN, JR., AND KRISTI MORAIN; ANNE JUHREE KIZZIAR AND TIM KIZZIAR IN THE AMOUNT OF \$1,650,000 FOR THE PURCHASE OF 101, 113, 115, 116, AND 118 WEST GRAY STREET TO BE USED FOR MUNICIPAL PURPOSES AND BUDGET APPROPRIATION.

Councilmember Ezzell moved that Contract No. K-1112-55 with Gordon D. Morain and Allen B. Morain, as Co-Trustees of the Gordon D. Morain Trust; and Edna I. Morain and Allen B. Morain, as Co-Trustees of the Edna I. Morain Trust; 2 X 2 Investments, L.L.C.; Morain Family Real Estate Company, L.L.C.; Connie Lynn Baker; Tammy Sue and Dr. Charles Pasque; Allen Bruce Morain, Jr., and Kristi Morain; Anne Juhree Kizziar and Tim Kizziar in the amount of \$1,650,000 be approved; the execution thereof be authorized; \$752,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BG0245, Gray Street Properties, Land (050-9365-419.60-01); and \$898,000 be transferred from Project No. EF1001, Smalley Center Renovation, Construction (050-9540-419.61-01) to Project No. BG0245, Gray Street Properties, Land (050-9365-419.60-01), which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1112-55 dated September 8, 2011, by Jeff Bryant, City Attorney
2. Contract No. K-1112-55 with Schedule "A", legal description and Schedule 8.6, Compliance; Leases and Occupancy Agreements
3. Purchase Requisition No. 0000191392 dated September 7, 2011, in the amount of \$33,000 to Old Republic Title Company of Oklahoma

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

Item 38, continued:

and the question being upon approving Contract No. K-1112-55 with Gordon D. Morain and Allen B. Morain, as Co-Trustees of the Gordon D. Morain Trust; and Edna I. Morain and Allen B. Morain, as Co-Trustees of the Edna I. Morain Trust; 2 X 2 Investments, L.L.C.; Morain Family Real Estate Company, L.L.C.; Connie Lynn Baker; Tammy Sue and Dr. Charles Pasque; Allen Bruce Morain, Jr., and Kristi Morain; Anne Juhree Kizziar and Tim Kizziar in the amount of \$1,650,000 and upon the subsequent authorization, appropriation, and transfer, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract No. K-1112-55 with Gordon D. Morain and Allen B. Morain, as Co-Trustees of the Gordon D. Morain Trust; and Edna I. Morain and Allen B. Morain, as Co-Trustees of the Edna I. Morain Trust; 2 X 2 Investments, L.L.C.; Morain Family Real Estate Company, L.L.C.; Connie Lynn Baker; Tammy Sue and Dr. Charles Pasque; Allen Bruce Morain, Jr., and Kristi Morain; Anne Juhree Kizziar and Tim Kizziar in the amount of \$1,650,000 approved; the execution thereof was authorized; \$752,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BG0245, Gray Street Properties, Land (050-9365-419.60-01); and \$898,000 was transferred from Project No. EF1001, Smalley Center Renovation, Construction (050-9540-419.61-01) to Project No. BG0245, Gray Street Properties, Land (050-9365-419.60-01).

\* \* \* \* \*

#### MISCELLANEOUS DISCUSSION

Appointments to Boards and Commissions. Mr. Lea Greenleaf, 2602 South Pickard Avenue, said he had served on several different boards and commissions under several different Mayors and City Councils over the years and he was disappointed in the discussion this evening. He said he currently serves on the Reapportionment Commission and this commission has one member selected from each ward and one at-large member which is required by the City Charter. He said those who volunteer to the City and provide their expertise should not be made to feel bad about it.

Mr. Mark Campbell, 1320 Garfield Avenue, said he attended many City meetings and he has learned to listen for well reasoned thought out questions and comments by Council and has been largely impressed with the public service he has witnessed by appointees with an affiliation from the University of Oklahoma (OU) because they have critical reasoning skills and can exhibit them. He said there is currently one voting member on Council with a direct relationship with OU. He said he grew up with the belief that if he didn't like the way things are going politically, things will change. He said OU is Norman's largest employer and is not a private university but a public university and it stands to reason that people who live and work in the heart of downtown Norman are going to be more interested in volunteering.

Councilmember Dillingham said this week would recognize Constitution Week and the City is discussing ways to improve the way City Council seeks out and seats volunteers. She said the most important thing about the constitution is the responsibilities that it confers on us as citizens to be knowledgeable when we cast our votes and participate. We are blessed in this community to have so many people that are interested but we are always short of volunteers. She encouraged citizens to look on the website at Boards and Commissions, call their Councilmember, and come down to City Clerk's Office so they can get involved.

\*

Reapportionment Process. Mr. Lea Greenleaf, 2602 South Pickard Avenue, said he was sorry a citizen this evening had a problem with the Reapportionment process. He said by City Charter there is a specific process the Reapportionment Commission is to follow such as holding public hearings; advertising in the newspaper; meeting for extensive periods of time; and sending their recommendations to City Council. He said the Charter does not address voting public and non-voting public but instead the population in each ward and the equalization thereof. He said the Reapportionment Commission spent a great deal of time trying to equalize the wards starting out with a 29% differential as well as trying to keep the current precincts and areas of concerns together as much as possible. He said they also met with the Cleveland County Election Board and know they are redistricting some of their precincts. He said the Commission tried to give the City a product that could be worked with.

Miscellaneous Discussion, continued:

Reapportionment Process, continued. Councilmember Kovach provided slides showing the current ward boundaries superimposed with the proposed ward boundaries and the precincts superimposed over the proposed ward boundaries. He said he expressed concerns when he saw the first map provided to Council because there are several split precincts in the proposed ward boundaries. He said in Oklahoma electoral history there have been many elections that have overturned based on objections in split precincts and there have been recent ward elections where the election was won by 30 votes. He said he would not like this to happen. He quoted the City Charter regarding reapportionment. He said he knew the Reapportionment Commission had worked on this diligently; however, he requested that an optional proposal without the split precincts be provided. He said he understood that the ordinance must be adopted or amended.

Ms. Brenda Hall, City Clerk, provided an update on precinct boundaries per Mr. Jim Williams, Secretary of the Cleveland County Election Board. She said the state redistricting for the House and Senate districts have been completed and as of yesterday, the Cleveland County Commissioners approved the new County Districts. She said the next step is for the Election Board to redraw the precinct boundaries. She said Mr. Williams is anticipating receipt of the City's new ward boundaries and has worked with Ms. Joyce Green, GIS Services Manager, through the reapportionment process. She said Mr. Williams wants to be able to overlay all three districts on top of one another on a map as he redraws the precincts and would like to take into consideration the new proposed ward boundaries as well. She said this will possibly minimize some of the split precincts. She said Mr. Williams said it does help him with redrawing the precincts to have the final versions from all three entities, if at all possible.

Councilmember Dillingham said redrawing ward boundaries and trying to eliminate precinct splits is a tough job. She said everything is being redistricted at the same time because of the census and this was our opportunity to correct the issues. She said it was always possible that reapportionment can even unseat a Councilmember. She said there are citizens who live in a small area in her ward that is surrounded by Ward Two who have voiced concerns and these types of requests are taken into consideration.

\*

Election for Animal Shelter Improvements. Ms. Jacy Crosbee, 204 Mountain Oaks Drive, said the voters will have a chance to approve funding of Animal Shelter improvements and asked Council and Staff to provide information about the maximum number of dogs and cats that will be accommodated after the improvements and other information.

Mr. Steve Lewis, City Manager, said City Council had approved sending two propositions to the voters on November 8, 2011, and one of those is the Animal Shelter Project. He provided an update on how staff is moving forward to provide public information for the citizens. He said a team has been assembled and is working on an informational brochure to be sent to all registered voters and all citizens. He said information, i.e., the approved ordinances, ballot language, and a copy of the feasibility study for the Animal Shelter is available on the website. He said the study provides a project population of animals, some of the program areas to be improved, a site plan, and a section of citizen comments at a public forum that had been conducted. There is also a section listing how the program has been amended to address some of those concerns.

\*

Solar Panels on Traffic Lights. Ms. Ann Gallagher, 1522 East Boyd Street, said she saw solar panels on each of the stoplights on 24th Avenue N.W. in University North Park and asked when there would be information provided showing if this had a positive impact and if tax dollars were spent wisely for this.

\*

Thanks to Norman Police Department. Ms. Ann Gallagher, 1522 East Boyd Street, commended the Norman Police Department for their professionalism during a recent event in her neighborhood.

\*

9-11. Councilmember Gallagher said there were certain events that we all know where we were at a given time and 9-11 is probably the most recent. He said this attack on the country was based on the constitution. He encouraged citizens to read the constitution and fortify themselves in the standard set for this country because that is the core of our existence. He said copies could be obtained at the Republican or Democrat Headquarters as well as the internet.

Miscellaneous Discussion, continued:

Nine-Eleven, continued. Mayor Rosenthal thanked the organizers from the Faith Community who put on a significant event at the Nancy O'Brian Performing Arts Center on Sunday, September 11th as part of the Nine Eleven remembrances. She said our own first responders in the City of Norman were recognized which included representatives from the Norman Police Department; Norman Fire Department; Cleveland County Sheriff's Department; the University of Oklahoma Police Department; and EMSTAT. She said there was a lot of participation with wonderful music from the OU Choir.

\*

Respectful Debate. Councilmember Kovach said all items this evening had been voted on unanimously and most items were voted that way. He said there is nothing wrong with respectful debate and he respects his colleagues and their opinions. He emphasized to his colleagues that when he expresses his point of view he never means to be disrespectful but these types of discussions are important. He said Council has engaged conversation because they are an engaged Council.

Councilmember Ezzell added that debate can be vigorous, respectful, and emotional. He said the debate this evening was issue focused and did not seem overly personal, and, it was informational. He said he disagreed that Council should be obligated to agree with each other.

\*

Traffic History on 48th Avenue N.W. and Tecumseh Road. Councilmember Ezzell asked the City Manager to ask the Traffic Department to obtain the accident history at the intersection of 48th Avenue N.W. and Tecumseh Road. He said he received two separate emails about two separate serious accidents and would like to see the statistics on this intersection. He said Tecumseh Road does not have a stop sign and many cars are going at a fast rate of speed when they make the turn without the stop sign.

Mr. Steve Lewis, City Manager, said he would collaborate with the Public Works and Police Departments and provide information to Councilmember Ezzell.

\*

CR8 and SK8. Councilmember Dillingham encouraged citizens to participate in the "graffiti style" public art event called "CR8 and SK8" sponsored by the Public Arts Board at the Blake Baldwin Skate Park on Sunday, September 25, 2011.

Councilmember Quinn said this skate park provides a place for many of Norman's young people to participate and show their skills and this project is a good thing. He said he knew Blake Baldwin and his mother has worked diligently to be sure that the City focuses on the reason the park exists and why it is available.

\*

Shop Norman. Councilmember Quinn encouraged citizens to "Shop Norman".

\*

Recycling Program. Mr. Steve Lewis, provided an update to the curbside recycling program. He said the program started in March of 2008 and of the residents eligible to participate, 48% are using the program. He said this has allowed the City to divert 6% of our waste stream that would go to the landfill to be recycled. He said Staff has been working with the contractor, Recycle America, and now the contractor has agreed to pick up additional plastics at no additional cost to the citizen. He said additional information will be provided by the internet and on the utility bills.

\*

Sales Tax Update. Mr. Steve Lewis, City Manager, for the month of September which is for sales that were collected in July, our sales tax is up 9.25% over September of 2010. He said for FYE 2011 – FYE 2012 to date, our sales tax collections are up 6.2% above our prior year levels and up only 1.7% above the budget. He said he hoped to provide more detailed information at the next City Council meeting.

\* \* \* \* \*

ADJOURNMENT

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

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

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 8:55 p.m.

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor