

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

January 10, 2012

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 10th day of January, 2012, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:	Councilmembers Dillingham, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal
TARDY	Councilmember Ezzell*
ABSENT:	None

\*Councilmember Ezzell arrived at 7:10 p.m.

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

\* \* \* \* \*

Item 3, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 4 through Item 22 excluding Item 10 and Item 16 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 4 through Item 22 excluding Item 10 and Item 16, a vote was taken with the following result:

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

The Mayor declared the motion carried and Item 4 through Item 22 excluding Item 10 and Item 16 were placed on the consent docket by unanimous vote.

\* \* \* \* \*

Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL BUSINESS AND COMMUNITY AFFAIRS COMMITTEE MINUTES OF DECEMBER 1, 2011  
CITY COUNCIL CONFERENCE MINUTES OF DECEMBER 6, 2011  
CITY COUNCIL OVERSIGHT COMMITTEE MINUTES OF DECEMBER 7, 2011  
CITY COUNCIL CONFERENCE MINUTES OF DECEMBER 13, 2011  
CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE MINUTES OF DECEMBER 14, 2011  
CITY COUNCIL CONFERENCE MINUTES OF DECEMBER 20, 2011  
CITY COUNCIL MINUTES OF DECEMBER 20, 2011  
NORMAN UTILITIES AUTHORITY MINUTES OF DECEMBER 20, 2011  
NORMAN MUNICIPAL AUTHORITY MINUTES OF DECEMBER 20, 2011  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF DECEMBER 20, 2011  
CITY COUNCIL FINANCE COMMITTEE MINUTES OF DECEMBER 21, 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 Dillingham;

Item 4, continued:

Items submitted for the record

1. Text File No. GID-1112-42 dated December 29, 2011, by Brenda Hall, City Clerk
2. City Council Business and Community Affairs Committee minutes of December 1, 2011
3. City Council Conference minutes of December 6, 2011
4. City Council Oversight Committee minutes of December 7, 2011
5. City Council Conference minutes of December 13, 2011
6. City Council Community Planning and Transportation Committee minutes of December 14, 2011
7. City Council Conference minutes of December 20, 2011
8. City Council minutes of December 20, 2011
9. Norman Utilities Authority minutes of December 20, 2011
10. Norman Municipal Authority minutes of December 20, 2011
11. Norman Tax Increment Finance Authority minutes of December 20, 2011
12. City Council Finance Committee minutes of December 21, 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, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

\* \* \* \* \*

Item 5, being:

CONSIDERATION OF ORDINANCE NO. O-1112-17 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE PART OF THE NORTHWEST QUARTER OF SECTION 1, TOWNSHIP 9 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE RE, RESIDENTIAL ESTATES DWELLING DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE EAST SIDE OF 24TH AVENUE N.W. ONE-QUARTER MILE SOUTH OF INDIAN HILLS ROAD)

Councilmember Kovach moved that Ordinance No. O-1112-17 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. O-1112-17 dated November 10, 2011, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1112-17
3. Location map
4. Staff Report dated December 8, 2011, recommending approval
5. Pertinent excerpts from Planning Commission minutes of December 8, 2011

and the question being upon the Introduction and adoption of Ordinance No. O-1112-17 upon First Reading by title, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-17 was Introduced, read, and adopted upon First Reading by title.

\* \* \* \* \*

Item 6, being:

CONSIDERATION OF ORDINANCE NO. O-1112-18 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 GRANT SPECIAL USE FOR A BAR, LOUNGE, OR TAVERN WITH LIVE ENTERTAINMENT IN APPROXIMATELY 12,340 SQUARE FEET OF PROPERTY CURRENTLY ZONED C-2, GENERAL COMMERCIAL DISTRICT, LOCATED IN LOT 1, BLOCK 1, COLONIAL ESTATES "A", NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1321 EAST LINDSEY STREET, COLONIAL ESTATES SHOPPING CENTER)

Councilmember Kovach moved that Ordinance No. O-1112-18 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. O-1112-18 dated November 10, 2011, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1112-18 with Exhibit A, site plan, and Exhibit B, letter dated December 1, 2011, from Anthony Mirzaie, Managing Member, Colonial Capital, L.L.C., to City of Norman
3. Location map
4. Staff Report dated December 8, 2011, recommending approval with a condition
5. Description of Business at 1321 East Lindsey Street from Jeffrey Tisdale
6. Protest Area Map containing 0.7% protest within notification area
7. Letter of protest filed November 29, 2011, from Charles and Alice Henson
8. Pertinent excerpts from Planning Commission minutes of December 8, 2011

and the question being upon the Introduction and adoption of Ordinance No. O-1112-18 upon First Reading by title, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1112-18 was Introduced, read, and adopted upon First Reading by title.

\* \* \* \* \*

Item 7, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

BICYCLE ADVISORY COMMITTEE

TERM: 02-13-12 TO 02-13-15: HELEN ROBERTSON, 1912 WESTBROOKE TERRACE

GREENBELT COMMISSION

TERM: 01-10-12 TO 07-13-14: SARAH SMITH, 4105 GOSHAWK DRIVE

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

Items submitted for the record

1. Text File No. AP-1112-12 dated December 29, 2011, by Brenda Hall, City Clerk

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

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

NAYES: None

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

\* \* \* \* \*

Item 8, being:

SUBMISSION OF THE 2011 ANNUAL REPORT FROM THE BOARD OF PARKS COMMISSIONERS.

Councilmember Kovach moved that receipt of the report be acknowledged, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Text File No. RPT-1112-24 dated December 28, 2011, by Jud Foster, Director of Parks and Recreation
- 2. Norman Board of Parks Commissioners 2011 Annual Report

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

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

NAYES:	None
--------	------

The Mayor declared the motion carried and receipt of the report was acknowledged.

\* \* \* \* \*

Item 9, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE CITY MANAGER'S CHANGE ORDER REPORT AND DIRECTING THE FILING THEREOF.

Councilmember Kovach moved that receipt of the report be acknowledged, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Text File No. RPT-1112-22 dated December 29, 2011, by Brenda Hall, City Clerk
- 2. Resolution No. R-1112-55
- 3. Memorandum dated December 15, 2011, from Chris Mattingly, Utilities Supervisor, through Kenneth Komiske, Director of Utilities, to Steve Lewis, City Manager
- 4. Change Order No. One to Contract No. K-1112-09
- 5. Photographs of pit welds on water tower

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

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

NAYES:	None
--------	------

The Mayor declared the motion carried and receipt of the report was acknowledged.

\* \* \* \* \*

Item 10, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR UNIVERSITY NORTH PARK ADDITION, SECTION V, A PLANNED UNIT DEVELOPMENT, A REPLAT OF LOT 2, BLOCK 2, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ON THE EAST SIDE OF 24TH AVENUE N.W. NORTH OF MOUNT WILLIAMS DRIVE)

Councilmember Quinn moved that the final site development plan and final plat for University North Park, Section V, a Planned Unit Development, a replat of Lot 2, Block 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 the filing of the final site development plan and final plat be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. FP-1112-12 dated November 18, 2011, by Ken Danner, Development Manager
2. Location map
3. Staff Report dated December 8, 2011, recommending approval
4. Final plat
5. Final site development plan
6. Revised preliminary plat
7. Pertinent excerpts from Planning Commission minutes of December 8, 2011

Participants in discussion

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

and the question being upon approving the final site development plan and final plat for University North Park, Section V, a Planned Unit Development, a replat of Lot 2, Block 2, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

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

NAYES: Councilmember Kovach

The Mayor declared the motion carried and the final site development plan and final plat for University North Park, Section V, a Planned Unit Development, a replat of Lot 2, Block 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 the filing of the final site development plan and final plat was directed.

\* \* \* \* \*

Item 11, being:

LIMITED LICENSE NO. LL-1112-8: TO PLACE FOUR (4) GROUND BANNERS IN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE FIREHOUSE ART CENTER FOR THE 2012 CHOCOLATE FESTIVAL TO BE HELD JANUARY 28, 2012.

Councilmember Kovach moved that Limited License No. LL-1112-8 to place four (4) ground banners within the public rights-of-way pursuant to a request from the Firehouse Art Center for the 2012 Chocolate Festival and the issuance thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. LL-1112-8 dated December 28, 2011, by Wayne Stenis, Planner II
2. Letter of request dated December 20, 2011, from Alexis Rodgers, Operations Assistant, Firehouse Art Center, to Brenda Hall, City Clerk
3. Application for Limited License for four banners dated December 14, 2011, from Douglas Shaw Elder, Executive Director, Firehouse Art Center
4. Limited License No. LL-1112-8

Item 11, continued:

and the question being upon approving Limited License No. LL-1112-8 to place four (4) ground banners within the public rights-of-way pursuant to a request from the Firehouse Art Center for the 2012 Chocolate Festival and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1112-8 to place four (4) ground banners within the public rights-of-way pursuant to a request from the Firehouse Art Center for the 2012 Chocolate Festival approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 12, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1011-84: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND H.W. LOCHNER, INC., FORMERLY BUCHER, WILLIS AND RATLIFF CORPORATION, INCREASING THE CONTRACT AMOUNT BY \$20,000 TO PROVIDE ADDITIONAL DESIGN SERVICES FOR THE JENKINS AVENUE CONTINUOUS ROADWAY LIGHTING PROJECT.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1011-84 with H.W. Lochner, Inc., formerly Bucher, Willis and Ratliff Corporation, increasing the contract amount by \$20,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-84, Amendment No. One, dated December 22, 2011, by Angelo Lombardo, Traffic Engineer
2. Amendment No. One to Contract No. K-1011-84 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. 0000195132 dated December 12, 2011, in the amount of \$20,000 to H.W. Lochner, Inc.

Participants in discussion

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

and the question being upon approving Amendment No. One to Contract No. K-1011-84 with H.W. Lochner, Inc., formerly Bucher, Willis and Ratliff Corporation, increasing the contract amount by \$20,000 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1011-84 with H.W. Lochner, Inc., formerly Bucher, Willis and Ratliff Corporation, increasing the contract amount by \$20,000 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 13, being:

CONTRACT NO. K-1112-100: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR STATE-AID PROJECT NO. STPG-114B(278)AG, STATE JOB NO. 27795(04) FOR THE CONTINUOUS ROADWAY LIGHTING SYSTEM PROJECT ALONG MAIN STREET FROM WEST OF MERKLE DRIVE TO UNIVERSITY BOULEVARD AND ADOPTION OF RESOLUTION NO. R-1112-94.

Councilmember Kovach moved that Contract No. K-1112-100 with the Oklahoma Department of Transportation be approved, Resolution No. R-1112-94 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-100 dated December 22, 2011, by Angelo A. Lombardo, Traffic Engineer
2. Contract No. K-1112-100
3. Resolution No. R-1112-94
4. Location map

and the question being upon approving Contract No. K-1112-100 with the Oklahoma Department of Transportation and upon the subsequent adoption and authorization, a vote was taken with the following result:

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

NAYES:	None
--------	------

The Mayor declared the motion carried and Contract No. K-1112-100 with the Oklahoma Department of Transportation approved; Resolution No. R-1112-94 was adopted and the execution of the contract and resolution was authorized.

\* \* \* \* \*

Item 14, being:

CONTRACT NO. K-1112-102: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ORTHOPEDIC AND SPORTS MEDICINE TO PROVIDE ORTHOPEDIC HEALTH CARE SERVICES FOR WORKERS INJURED ON THE JOB.

Councilmember Kovach moved that Contract No. K-1112-102 with Orthopedic and Sports Medicine be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1112-102 dated December 21, 2011, by Clint Mercer, Chief Accountant
2. Contract No. K-1112-102

and the question being upon approving Contract No. K-1112-102 with Orthopedic and Sports Medicine and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES:	None
--------	------

The Mayor declared the motion carried and Contract No. K-1112-102 with Orthopedic and Sports Medicine approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 15, being:

CONTRACT NO. K-1112-103: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ARVEST BANK TO SUBORDINATE A LIEN REGARDING FUNDS FROM THE HOME PARTNERSHIP PROGRAM FOR PROPERTY LOCATED AT 2509 GA ZUMP DRIVE.

Councilmember Kovach moved that Contract No. K-1112-103 with Arvest Bank be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1112-103 dated December 22, 2011, by Linda Price, Revitalization Manager
2. Contract No. K-1112-103

and the question being upon approving Contract No. K-1112-103 with Arvest Bank and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract No. K-1112-103 with Arvest Bank approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 16, being:

CONTRACT NO. K-1112-105: A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN CHAMBER OF COMMERCE, AND THE NORMAN CONVENTION AND VISITORS BUREAU FOR DEVELOPMENT OF A WAYFINDING PLAN.

Councilmember Kovach moved that Contract No. K-1112-105 with the Norman Chamber of Commerce and the Norman Convention and Visitors Bureau be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

1. Text File No. K-1112-105 dated December 27, 2011, by David Riesland, Assistant Traffic Engineer
2. Contract No. K-1112-105
3. City Council Conference minutes of December 20, 2011

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works
2. Mr. Jim Stanley, 3922 Pine Tree Circle, protestant
3. Mr. Steve Lucas, 804 Fairway Drive, asked questions
4. Mr. John Woods, Chief Executive Officer, Norman Chamber of Commerce, 115 East Gray Street
5. Mr. Rickey Knighton, Assistant City Attorney
6. Mr. Steve Lewis, City Manager

Thereupon, Councilmember Spaulding moved that Contract No. K-1112-105 with the Norman Chamber of Commerce and the Norman Convention and Visitors Bureau be postponed pending discussion at a study session, which motion was duly seconded by Councilmember Gallagher;

Participants in discussion

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

Item 16, continued:

and the question being upon postponing Contract No. K-1112-105 with the Norman Chamber of Commerce and the Norman Convention and Visitors Bureau pending discussion at a study session, a vote was taken with the following result:

YEAS: Councilmembers Gallagher and Spaulding

NAYES: Councilmembers Dillingham, Ezzell, Griffith, Kovach, Lockett, Quinn, Mayor Rosenthal

The Mayor declared the motion failed and Contract No. K-1112-105 with the Norman Chamber of Commerce and the Norman Convention and Visitors Bureau was not postponed pending discussion at a study session.

and the question being upon approving Contract No. K-1112-105 with the Norman Chamber of Commerce and the Norman Convention and Visitors Bureau and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: Councilmember Gallagher

The Mayor declared the motion carried and Contract No. K-1112-105 with the Norman Chamber of Commerce and the Norman Convention and Visitors Bureau approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 17, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1011-49: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF COMMERCE ACCEPTING A REIMBURSEMENT OF FUNDS IN THE AMOUNT OF \$435,365.85 FROM THE OKLAHOMA DEPARTMENT OF COMMERCE AMERICAN RECOVERY AND REIMBURSEMENT ACT GRANT FUNDS TO BE USED FOR THE EXPANSION OF THE COMPRESSED NATURAL GAS FACILITY AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1011-49 with the Oklahoma Department of Commerce accepting funds in the amount of \$435,365.85 be approved; the execution thereof be authorized; and \$435,366 be appropriated from the Capital Fund Balance (050-0000-253.50-00) to Project TR0085, CNG ARRA Expansion, designating \$109,785 to Construction (022-9503-435.61-01), \$34,000 to Design (022-9503-435.62-01), and \$291,581 to Materials (022-9503-435.63-01), which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-49, Amendment No. One, dated December 22, 2011, by Mike White, Fleet Superintendent, with CNG Fueling Facility Cost Breakdown dated December 28, 2011
2. Amendment No. One to Contract No. K-1011-49
3. Letter dated December 13, 2011, from Charlotte Conant, Contracts Developer, Community Development, Oklahoma Department of Commerce, to Cindy Rosenthal, Mayor
4. Office of Community Development Request for SEP ARRA Budget Modification, Contract No. 14220-SSEP-09

Item 17, continued:

and the question being upon approving Amendment No. One to Contract No. K-1011-49 with the Oklahoma Department of Commerce accepting funds in the amount of \$435,365.85 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1011-49 with the Oklahoma Department of Commerce accepting funds in the amount of \$435,365.85 approved; the execution thereof was authorized and \$435,366 was appropriated from the Capital Fund Balance (050-0000-253.50-00) to Project TR0085, CNG ARRA Expansion, designating \$109,785 to Construction (022-9503-435.61-01); \$34,000 to Design (022-9503-435.62-01); and \$291,581 to Materials (022-9503-435.63-01).

\* \* \* \* \*

Item 18, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1011-121: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SMALL ARROW ENGINEERING, L.L.C., INCREASING THE CONTRACT AMOUNT BY \$34,000 FOR ADDITIONAL DESIGN SERVICES IN CONNECTION WITH THE EXPANSION OF THE COMPRESSED NATURAL GAS FACILITY LOCATED AT 2351 GODDARD AVENUE.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1011-121 with Small Arrow Engineering, L.L.C., increasing the contract amount by \$34,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-121, Amendment No. One, dated December 21, 2011, by Mike White Fleet Superintendent, with CNG Fueling Facility Cost Breakdown dated December 28, 2011
2. Amendment No. One to Contract No. K-1011-121 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C; Compensation, and Attachment D, Owner's Responsibilities
3. Purchase Requisition No. 0000195805 dated January 5, 2012, in the amount of \$34,000 to Small Arrow Engineering, L.L.C.

Participants in discussion

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

and the question being upon approving Amendment No. One to Contract No. K-1011-121 with Small Arrow Engineering, L.L.C., increasing the contract amount by \$34,000 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1011-121 with Small Arrow Engineering, L.L.C., increasing the contract amount by \$34,000 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 19, being:

CHANGE ORDER NO. TWO TO CONTRACT NO. K-1011-182: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND TULSA GAS TECHNOLOGIES, INC., INCREASING THE CONTRACT AMOUNT BY \$18,450 TO PROVIDE INSTALLATION OF ADDITIONAL COMPRESSED NATURAL GAS (CNG) EQUIPMENT FOR THE CNG FAST FILL AND SLOW FILL PUBLIC FUELING FACILITY.

Councilmember Kovach moved that Change Order No. Two to Contract No. K-1011-182 with Tulsa Gas Technologies, Inc., increasing the contract amount by \$18,450 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-182, Change No. Two, dated December 22, 2011, by Mike White, Fleet Superintendent, with CNG Fueling Facility Cost Breakdown dated December 28, 2011
2. Change Order No. Two to Contract No. K-1011-182
3. Contract Summary
4. Purchase Requisition No. 0000195806 dated January 5, 2012, in the amount of \$18,450 to Tulsa Gas Technologies, Inc.

and the question being upon approving Change Order No. Two to Contract No. K-1011-182 with Tulsa Gas Technologies, Inc., increasing the contract amount by \$18,450 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Change Order No. Two to Contract No. K-1011-182 with Tulsa Gas Technologies, Inc., increasing the contract amount by \$18,450 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 20, being:

CONSIDERATION OF AUTHORIZATION FOR THE PURCHASE OF ADDITIONAL MATERIALS AND EQUIPMENT IN THE AMOUNT OF \$274,092 FROM UNIT PRICES SET IN BID NO. 1011-63 ASSOCIATED WITH THE EXPANSION OF THE COMPRESSED NATURAL GAS (CNG) FUELING FACILITY.

Councilmember Kovach moved that authorization for the purchase of additional materials and equipment in the amount of \$274,092 from unit prices set in Bid No. 1011-63 associated with the expansion of the CNG Fueling Facility be approved, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. GID-1112-43 dated December 22, 2011, by Mike White, Fleet Superintendent, with CNG Fueling Facility Cost Breakdown dated December 28, 2011
2. Tabulation of Bids dated December 28, 2011, for Part A, Section 1, Four Stage Natural Gas Drive Compressor Package; Part A, Section 3, Du-Fueling Dispenser; Part A, Section 4, Inlet Supply Pressure Regulator, Stainless Steel Piping and Fittings; and Part B, Section 2, Slow Fill Post Type Dispensers

Participants in discussion

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

Item 20, continued:

and the question being upon approving authorization for the purchase of additional materials and equipment in the amount of \$274,092 from unit prices set in Bid No. 1011-63 associated with the expansion of the CNG Fueling Facility, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and authorization for the purchase of additional materials and equipment in the amount of \$274,092 from unit prices set in Bid No. 1011-63 associated with the expansion of the CNG Fueling Facility was approved.

\* \* \* \* \*

Item 21, being:

CONTRACT NO. K-1112-106: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS ACCEPTING A PUBLIC FLEET CONVERSION GRANT IN THE AMOUNT OF \$84,478 TO BE USED FOR FUNDING THE PURCHASE OF A COMPRESSED NATURAL GAS (CNG) ELGIN CROSSWIND STREET SWEEPER FOR THE FLEET MAINTENANCE DIVISION.

Councilmember Kovach moved that Contract No. K-1112-106 with the Association of Central Oklahoma Governments accepting a Public Fleet Conversion Grant in the amount of \$84,487 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1112-106 dated December 21, 2011 by Mike White, Fleet Superintendent, with CNG Fueling Facility Cost Breakdown dated December 28, 2011
2. Table listing breakdown of costs and description of CNG vehicle
3. Contract No. K-1112-106

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works
2. Mr. Mike White, Fleet Superintendent
3. Mr. Fred Pope, 1501 Navajo Road, made comments
4. Mr. Bobby Stevens, Post Office Box 1626, made comments

and the question being upon approving Contract No. K-1112-106 with the Association of Central Oklahoma Governments accepting a Public Fleet Conversion Grant in the amount of \$84,487 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract No. K-1112-106 with the Association of Central Oklahoma Governments accepting a Public Fleet Conversion Grant in the amount of \$84,487 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 22, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$24,225 REGARDING JIMMY DALE ARGO VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC 2011-01961 Y.

Councilmember Kovach moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Court Order be authorized, and payment of claims in the amount of \$24,225 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. GID-1112-45 dated December 29, 2011, by Jeanne Snider, Assistant City Attorney with Attachment 1, cost breakdown
2. Workers Compensation Court Case No. WCC-2011-01961Y filed December 16, 2011
3. Purchase Requisition No. 0000195589 dated December 27, 2011, in the amount of \$4,845 to Jimmy Argo and William Woodson
4. Purchase Requisition No. 0000195591 dated December 27, 2011, in the amount of \$484.50 to Workers' Compensation Administrative Tax Fund
5. Purchase Requisition No. 0000195592 dated December 27, 2011, in the amount of \$181.69 to Special Occupational Health and Safety Fund
6. Purchase Requisition No. 0000195594 dated December 27, 2011, in the amount of \$140 to Workers' Compensation Court
7. Purchase Requisition No. 0000195595 dated December 27, 2011, in the amount of \$125.70 to Cleveland County Court Clerk

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, Gallagher, Griffith, Kovach, Lockett, Quinn, Spaulding, 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 in the amount of \$24,225 which will constitute judgment against the City of Norman was directed.

\* \* \* \* \*

Item 23, being:

RESOLUTION NO. R-1112-42: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REAPPROPRIATING \$43,843 FROM THE CAPITAL FUND BALANCE FOR THE PURCHASE AND IMPLEMENTATION OF A COMPUTER BASED OPERATIONS PROGRAM FOR THE ANIMAL WELFARE CENTER.

Councilmember Dillingham moved that Resolution No. R-1112-42 be adopted, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. R-1112-42 dated September 16, 2011, by Major JD Younger
2. Resolution No. R-1112-42

Participants in discussion

1. Major JD Younger
2. Mr. Rick Knighton, Assistant City Attorney
3. Mr. Anthony Francisco, Director of Finance

and the question being upon adopting Resolution No. R-1112-42, 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-1112-42 was adopted.

\* \* \* \* \*

Item 24, being:

SUBMISSION OF A NOTICE OF APPEAL REQUESTING CITY COUNCIL OVERTURN THE DECISION OF THE HISTORIC DISTRICT COMMISSION REGARDING AN APPLICATION FOR A CERTIFICATE OF APPROPRIATENESS FOR REPLACEMENT OF WINDOWS FOR PROPERTY LOCATED AT 549 SOUTH LAHOMA AVENUE.

The appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue having been postponed on December 13, 2011, until January 10, 2012, Councilmember Dillingham moved that the appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue be rejected, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-GID-1112-38 dated November 29, 2011, by Susan Atkins, Historic District Planner
2. Application for Certificate of Appropriateness dated October 13, 2011, submitted by Kevin Easley
3. Staff Report dated November 7, 2011, from the Norman Historic District Commission
4. Photographs of the windows
5. Letter from Don Winkle, D.W. Homes, Inc., to Norman Historic District
6. Letter denial the Certificate of Appropriateness dated November 9, 2011, to Kevin Easley, Jr., from Susan Owen Atkinson, AICP, Historic Preservation Officer
7. Pertinent excerpts from Historic District Commission minutes of November 7, 2011
8. Email requesting an appeal of the denial of the request at 549 South Lahoma Avenue dated November 17, 2011, from Kevin Easley to Brenda Hall
9. PowerPoint presentation dated November 7, 2011, for Certificate of Appropriateness Application for 549 South Lahoma Avenue
10. Email supporting Historic District's decision dated November 3, 2011, from Susan Maag to Susan Atkinson
11. Email supporting applicant dated November 4, 2011, from M.K. Long to Susan Atkinson
12. Email requesting postponement dated December 12, 2011, from Kevin Easley
13. Letter support Historic District Commission's decision dated December 12, 2011, from David and Victoria Dollarhide to Norman City Council
14. Letter dated January 10, 2012, from O'Neil Robinson, Chairman, Norman Historic District Commission, to the Honorable Mayor and City Council

Participants in discussion

1. Ms. Susan Atkinson, Historic District Officer
2. Ms. Kathryn Walker, Assistant City Attorney
3. Mr. O'Neil Robinson, Chairman, Norman Historic District Commission, 635 Lahoma Avenue
4. Mr. Kevin Easley, 6818 S. 245th East Avenue, Broken Arrow, property owner
5. Mr. Jim Gasaway, 4509 Hunters Hill Circle, proponent
6. Mr. Kendel Posey, 410 South Peters Avenue, proponent
7. Mr. Ty Hardiman, 630 South Miller Avenue, proponent
8. Ms. Ann Gallagher, 1522 East Boyd Street, proponent
9. Ms. Karen Thurston, 712 Cruce Street, proponent
10. Mr. Greg Jungman, 642 South Lahoma Avenue, proponent
11. Mr. Ben Holt, 430 South Lahoma Avenue, proponent
12. Mr. David Dollarhide, 645 South Lahoma Avenue, proponent
13. Mr. Scott W. Williams, 614 South Lahoma Avenue, proponent
14. Ms. Jayne Crumpley, 423 Elm Avenue, proponent
15. Mr. Rick Poland, 425 Chautauqua Avenue, proponent
16. Mr. Steve Lucas, 804 Fairway Drive, protestant

and the question being upon rejecting the appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue, 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 the appeal to overturn the decision of the Historic District Commission for property located at 549 South Lahoma Avenue was rejected.

\* \* \* \* \*

Item 25, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR BDL ADDITION. (GENERALLY LOCATED ON THE SOUTH SIDE OF ALAMEDA DRIVE ONE-QUARTER MILE EAST OF 72ND AVENUE S.E.)

Councilmember Kovach moved that the preliminary plat for BDL Addition be approved, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. PP-1112-4 dated October 12, 2011, by Ken Danner, Development Manager with Attachment A, Traffic Table
2. Location map
3. Preliminary plat
4. Site plan
5. Staff Report dated November 10, 2011, recommending approval
6. Traffic Impacts Review Form dated October 17, 2011, reviewed by David R. Riesland, P.E., Assistant City Traffic Engineer, for BDL Addition
7. Predevelopment Summary Case No. PD11-22 dated September 22, 2011, for BDL, Inc., for property located on the south side of Alameda Drive at Oliphant Avenue east of 72nd Avenue N.E.
8. Norman Greenbelt Enhancement Statement dated September 1, 2011, for BDL, Inc.
9. Greenbelt Commission Comments
10. Pertinent excerpts from Planning Commission minutes of November 10, 2011

Participants in discussion

1. Mr. Tom McCaleb, SMC Consulting Engineers, 815 West Main Street, Oklahoma City, engineer representing the applicant
2. Mr. Shawn O'Leary, Director of Public Works
3. Mr. Bobby Stevens, Post Office Box 6226, asked questions

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

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

NAYES: None

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

\* \* \* \* \*

\* Councilmember Quinn left the meeting at 10:40 p.m.

\* \* \* \* \*

Item 26, being:

CONSIDERATION OF A REVISED PRELIMINARY PLAT FOR CARRINGTON PLACE ADDITION WITH A VARIANCE IN THE CUL-DE-SAC LENGTH FOR LORINGS CIRCLE AND WAIVER OF ALLEY REQUIREMENTS FOR THE COMMERCIAL PROPERTY. (GENERALLY LOCATED SOUTH OF FRANKLIN ROAD BETWEEN 36TH AVENUE N.W. AND 48TH AVENUE N.W.)

Councilmember Kovach moved that the revised preliminary plat for Carrington Place Addition with a variance in the cul-de-sac length for Lorings Circle and waiver of alley requirements for the commercial property be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. PP-1112-5 dated November 10, 2011, by Ken Danner, Development Manager with Attachment A, Traffic Table
2. Location map
3. Preliminary development map
4. Preliminary site plan

Item 6, continued:

Items submitted for the record, continued:

5. Revised preliminary plat
6. Letter requesting alley waiver and waiver of cul-de-sac requirements dated November 7, 2011, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Jim Gasaway, Chairman, Planning Commission
7. Staff Report dated December 8, 2011, recommending approval
8. Traffic Impacts Review Form dated November 28, 2011, reviewed by David R. Riesland, P.E., Assistant City Traffic Engineer, for Carrington Place Addition
9. Predevelopment Summary Case No. PD11-3122 dated November 17, 2011, for Carrington Place, L.L.C., for property located on the southwest side of 36th Avenue N.W. and Franklin Road
10. Greenbelt Commission Comments
11. Norman Greenbelt Enhancement Statement dated October 27, 2011, for Carrington Place, L.L.C.
12. Pertinent excerpts from Planning Commission minutes of December 8, 2011

Participants in discussion

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

and the question being upon approving the preliminary plat for revised preliminary plat for Carrington Place Addition with a variance in the cul-de-sac length for Lorings Circle and waiver of alley requirements for the commercial property, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the preliminary plat for revised preliminary plat for Carrington Place Addition with a variance in the cul-de-sac length for Lorings Circle and waiver of alley requirements for the commercial property was approved.

\* \* \* \* \*

Item 27, being:

RESOLUTION NO. R-1112-97: A RESOLUTION OF THE NORMAN UTILITIES AUTHORITY ADOPTING EXHIBIT 1, LOCATION MAP, AND EXHIBIT 2, OWNERSHIP LIST, ASSOCIATED WITH THE 36TH AVENUE NORTHWEST INTERCEPTOR PAYBACK PROJECT AND AUTHORIZING RELEASE OF CERTAIN PROPERTIES NO LONGER SUBJECT TO PAYBACK.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Resolution No. R-1112-97 be adopted, which motion was duly seconded by Trustee Dillingham;

Items submitted for the record

1. Text File No. R-1112-97 dated December 22, 2011, by Mark Daniels, Utilities Engineer
2. Resolution No. R-1112-97 with Exhibit 1, location map, and Exhibit 2, ownership list
3. Contract No. K-9899-36 with Exhibit "A," Engineer's Estimate; Exhibit "B," List of Participants and Amounts; Exhibit "C," 36th Avenue N.W. Interceptor Service Area; Exhibit "D," List of Parcels, Flows, and Payback Amounts; and Exhibit "E," List of Participant Contacts
4. Amendment No. One to Contract No. K-9899-36 with Attachment No. One, location map, and Attachment No. Two, List of Parcels, Flows, and Payback Amounts
5. Amendment No. Two to Contract No. K-9899-36 with Attachment No. One, location map, and Attachment No. Two, List of Parcels, Flows, and Payback Amounts

Participants in discussion

1. Mr. Mark Daniels, Utilities Engineer
2. Mr. Harold Heiple, 218 East Eufaula Avenue, asked questions

and the question being upon adopting Resolution No. R-1112-97, a vote was taken with the following result:

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

NAYES: None

The Chairman declared the motion carried and Resolution No. R-1112-97 was adopted.

\* \* \* \* \*

Item 28, being:

RESOLUTION NO. R-1112-98: A RESOLUTION OF THE NORMAN UTILITIES AUTHORITY ADOPTING EXHIBIT 1, LOCATION MAP, AND EXHIBIT 2, OWNERSHIP LIST, ASSOCIATED WITH THE 36TH AVENUE NORTHWEST FORCE MAIN PAYBACK PROJECT AND AUTHORIZING RELEASE OF CERTAIN PROPERTIES NO LONGER SUBJECT TO PAYBACK.

Acting as the Norman Utilities Authority, Trustee Griffith moved that Resolution No. R-1112-98 be adopted, which motion was duly seconded by Trustee Ezzell;

Items submitted for the record

1. Text File No. R-1112-98 dated December 22, 2011, by Mark Daniels, Utilities Engineer
2. Resolution No. R-1112-98 with Exhibit 1, location map, and Exhibit 2, ownership list
3. Letter dated September 23, 1999, from Mark Daniels, P.E., Utilities Engineer, to Mr. N. Martin Stringer, President, Round Table Corporation c/o McKinney & Stringer, P.C.
4. Contract No. K-9900-45 with Exhibit "A," location map; Exhibit "B," Assessment Example Calculations; Exhibit "C," Projected Peak Wastewater Flows; and Exhibit "D," List of Participant Contacts
5. Resolution No. R-9900-26 with Exhibit "A", location map, and Exhibit "B", ownership list

Participants in discussion

1. Mr. Mark Daniels, Utilities Engineer

and the question being upon adopting Resolution No. R-1112-98, a vote was taken with the following result:

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

NAYES: None

The Chairman declared the motion carried and Resolution No. R-1112-98 was adopted.

\* \* \* \* \*

Item 29, being:

DISCUSSION REGARDING REPORTS ENTITLED "COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2011," AS PREPARED BY THE CITY OF NORMAN FINANCE DEPARTMENT; AND "THE CITY OF NORMAN SINGLE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2011," AND "NORMAN TAX INCREMENT FINANCE AUTHORITY FINANCIAL STATEMENT FOR THE YEAR ENDED JUNE 30, 2011" AS PREPARED BY THE FIRM OF COLE AND REED, P. C., FOR THE CITY OF NORMAN, OKLAHOMA, NORMAN UTILITIES AUTHORITY, NORMAN MUNICIPAL AUTHORITY, AND NORMAN TAX INCREMENT FINANCE AUTHORITY AND ACKNOWLEDGE RECEIPT THEREOF.

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Kovach moved that discussion of the reports be postponed until January 24, 2012, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. RPT-1112-21 dated December 28, 2011, by Anthony Francisco, Director of Finance
2. Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2011
3. The City of Norman Single Audit Report for the Year Ended June 30, 2011
4. Norman Tax Increment Finance Authority Financial Statement for the Year Ended June 30, 2011

Item 29, continued:

and the question being upon postponing discussion the reports until January 24, 2012, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the discussion of the reports was postponed until January 24, 2012.

\* \* \* \* \*

#### MISCELLANEOUS DISCUSSION

Thanks to Sanitation Division. Mr. Bobby Stevens, Post Office Box 6226, thanked the Sanitation Division for taking care of the problem with illegal dumping on Cedar Lane.

\*

Thanks to Public Works. Mr. Bobby Stevens, Post Office Box 6226, thanked the Public Works Department for taking care of the curb at 72nd Avenue East and Alameda Street.

\*

Norman Cash Mob. Mr. Karen Chapman, 734 1/2 East Boyd Street, said the Norman Cash Mob was a wonderful way to support Norman businesses. She said a Norman business is chosen that meets certain criteria and a time is announced on Facebook or Twitter when the cash mob event is to take place. She said participants show up in a group and "cash mob" the business spending an amount not-to-exceed \$20 unless they want to spend more. She said it is customary for the group to celebrate afterward at a locally owned restaurant. She said the first Norman business to be "cash mobbed" was Wild Hare Beadery at 319 White Street with approximately 25 people participating. She said the owner made close to \$1,000 that evening. She said Norman Cash Mob can be found on Facebook and there will another Cash Mob soon.

Mayor Rosenthal said if Councilmember Quinn were here, he would express his appreciation for shopping Norman.

Councilmember Griffith encouraged citizens to "Shop Norman."

Councilmember Dillingham thanked Ms. Chapman for discussing Cash Mob. She said she is very excited about the concept and how well it is working. She said many local people are involved and urged citizens to check it out.

\*

Architectural Review Board. Ms. Jayne Crumpley, 423 Elm Avenue, said she would like to know who is on the Architectural Review Board. She asked if this board has the authority to control the standards of what the University North Park Tax Increment Finance (TIF) District should look like. She said she continues to be disappointed at what is happening in the TIF District and the agreement originally entered into did not anticipate some of the things that are happening.

Mayor Rosenthal directed Ms. Crumpley to Ms. Kathryn Walker, Assistant City Attorney.

\*

Miscellaneous Discussion, continued:

Lawsuit filed by COMCD. Mr. Harold Heiple, 218 East Eufaula Avenue, said he found out that a lawsuit had been filed a month ago in Oklahoma County District Court by the Central Oklahoma Master Conservancy District (COMCD) against the Oklahoma Department of Environmental Quality (ODEQ). He said this was a serious issue because if this lawsuit was approved it would essentially create a moratorium in the Little River Watershed for Norman, Moore, and Oklahoma City properties. He said the lawsuit asks for an injunction against ODEC issuing any permits for dumping any pollution as opposed to allowing those who do dump into Little River to show that they will not impair the lake. He said he did not know why the COMCD did not join the Cities of Norman, Moore, and Oklahoma City as interested and necessary parties, but it is critical that the City of Norman get involved. He said COMCD wants ODEQ to have a study done by 2012 because there was an agreement for the very same study due in the Spring of 2010 and ODEQ had not complied. He said the attorney hired by COMCD is being paid by Norman, Moore, Midwest City, and Del City and provided a case number of Oklahoma County Case No. CV-2011-2251.

\*

Identification. Ms. Ann Gallagher, 1522 East Boyd Street, said when someone new is sitting at the dais, would Council inform the public who the newcomer is.

\*

Electrical Issues at Residence. Mr. Mark Campbell, 1320 Garfield Avenue, wanted to know what the City of Norman could do to provide more information about properties citizens were looking at to rent or buy and whether or not an address has grounded electrical outlets. He said he is about to be homeless because he was told his home had grounded outlets and he found out otherwise. He said the City told him they would enforce the Code with his landlord but this has not been done. He said he is looking at other places to live but cannot find out information about grounded outlets. He appealed to City Council to help him obtain information about the electrical work on properties.

Mayor said there has been general discussion in a City Council Retreat but no committees are currently discussing it.

Mr. Steven Tyler Holman, 1020 South College Avenue, said he had also had issues with landlords and Mr. Campbell has requested that the Codes be enforced and been punished for that be being evicted.

\*

Move to Amend. Mr. Steven Tyler Holman, 1020 South College Avenue, said he had previously spoken about the Los Angeles City Council voting unanimously that they did not believe that corporations are people or that money equals speech and saying they did not agree with the Citizens United ruling. He said since that time the Montana State Supreme Court and New York City Council have adopted "Move to Amend." He said he knows it might be hard to do in Norman because they are much bigger cities, but "Move to Amend" is gaining in popularity. He said he hoped Council would continue to look at this.

\*

Citizen Participation. Councilmember Dillingham thanked everyone for participating in local government. She said she gets very excited when this many people attend a meeting with opinions to share.

\*

Commending Councilmember Spaulding. Councilmember Kovach said sometimes we hear that Council has made up their minds before they come to the meeting and applauded Councilmember Spaulding for keeping an open mind. He said he has also had his mind changed at the last minute by a fellow Councilmember or a citizen.

\*

"Mop Norman." Councilmember Kovach said Council will be discussing in the next few months the final solution to Lake McGee, so please "Mop Norman."

\* \* \* \* \*

ADJOURNMENT

There being no further business, Councilmember Griffith moved that the meeting be adjourned, which motion was duly seconded by Councilmember Lockett; 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,  
Spaulding, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 11:18 p.m.

ATTEST:

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

\_\_\_\_\_  
Mayor