

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

March 26, 2013

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 26th day of March, 2013, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

ABSENT:

None

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL FINANCE COMMITTEE MINUTES OF FEBRUARY 20, 2013
CITY COUNCIL STUDY SESSION MINUTES OF FEBRUARY 26, 2013
CITY COUNCIL STUDY SESSION MINUTES OF MARCH 5, 2013
CITY COUNCIL SPECIAL SESSION MINUTES OF MARCH 5, 2013
CITY COUNCIL CONFERENCE MINUTES OF MARCH 12, 2013
CITY COUNCIL MINUTES OF MARCH 12, 2013
NORMAN UTILITIES AUTHORITY MINUTES OF MARCH 12, 2013
NORMAN MUNICIPAL AUTHORITY MINUTES OF MARCH 12, 2013
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF MARCH 12, 2013

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

Items submitted for the record

1. Text File No. GID-1213-64 dated March 12, 2013, by Brenda Hall, City Clerk
2. City Council Finance Committee minutes of February 20, 2013
3. City Council Study Session minutes of February 26, 2013
4. City Council Study Session minutes of March 5, 2013
5. City Council Special Session minutes of March 5, 2013
6. City Council Conference minutes of March 12, 2013
7. City Council minutes of March 12, 2013
8. Norman Utilities Authority minutes of March 12, 2013
9. Norman Municipal Authority minutes of March 12, 2013
10. Norman Tax Increment Finance Authority minutes of March 12, 2013

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

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

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

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Item 4, being:

PROCLAMATION NO. P-1213-12: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF APRIL, 2013, AS SEXUAL ASSAULT AWARENESS MONTH IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-12 proclaiming the month of April, 2013, as Sexual Assault Awareness Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. P-1213-12 dated February 28, 2013, by Brenda Hall, City Clerk
2. Proclamation No. P-1213-12

Participants in discussion

1. Detective Ron Collett, Norman Police Department, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1213-12 proclaiming the month of April, 2013, as Sexual Assault Awareness Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation No. P-1213-12 proclaiming the month of April 2013, as Sexual Assault Awareness Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

PROCLAMATION NO. P-1213-13 A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF APRIL 22 THROUGH 26, 2013, AS OU STAFF WEEK IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-13 proclaiming the week of April 22 through 26, 2013, as OU Staff Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith,

Items submitted for the record

1. Text File No. P-1213-13 dated February 28, 2013, by Brenda Hall, City Clerk
2. Proclamation No. P-1213-13

Participants in discussion

1. Ms. Amanda Pie, Chair of OU Staff Week, University of Oklahoma (OU)

and the question being upon acknowledging receipt of Proclamation No. P-1213-13 proclaiming the week of April 22 through 26, 2013, as OU Staff Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation No. P-1213-13 proclaiming the week of April 22 through 26, 2013, as OU Staff Week in the City of Norman acknowledged; and the filing thereof was directed.

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Item 6, being:

PROCLAMATION NO. P-1213-14: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF APRIL, 2013, AS FAIR HOUSING MONTH IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-14 proclaiming the month of April, 2013, as Fair Housing Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. P-1213-14 dated March 14, 2013
2. Proclamation No. P-1213-14

Participants in discussion

1. Ms. Virginia Gaston, Metropolitan Fair Housing Council

and the question being upon acknowledging receipt of Proclamation No. P-1213-14 proclaiming the month of April, 2013, as Fair Housing Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation No. P-1213-14 proclaiming the month of April 2013, as Fair Housing Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 7, being:

PROCLAMATION NO. P-1213-15: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING TUESDAY, APRIL 9, 2013, AS SERVICE RECOGNITION DAY IN THE CITY OF NORMAN.

Councilmember Griffith moved that receipt of Proclamation No. P-1213-15 proclaiming Tuesday, April 9, 2013, as Service Recognition Day 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-1213-15 dated March 19, 2013
2. Proclamation No. P-1213-15

Participants in discussion

1. Mr. Steve Miller, Retired Senior Volunteer Program

and the question being upon acknowledging receipt of Proclamation No. P-1213-15 proclaiming Tuesday, April 9, 2013, as Service Recognition Day in the City of Norman and upon the subsequent directive, a vote was taken with the following result.

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation No. P-1213-15 proclaiming Tuesday, April 9, 2013, as Service Recognition Day in the City of Norman acknowledged; and the filing thereof was directed.

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Item 8, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 9 through Item 27 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 9 through Item 27, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Item 9 through Item 27 were placed on the consent docket by unanimous vote.

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Item 9, being:

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

Councilmember Kovach moved that Ordinance No. O-1112-36 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1112-36 dated April 17, 2013, by Jane Hudson, Principal Planner
2. Ordinance No O-1112-36
3. Planned Unit Development Narrative prepared for Rose Rock School Foundation February, 2013, by Jack Eure Architect with site plan
4. Location map
5. Staff Report dated May 10, 2012, recommendation approval
6. Planned Unit Development Narrative prepared for Rose Rock School Foundation May 2, 2012, by Jack Eure Architect with site plan
7. Protest and support map containing 38.9% filed protest and 0.9% support within notification area
8. Letter of support filed May 7, 2012, from Sarah Warmker
9. Letter of protest filed May 7, 2012, from Jim and Deanna Miller
10. Letter of protest filed May 7, 2012, from Marcheta J Rodkey to Planning Commission
11. Letter of protest filed April 24, 2012, from Colette Fudge to City Clerk and Planning Commission
12. Letter of protest filed May 7, 2012, from Debbie C. Raison to City of Norman Planning Commission
13. Letter of protest filed May 7, 2012, from Thomas G. Kennedy to Planning and Community Development Department
14. Letter of protest filed May 7, 2012, from Jenny and Steve Jenkinson, to Whom It May Concern
15. Letter of protest filed May 7, 2012, from Mary Jane Holman to Planning and Community Development Department
16. Letter of protest filed May 7, 2012, from Cristi Miles-Bullard
17. Letter of protest filed May 7, 2012, from Dorothy Coker to City Clerk
18. Letter of protest filed May 7, 2012, from Robert and Libbi Holbrook to Norman Planning Commission
19. Letter of protest filed May 7, 2012, from Glen and Donna Giles to Norman Planning Commission
20. Letter of protest filed May 7, 2012, from Wanda Helms to Norman Planning Commission

Item 9, continued:

Items submitted for the record, continued:

21. Letter of protest filed May 7, 2012, from L. Dee Fink to Norman Planning Commission
22. Letter of protest filed May 7, 2012, from Robert R. and Patricia Sullivan to Norman Planning Commission
23. Letter of protest filed May 7, 2012, from Jean C. Holland to Norman Planning Commission
24. Letter of protest filed May 7, 2012, from Arletta Knight Fink to Norman Planning Commission
25. Letter of protest filed May 7, 2012, from Robert J. Kopecky to Norman Planning Commission
26. Letter of protest filed May 7, 2012, from Ruth Medford to Norman Planning Commission
27. Letter of protest filed May 7, 2012, from Phyllis V. Gage to Norman Planning Commission
28. Letter of protest filed May 7, 2012, from Becky Shaw to Norman Planning Commission
29. Petition of protest filed May 7, 2012, containing 56 signatures
30. Pertinent excerpts from Planning Commission minutes of May 10, 2012
31. Letter requesting postponement dated March 12, 2013, from R. Blaine Nice, Fellers Snider, Attorneys and Counselors at Law, to Ms. Brenda Hall, City Clerk

and the question being upon the introduction and adoption of Ordinance No. O-1112-36 upon First Reading by title, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-1112-36 was introduced, read, and adopted upon First Reading by title.

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Item 10, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF FEBRUARY 28, 2013, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File No. RPT-1213-38 dated March 8, 2013, by Anthony Francisco, Finance Director
2. Finance Director's Investment Report of February 28, 2013

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

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

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

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Item 11, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF FEBRUARY, 2013, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File No. RPT-1213-39 dated March 8, 2013, by Carol Coles, Administrative Assistant
2. Monthly Departmental Reports for the month of February, 2013

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

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

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

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Item 12, being:

CONSIDERATION OF THE NORMAN CONVENTION AND VISITOR'S BUREAU, INC., (NCVB) SEMI-ANNUAL REPORT ENDING DECEMBER 31, 2012.

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

Items submitted for the record

1. Text File No. RPT-1213-42 dated March 11, 2013, by Brenda Hall, City Clerk
2. Norman Convention and Visitors Bureau, Inc., Semi-Annual Report ending December 31, 2013

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

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

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

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Item 13, being:

CONSIDERATION OF AWARDING OF BID NO. 1213-32, THE NORMAN UTILITIES AUTHORITY'S APPROVAL OF CONTRACT NO. K-1213-65 WITH CENTRAL CONTRACTING SERVICES, INC., IN THE AMOUNT OF \$373,840; PERFORMANCE BOND NO. B-1213-65; STATUTORY BOND NO. B-1213-66, AND MAINTENANCE BOND NO. MB-1213-15 FOR THE APPLE CREEK WATER LINE CONSTRUCTION PROJECT AND BUDGET APPROPRIATION.

Acting as the Norman Utilities Authority, Trustee Kovach moved that all bids meeting specifications be accepted; the bid in the amount of \$373,840 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-65 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds and the Norman Utilities Authority to pay vendors for equipment and supplies as directed by the contractor be authorized; the filing of the bonds be directed; and \$224,101 be appropriated from the Water Fund Balance (030-0000-253.00-00) to Project No. WA0041, Hot Soils, Apple Creek, Construction (031-9360-462.61-01), which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. K-1213-32 dated March 12, 2013, by Jim Speck, Capital Projects Engineer
2. Bid Summary
3. Contract No. K-1213-65
4. Performance Bond No. B-1213-66
5. Statutory Bond No. B-1213-67
6. Maintenance Bond No. MB-1213-15
7. Location map
8. Purchase Requisition No. 0000214408 dated March 13, 2013, in the amount of \$373,840 to Central Contracting Services, Inc.

Participants in discussion

1. Jim Speck, Capital Projects Engineer

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

YEAS:

Trustees Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Chairman
Rosenthal

NAYES:

None

The Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$373,840 was awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-1213-65 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds and the Norman Utilities Authority to pay vendors for equipment and supplies as directed by the contractor was authorized; the filing of the bonds was directed, and \$224,101 was appropriated from the Water Fund Balance (030-0000-253.00-00) to Project No. WA0041, Hot Soils, Apple Creek, Construction (031-9360-462.61-01).

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Item 14, being:

CONSIDERATION OF REQUEST FOR PROPOSAL NO. RFP-1213-64, CONTRACT NO. K-1213-168 WITH REX PLAYGROUND EQUIPMENT IN THE AMOUNT OF \$70,000; PERFORMANCE BOND NO. B-1213-64; STATUTORY BOND NO. B-1213-65, MAINTENANCE BOND NO. MB-1213-58, AND RESOLUTION NO. R-1213-101 FOR THE MCGEORGE PARK PLAYGROUND EQUIPMENT PROJECT.

Councilmember Kovach moved that Request for Proposal No. RFP-1213-64 from Rex Playground Equipment for the McGeorge Park Playground Equipment Project be accepted; Contract No. K-1213-168 in the amount of \$70,000 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-1213-101 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-168 dated March 12, 2013, by Mitch Miles, Park Planner
2. Summary of Request for Proposal No. RFP-1213-64 for the McGeorge Park Playground Replacement Project
3. Contract No. K-1213-168
4. Performance Bond No. B-1213-64
5. Statutory Bond No. B-1213-65
6. Maintenance Bond No. MB-1213-58
7. Resolution No. R-1213-101
8. Purchase Requisition No. 0000214325 dated March 11, 2013, in the amount of \$70,000 to Rex Playground Equipment, Inc.

and the question being upon accepting Request for Proposal No. RFP-1213-64 and upon the subsequent approval, authorization, directive, and adoption, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Request for Proposal No. RFP-1213-64 accepted; Contract No. K-1213-168 in the amount of \$70,000 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-1213-101 was adopted.

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Item 15, being:

EASEMENT NO. E-1213-23: A PERMANENT EASEMENT TO CREATE A NO-BUILD ZONE ON PROPERTY LOCATED AT LOT 16, BLOCK 2, PRIDE ADDITION NO. 5 (13818 NORRIS CIRCLE) IN ORDER TO OBTAIN A BUILDING PERMIT FOR THE ADJACENT PROPERTY LOCATED AT 13801 BRIDGE CREEK DRIVE.

Councilmember Kovach moved that Easement No. E-1213-23 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-23 dated March 6, 2013, by Terry Floyd, Development Manager
2. Easement No. E-1213-23 with Exhibits "A" and "B," location maps

and the question being upon accepting Easement No. E-1213-23 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Easement No. E-1213-23 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 16, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR UNIVERSITY NORTH PARK ADDITION, SECTION XI, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (LOCATED AT THE SOUTHEAST CORNER OF 24TH AVENUE N.W. AND LEGACY PARK DRIVE)

Councilmember Kovach moved that the final site development plan and final plat for University North Park Addition, a Planned Unit Development, be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements; and the filing of the final 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-1213-22 dated November 14, 2012, by Ken Danner, Subdivision Manager
2. Location map
3. Final plat
4. Staff Report dated December 13, 2012, recommending approval
5. Final site development plan
6. Revised preliminary plat
7. Pertinent excerpts from Planning Commission minutes of December 13, 2012

and the question being upon approving the final site development plan and final plat for University North Park Addition, a Planned Unit Development, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the final site development plan and final plat for University North Park Addition, a Planned Unit Development, 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

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Item 17, being.

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. EN-1213-5 FOR LOT 12, BLOCK 9, COLLEGE MANOR ADDITION, NORMAN, CLEVELAND COUNTY. (1400 SPRUCE DRIVE)

Councilmember Kovach moved that Consent to Encroachment No. EN-1213-5 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. EN-1213-5 dated March 21, 2013, by Leah Messner, Assistant City Attorney
2. Memorandum dated November 26, 2012, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; and Ken Korniske, Director of Utilities
3. Consent to Encroachment No. EN-1213-5

Item 17, continued:

Items submitted for the record, continued

4. Letter of request filed November 26, 2012, from Ron and Deanna Eades to Brenda Hall, City Clerk
5. Site plan
6. Letter dated March 11, 2013, from Wayne Stenis, Planner II, to Ron and Deanna Eades
7. Letter to Mr. Speck from Ron and Deanna Eades
8. Memorandum dated January 24, 2013, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
9. Memorandum dated March 11, 2013, from Jane Hudson, Principal Planner, to Leah Messner, Assistant City Attorney
10. Memorandum dated December 18, 2012, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
11. E-mail dated November 4, 2012, from Terri Hayes, Manager/Outside Plant Planning and Design Engineer, Norman Wire Center, AT&T, to Ron and Deanna Eades
12. E-mail dated November 4, 2012, from Thad Peterson, Oklahoma Electric Cooperative, to Ron and Deanna Eades
13. Letter dated November 5, 2012, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Ron and Deanna Eades
14. Letter dated November 12, 2012, from Jodie Finney, Construction Service Support Specialist II, Cox Communications, Inc., to Ron and Deanna Eades
15. Letter dated November 19, 2012, from Brian Navarro, Operating Supervisor, Oklahoma Natural Gas, a Division of ONEOK, to Mr. Ron Eades

and the question being upon approving Consent to Encroachment No. EN-1213-5 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Consent to Encroachment No. EN-1213-5 approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 18, being:

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. EN-1213-8 FOR LOT 3, BLOCK 3, BROOKHAVEN NO. 40 ADDITION, NORMAN, CLEVELAND COUNTY. (2101 BROOKHAVEN BOULEVARD)

Councilmember Kovach moved that Consent to Encroachment No. EN-1213-8 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith,

Items submitted for the record

1. Text File No. EN-1213-8 dated March 12, 2013, by Leah Messner, Assistant City Attorney
2. Memorandum dated February 5, 2013, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Rone Tromble, Administrative Technician IV, Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities, and Jane Hudson, Principal Planner
3. Letter of request filed February 5, 2013, from Gemini Development Corporation, to City of Norman
4. Plot plan
5. Final plat
6. Consent to Encroach No. EN-1213-8
7. Memorandum dated March 6, 2013, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
8. Memorandum dated March 6, 2013, from Jane Hudson, Principal Planner, to Leah Messner, Assistant City Attorney

Item 18, continued:

Items submitted for the record, continued

9. Memorandum dated March 6, 2013, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
10. Letter dated March 7, 2013, from Charles Truesdell, Manager, Engineering and Design, AT&T Engineering/Construction, to Whom It May Concern
11. E-mail dated February 8, 2013, from Thad Peterson, Oklahoma Electric Cooperative
12. Letter dated February 8, 2013, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Ken Danner, Development Coordinator
13. Letter dated February 11, 2013, from Jodie Finney, Construction Service Support Specialist II, Network Services, Cox Communications, Inc., to Ken Danner, Subdivision Coordinator
14. Letter dated February 13, 2013, from Brian Navarro, Operations Supervisor, Oklahoma Natural Gas, a Division of ONEOK, to Mr. M. Kaiser Aziz, Genimi Development Corporation

and the question being upon approving Consent to Encroachment No. EN-1213-8 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Consent to Encroachment No. EN-1213-8 approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 19, being:

CONSIDERATION OF CONSENT TO ENCROACHMENT NO. EN-1213-9 FOR LOT 23, BLOCK 4, NRH MEDICAL PARK WEST ADDITION, SECTION 4, NORMAN, CLEVELAND COUNTY, OKLAHOMA. (3500 HEALTHPLEX PARKWAY)

Councilmember Kovach moved that Consent to Encroachment No. EN-1213-9 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. EN-1213-9 dated March 12, 2013, by Leah Messner, Assistant City Attorney
2. Memorandum dated March 8, 2013, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities, and Jane Hudson, Principal Planner
3. Letter of request filed March 8, 2013, from Rick L. Byrd, Precision Builders, to Ken Danner, Development Coordinator
4. Site plan
5. Architects' Plan – view of sign
6. Location map
7. Schematics of sign
8. Consent to Encroach No. EN-1213-9
9. Memorandum dated March 11, 2013, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
10. Memorandum dated March 11, 2013, from Jane Hudson, Principal Planner, to Leah Messner, Assistant City Attorney
11. Memorandum dated March 11, 2013, from Ken Danner, Subdivision Development Manager
12. Letter dated February 26, 2013, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Rick L. Byrd, Precision Builders, Inc.

Item 19, continued:

Items submitted for the record, continued

13. Letter dated February 28, 2013, from Brian Navarro, Operations Supervisor, Oklahoma Natural Gas, a Division of ONEOK, to Mr. Rick L. Byrd, Precision Builders
14. Letter dated March 5, 2013, from Jodie Finney, Construction Service Support Specialist II, Network Services, Cox Communications, Inc., to Precision Builders, Attention Rick L. Byrd, with underground route for Cox Communications
15. Letter dated March 12, 2013, from Charles Truesdell, Manager, Engineering and Design, AT&T Engineering/Construction, to Whom It May Concern

and the question being upon approving Consent to Encroachment No. EN-1213-9 and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Consent to Encroachment No. EN-1213-9 approved; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 20, being:

CONSIDERATION OF ACCEPTANCE OF A CORRECTED WARRANTY DEED FROM
HIGHLAND HILLS, L.L.C., FOR PARK LAND SERVING THE HIGHLAND VILLAGE
NEIGHBORHOOD.

Councilmember Kovach moved that a corrected warranty deed from Highland Hills, L.L.C., for park land serving the Highland Village Neighborhood 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. GID-1213-65 dated March 13, 2013, by Jud Foster, Director of Parks and Recreation
2. Warranty deed for Highland Hills, L.L.C., filed November 5, 2007, Book 4419, Pages 1058-1059
3. Location map
4. Corrected warranty deed for Highland Hills, L.L.C.
5. Location map
6. Park/Plat Overlap Area
7. Final plat

and the question being upon approving a corrected warranty deed from Highland Hills, L.L.C., for park land serving the Highland Village Neighborhood and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and a corrected warranty deed from Highland Hills, L.L.C., for park land serving the Highland Village Neighborhood approved and the execution thereof was authorized.

* * * * *

Item 21, being:

DECLARATION OF SURPLUS AND/OR OBSOLETE EQUIPMENT AND MATERIALS AND AUTHORIZING THE SALE THEREOF.

Councilmember Kovach moved that the equipment be declared to be surplus and/or obsolete and the sale thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-57 dated November 26, 2012, by Fred Duke, Procurement Analyst
2. Inventory of Goods to be Auctioned

and the question being upon declaring equipment to be surplus and/or obsolete and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the equipment declared to be surplus and/or obsolete; and the sale thereof was authorized.

* * * * *

Item 22, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$500 FROM PATRICIA HANSON TO BE USED AT THE NORMAN ANIMAL WELFARE CENTER.

Councilmember Kovach moved that a donation in the amount of \$500 from Patricia Hanson to be used at the Norman Animal Welfare Center be accepted and Animal Control Liability (010-0000-227.24-31) be increased by \$500, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. GID-1213-108 dated March 4, 2013, by John Bowman, Animal Welfare Superintendent
2. Letter dated February 26, 2013, from Patty J. Hanson, to Norman Animal Welfare Center

and the question being upon accepting a donation in the amount of \$500 from Patricia Hanson to be used at the Norman Animal Welfare Center and upon the subsequent increase, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and a donation in the amount of \$500 from Patricia Hanson to be used at the Norman Animal Welfare Center accepted, and Animal Control Liability (010-0000-227.24-31) was increased by \$500.

* * * * *

Item 23, being:

LIMITED LICENSE NO. LL-1213-8: LIMITED LICENSE TO PLACE ONE (1) GROUND BANNER WITHIN THE PUBLIC RIGHT-OF-WAY PURSUANT TO A REQUEST FROM MARY ABBOTT CHILDREN'S HOUSE FOR "THE CHILDREN'S GARDEN" EVENT TO BE HELD SATURDAY, APRIL 13, 2013.

Councilmember Kovach moved that Limited License No. LL-1213-8 to place one (1) ground banner within the public right-of-way pursuant to a request from Mary Abbott Children's House be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. LL-1213-8 dated March 11, 2013, by Wayne Stenis, Planner II
2. Application for Limited License for one banner dated February 11, 2013, from Mary Abbott Children's House with promotional flyers
3. Limited License No. LL-1213-8

and the question being upon approving Limited License No. LL-1213-8 to place one (1) ground banner within the public right-of-way pursuant to a request from Mary Abbott Children's House and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Limited License No. LL-1213-8 to place one (1) ground banners within the public right-of-way pursuant to a request from Mary Abbott Children's House approved; and the issuance thereof was authorized.

* * * * *

Item 24, being:

LIMITED LICENSE NO. LL-1213-9: LIMITED LICENSE TO PLACE FOURTEEN (14) GROUND BANNERS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE ASSISTANCE LEAGUE OF NORMAN FOR THE MAY FAIR ARTS FESTIVAL TO BE HELD SATURDAY, MAY 4 THROUGH SUNDAY, MAY 5, 2013.

Councilmember Kovach moved that Limited License No. LL-1213-9 to place fourteen (14) ground banners within the public rights-of-way pursuant to a request from the Assistance League of Norman be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. LL-1213-9 dated March 15, 2013, by Wayne Stenis, Planner II
2. Application for Limited License for 14 banners dated March 15, 2013, from the Assistance League of Norman
3. Sign locations
4. Limited License No. LL-1213-9

and the question being upon approving Limited License No. LL-1213-9 to place fourteen (14) ground banners within the public rights-of-way pursuant to a request from the Assistance League of Norman and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Limited License No. LL-1213-9 to place fourteen (14) ground banners within the public rights-of-way pursuant to a request from the Assistance League of Norman approved; and the issuance thereof was authorized.

* * * * *

Item 25, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-1213-119: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND CARDINAL ENGINEERING, INC., INCREASING THE CONTRACT BY \$14,019 TO PROVIDE ADDITIONAL ENGINEERING DESIGN SERVICES TO ADD ONE-HALF MILE OF WATER LINE TO THE HIGHWAY NINE WATER LINE RELOCATION PROJECT.

Councilmember Kovach moved that Amendment No. One to Contract No. K-1213-119 with Cardinal Engineering, Inc., increasing the contract amount by \$14,019 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-119, Amendment No. One, dated March 12, 2013, by Jim Speck, Capital Projects Engineer
2. Amendment No. One to Contract No. K-1213-119 with Attachment A, Time Schedule for Scope of Services Performance; Attachment B, Scope of Services; and Attachment C, Compensation
3. Highway 9 Postal Training Water Line Base Cost Estimate dated March 12, 2013
4. Contract No. K-1213-119 with Attachment A, Time Schedule for Scope of Services Performance; Attachment B, Scope of Services; and Attachment C, Compensation
5. Location map
6. Purchase Requisition No. 0000214407 dated March 13, 2013, in the amount of \$14,019 to Cardinal Engineering, Inc.

and the question being upon approved Amendment No. One to Contract No. K-1213-119 with Cardinal Engineering, Inc., increasing the contract amount by \$14,019 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-1213-119 with Cardinal Engineering, Inc., increasing the contract amount by \$14,019 approved; and the execution thereof was authorized.

* * * * *

Item 26, being:

CONTRACT NO. K-1213-178: A STORM WATER SYSTEM REPAIRS AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CAMBRIDGE ESTATES HOME OWNERS ASSOCIATION, INC., FOR THE CITY'S SHARE OF STORM WATER SYSTEM DRAINAGE FLUME REPAIRS LOCATED IN CAMBRIDGE ADDITION, SECTION V.

Councilmember Kovach moved that Contract No. K-1213-178 with Cambridge Estates Homeowners Association, Inc., be approved; the execution thereof be authorized; and payment for the City's 50/50 share in an amount not-to-exceed \$10,500 to Cambridge Estates Homeowners Association, Inc., be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-178 dated March 11, 2013, by Rick Schlechter, Stormwater Engineer
2. Contract No. K-1213-178
3. Letter dated January 14, 2013, from Mr. Robert A. Bruce, Cambridge HOA Board Member, to Mr. Shawn O'Leary, Norman Director of Public Works
4. Fax Transmission dated December 19, 2012, from Tomas Diaz, OPES, Inc., to J. W. Dansby
5. Location maps
6. Invoice No. 12093 dated December 28, 2012, from OPES, Inc., to Darrell Janaway, 5012 Deerhurst

Item 26, continued:

Items submitted for the record, continued

7. Letter dated November 1, 2011, from J.W. Dansby, P.E., Civil Engineer, to Mr. Todd McLellan, Development Engineer
8. Final plat for Cambridge Addition, Section V
9. Map depicting locations of drainage flumes

and the question being upon approving Contract No. K-1213-178 with Cambridge Estates Homeowners Association, Inc., and upon the subsequent authorization and direction, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Contract No. K-1213-178 with Cambridge Estates Homeowners Association, Inc., approved; the execution thereof authorized; and payment for the City's 50/50 share in an amount not-to-exceed \$10,500 to Cambridge Estates Homeowners Association, Inc., was directed.

* * * * *

Item 27, being:

CONTRACT NO. K-1213-179: A MEMORANDUM OF UNDERSTANDING WITH THE OKLAHOMA OFFICE OF HOMELAND SECURITY REGARDING GRANT FUNDS IN THE AMOUNT OF \$175,000 RECEIVED FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO BE ASSIGNED TO THE OKLAHOMA STATE BUREAU OF INVESTIGATION (OSBI) TO CONTINUE SUPPORT OF INFORMATION SHARING AND EXCHANGE SYSTEMS.

Councilmember Kovach moved that Contract No. K-1213-179 with the Oklahoma Office of Homeland Security be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-179 dated March 12, 2013, by Jim Spearman, Police Standards Administrator
2. Contract No. K-1213-179

and the question being upon approving Contract No. K-1213-179 with Oklahoma Office of Homeland Security and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Contract No. K-1213-179 with the Oklahoma Office of Homeland Security approved; and the execution thereof was authorized.

* * * * *

Item 28, being:

RESOLUTION NO. R-1213-95: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN, LAND USE PLAN AMENDMENT NO. LUP-1213-7, SO AS TO PLACE LOTS 37 AND 38, BLOCK 3, LARSH'S UNIVERSITY ADDITION, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE COMMERCIAL DESIGNATION AND REMOVE THE SAME FROM THE OFFICE DESIGNATION. (768 SOUTH JENKINS AVENUE)

Councilmember Kovach moved that Resolution No. R-1213-95, Land Use Plan Amendment No. LUP-1213-7, be postponed until June 11, 2013, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. R-1213-95 dated January 22, 2013, by Jane Hudson, Principal Planner
2. E-mail requesting postponement dated March 18, 2013, from Sean Rieger, Rieger Law Group, to Brenda Hall and Ellen Usry
3. Resolution No. R-1213-95, Land Use Plan Amendment No. LUP-1213-7
4. Location map
5. Staff Report dated February 14, 2013, recommending denial
6. Aerial photo of 768 Jenkins Avenue
7. Predevelopment Summary Case No. PD 12-36 dated December 20, 2012, for 768 South Jenkins
8. Pertinent excerpts from Planning Commission minutes of February 14, 2013

and the question being upon postponing Resolution No. R-1213-95, Land Use Plan Amendment No. LUP-1213-7 until June 11, 2013, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Resolution No. R-1213-95, Land Use Plan Amendment No. LUP-1213-7, was postponed until June 11, 2013.

* * * * *

Item 29, being:

CONSIDERATION OF ORDINANCE NO. O-1213-30 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE LOTS 37 AND 38, BLOCK 3 LARSH'S UNIVERSITY ADDITION, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT WITH SPECIAL USE FOR A BAR, LOUNGE OR TAVERN, AND REMOVE THE SAME FROM THE RO, RESIDENCE-OFFICE DISTRICT, OF SAID CITY, AND PROVIDING FOR THE SEVERABILITY THEREOF (768 SOUTH JENKINS AVENUE)

Ordinance No. O-1213-30 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 12, 2013, Councilmember Kovach moved that Ordinance No. O-1213-30 be postponed until June 11, 2013, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-30 dated January 22, 2013, by Jane Hudson, Principal Planner
2. E-mail requesting postponement dated March 18, 2013, from Sean Rieger, Rieger Law Group, to Brenda Hall and Ellen Usry
3. Ordinance No. O-1213-30
4. Location map
5. Staff reported dated February 14, 2013, recommending denial
6. Aerial photo of 768 Jenkins Avenue
7. Protest map containing 4.5% protest within notification area
8. Letter of protest filed February 8, 2013, from Alan L. Stacy, Chief Operating Officer, Keith F. Walker Oil & Gas Company, L.L.C., to Planning Commission, City of Norman
9. Pertinent excerpts from Planning Commission minutes of February 14, 2013

Item 29, continued:

and the question being upon postponing Ordinance No. O-1213-30 until June 11, 2013, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-1213-30 was postponed until June 11, 2013.

* * * * *

Item 30, being:

CONSIDERATION OF ORDINANCE NO. O-1213-31 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 422.1 (AMENDMENTS) OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO ALLOW CONCURRENT SUBMITTAL OF PRE-DEVELOPMENT AND PLANNING COMMISSION APPLICATIONS; REGULATING TIME BETWEEN PRE-DEVELOPMENT AND PLANNING COMMISSION MEETINGS; SPECIFYING NOTICE REQUIREMENTS AND CLARIFYING OTHER SUBMITTAL REQUIREMENTS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-31 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 12, 2013. Councilmember Griffith moved that Ordinance No. O-1213-31 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. O-1213-31 dated January 22, 2013, by Susan Connors, Director of Planning and Community Development
2. Ordinance No. O-1213-31
3. Legislatively notated copy of Ordinance No. O-1213-31
4. Staff report dated February 14, 2013, recommending approval
5. Pertinent excerpts from Planning Commission minutes of February 14, 2013
6. Pertinent excerpts from City Council Business and Community Affairs Committee minutes of February 7, 2013
7. PowerPoint presentation entitled, "City of Norman Development Streamlining Options and Ordinance Amendments," Norman City Council Meeting, March 26, 2013

Participants in discussion

1. Mr. Terry Floyd, Development Coordinator
2. Mr. Jeff Bryant, City Attorney
3. Ms. Brenda Hall, City Clerk
4. Mr. Steve Ellis, 633 Reed Avenue, proponent
5. Ms. Jeanette Coker, 620 East Main Street, made comments
6. Mr. Darrell Janaway, 5012 Deerhurst Drive, President of Cambridge Homeowners' Association, proponent
7. Mr. John Woods, 4101 Castlerock Road, proponent
8. Mr. Sean Rieger, 136 Thompson Drive, representing Builders Association of Central Oklahoma, proponent
9. Mr. Richard McKown, 4409 Cannon Drive, Chairman of the Norman Developers Council, proponent
10. Mr. Jim Stanley, 3922 Pine Tree Circle, made comments

Item 30, continued:

Thereupon, Councilmember Jungman moved that Section 422.1(2) of Ordinance No. O-1213-31 be amended to read as follows:

SEC. 442.1 - AMENDMENTS

* * *

2. The purpose of the Pre-Development meeting is to allow surrounding neighbors to meet with the applicant in an informal setting and gain information about the proposed application. In order for the meeting to occur, the following items must accompany your completed application to the Planning Department:

A complete Pre-Development application packet must be filed in the Planning Department by 4:00 p.m. seventeen (17) days before the regularly scheduled Pre-Development meeting. The Planning Department will make available the Pre-Development packet to the City's website as soon as possible but no later than ten (10) days before the regularly scheduled Pre-Development meeting.

which motion was duly seconded by Councilmember Gallagher;

Participants in discussion

1. Mr. Terry Floyd, Development Coordinator
2. Ms. Susan Connors, Director of Planning and Community Development
3. Ms. Brenda Hall, City Clerk
4. Mr. Harold Heiple, 218 East Eufaula, made comments
5. Mr. Steve Ellis, 633 Reed Avenue, proponent
6. Ms. Ellen Frank, 211 East Daws, proponent
7. Ms. Jamileh Wilcox, 322 South University, proponent
8. Ms. Ann Gallagher, 1522 East Boyd, made comments
9. Ms. Cindy Rogers, 633 Reed Avenue, made comments

and the question being upon amending Section 422.1(2) of Ordinance No. O-1213-31 as stated above, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Section 422.1(2) of Ordinance No. O-1213-31 was amended as stated above.

and the question being upon adopting Ordinance No. O-1213-31, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-1213-31, as amended, was adopted upon Second Reading section by section.

Item 30, continued:

Councilmember Jungman asked that he be allowed to abstain from voting on adding the emergency clause to Ordinance No. O-1213-31 due to a conflict of interest. Thereupon, Councilmember Kovach moved that Councilmember Jungman be allowed to abstain from voting on adding the emergency clause to Ordinance No. O-1213-31 due to a conflict of interest, which motion was duly seconded by Councilmember Williams; and the question being upon allowing Councilmember Jungman to abstain from voting on adding the emergency clause to Ordinance No. O-1213-31 due to a conflict of interest, a vote was taken with the following result:

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

The Mayor declared the motion carried and Councilmember Jungman was allowed to abstain from voting on adding the emergency clause to Ordinance No. O-1213-31 due to a conflict of interest.

* * * * *

Thereupon, Councilmember Spaulding moved that Ordinance No. O-1213-31 be further amended to add an Emergency Clause, which motion was duly seconded by Councilmember Williams;

Participants in discussion

1. Mr. Jeff Bryant, City Attorney
2. Mr. Harold Heiple, 218 East Eufaula, made comments
3. Ms. Joy Hampton, The Norman Transcript, 215 East Comanche Street, asked questions
4. Mr. Richard McKown, 4409 Cannon Drive, made comments
5. Mr. Steve Ellis, 633 Reed Avenue, protestant
6. Ms. Jeanette Coker, 620 East Main Street, protestant
7. Ms. Shari Ransley, 1200 Caddell Lane, protestant

and the question being upon further amending Ordinance No. O-1213-31 to add an Emergency Clause, a vote was taken with the following result.

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

The Mayor declared the motion failed and Ordinance No. O-1213-31 was not further amended to add an Emergency Clause.

Thereupon, Councilmember Griffith moved that Ordinance No. O-1213-31, as amended, be adopted, upon Final Reading as a whole, which motion was duly seconded by Councilmember Lockett, and the question being upon adopting Ordinance No. O-1213-31, as amended, upon Final Reading as a whole, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1213-31 was adopted, as amended upon Final Reading as a whole.

* * * * *

Item 31, being:

CONSIDERATION OF ORDINANCE NO. O-1213-32 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ARTICLE I, SECTION 19-104; ARTICLE II, SECTIONS 19-201, 19-202 AND 19-204; ARTICLE III, SECTIONS 19-301, 19-302, 19-307 TO 19-319; AND ARTICLE VI, SECTION 19-602 AND 19-606 AND ADDING ARTICLE III, SECTION 19-320 TO EXTEND THE VALIDITY PERIOD OF PRELIMINARY PLATS AND TO ESTABLISH FEES THEREFORE; TO REMOVE THE REQUIREMENT FOR PLANNING COMMISSION APPROVAL OF FINAL PLATS; TO AMEND THE DEVELOPMENT APPLICATION PROCESS; AND TO REMOVE THE REQUIREMENT FOR PRE-DEVELOPMENT MEETING FOR PROPERTIES SUBDIVIDED BY CERTIFICATE OF SURVEY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-32 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 12, 2013, Councilmember Kovach moved that Ordinance No. O-1213-32 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1213-32 dated January 22, 2013, by Terry Floyd, Development Coordinator
2. Ordinance No. O-1213-32
3. Legislatively notated copy of Ordinance No. O-1213-32
4. Staff report dated February 14, 2013, recommending approval
5. Pertinent excerpts from Planning Commission minutes of February 14, 2013, and March 14, 2013
6. Pertinent excerpts from City Council Business and Community Affairs Committee minutes of February 7, 2013

Participants in discussion

1. Mr. Terry Floyd, Development Coordinator
2. Mr. Harold Heiple, 218 East Eufaula Avenue, made comments
3. Ms. Steve Ellis, 633 Reed Avenue, made comments
4. Mr. Jeff Bryant, City Attorney
5. Ms. Jayne Crumpley, 423 Elm Avenue, asked questions
6. Ms. Ellen Frank, 211 East Daws, made comments
7. Mr. Shawn O'Leary, Director of Public Works

Councilmember Griffith moved that Section 19-307(g) of Ordinance No. O-1213-32 be amended to read as follows:

Sec. 19-307. The preliminary plat: Requirements for Administrative Renewal.

- G. Final plats, submitted after administrative renewal, must comply with all intervening modifications to Chapter 19 to other pertinent City of Norman regulations occurring from the date of renewal approval of the preliminary plat to submission of the final plat for approval. Accordingly, if a preliminary plat is administratively renewed, at the time of renewal, a notation must be placed on the preliminary plat that states: "Approval of the corresponding final plat, when presented to City Council for such approval and acceptance, must comply with any and all intervening modifications to Chapter 19, or other pertinent chapter, of the Code of Ordinances of the City of Norman occurring from the date of first renewal approval to the date of submission of the final plat to City Council for approval."

which motion was duly seconded by Councilmember Kovach;

Participants in discussion

1. Mr. Jeff Bryant, City Attorney
2. Mr. Steve Ellis, 633 Reed Avenue, proponent
2. Ms. Jayne Crumpley, 423 Elm Avenue, asked questions
3. Mr. Terry Floyd, Development Coordinator
4. Ms. Ellen Frank, 211 East Daws Street, asked questions

Item 31, continued:

and the question being upon amending Section 19-307(g) of Ordinance No. O-1213-32 as stated above, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry,
Gallagher, Griffith, Jungman, Kovach,
Lockett, Spaulding, Williams, Mayor
Rosenthal

NAYES:

None

The Mayor declared the motion carried and Section 19-307(g) of Ordinance No. O-1213-32 was amended as stated above.

Thereupon, Councilmember Jungman moved that Section 19-302(g) of Ordinance No. O-1213-32 be amended to read as follows:

Sec. 19-302. Preliminary Plat: Procedure for filing application for consideration of the Planning Commission.

1. When a Preliminary Plat is submitted to the Public Works Department for consideration by the Planning Commission, a Pre-Development Informational Meeting must be held. The purpose of the Pre-Development meeting is to allow surrounding neighbors to meet with the applicant in an informal setting and share information about the proposed application. In order for the meeting to occur, the following items must be submitted to the Public Works Department:

- (g) A filing fee of one hundred twenty-five dollars (\$125.00), which will be credited against any filing fee charged for a future preliminary plat application for the same property. This fee is non-refundable, and must be paid each time a separate meeting is requested.

A complete Pre-Development application packet must be received filed in the Planning Department by 4 00 p.m. seventeen (17) days before the regularly scheduled Pre-Development meeting. The Planning Department will make available the Pre-Development packet to the City of Norman's website as soon as possible but no later than ten (10) days before the regularly scheduled Pre-Development meeting.

and the question being upon amending Section 19-302(g) of Ordinance No. O-1213-32 as stated above, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry,
Gallagher, Griffith, Jungman, Kovach,
Lockett, Spaulding, Williams, Mayor
Rosenthal

NAYES:

None

The Mayor declared the motion carried and that Section 19-302(g) of Ordinance No. O-1213-32 was amended as stated above.

and the question being upon adopting Ordinance No. O-1213-32, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Kovach, Lockett, Spaulding,
Williams, Mayor Rosenthal

NAYES:

Councilmember Jungman

The Mayor declared the motion carried and Ordinance No. O-1213-32, as amended, was adopted upon Second Reading section by section.

Item 31, continued:

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-32, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1213-32, as amended, upon Final Reading as a whole, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Kovach, Lockett, Spaulding,
Williams, Mayor Rosenthal

NAYES:

Councilmember Jungman

The Mayor declared the motion carried and Ordinance No. O-1213-32, as amended, was adopted upon Final Reading as a whole.

* * * * *

Item 32, being:

CONSIDERATION OF ORDINANCE NO. O-1213-33 UPON SECOND AND FINAL READING:
AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA,
AMENDING ARTICLE II, CHAPTER 5, OF THE CODE OF THE CITY OF NORMAN BY
DELETING SECTION 5-206 WHICH DESIGNATES THE FIRE LIMIT DISTRICT; AND
PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-33 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 12, 2013, Councilmember Kovach moved that Ordinance No. O-1213-33 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Spaulding;

Items submitted for the record

1. Text File No. O-1213-33 dated February 25, 2013, by Susan Connors, Director of Planning and Community Development
2. Ordinance No. O-1213-33 with Exhibit A, location map

Participants in discussion

1. Ms. Susan Connors, Director of Planning and Community Development
2. Mr. James Fullingim, Fire Chief

and the question being upon adopting Ordinance No. O-1213-33 upon Second Reading section by section, a vote was taken with the following result.

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-1213-33 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-33 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1213-33 upon Final Reading as a whole, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-1213-33 was adopted upon Final Reading as a whole.

* * * * *

Item 33, being:

CONTRACT NO. K-1213-172: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY, THE CITY OF DEL CITY, DEL CITY MUNICIPAL SERVICES AUTHORITY, AND CENTRAL OKLAHOMA MASTER CONSERVANCY DISTRICT FOR PURCHASE OF SURPLUS WATER FROM LAKE THUNDERBIRD.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Contract No. K-1213-172 with the City of Del City, Del City Municipal Services Authority, and the Central Oklahoma Master Conservancy District be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Gallagher;

Items submitted for the record

1. Text File No. K-1213-172 dated March 20, 2013, by Kathryn Walker, Assistant City Attorney
2. Contract No. K-1213-172
3. Letter dated February 8, 2013, from Randy Worden, General Manager, Central Oklahoma Master Conservancy District, to Mark Edwards, City Manager, City of Del City; Guy Henson, City Manager, City of Midwest City; and Steven D. Lewis, City Manager, City of Norman
4. Pertinent excerpts from City Council Study Session minutes of February 19, 2013
5. PowerPoint presentation entitled, "Agreement for Purchase of Water," City Council, March 26, 2013

Participants in discussion

1. Mr. Ken Komiske, Director of Utilities
2. Ms. Kathryn Walker, Assistant City Attorney
3. Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions
4. Mr. Bobby Stevens, Post Office Box 6226, asked questions
5. Mr. Evan Dunn, 1014 Missouri Street, made comments
6. Ms. Jayne Crumpley, 423 Elm Avenue, made comments

and the question being upon approving Contract No. K-1213-172 with the City of Del City, Del City Municipal Services Authority, and the Central Oklahoma Master Conservancy District and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Trustees Castleberry, Gallagher,
Griffith, Jungman, Kovach, Lockett,
Spaulding, Williams, Chairman
Rosenthal

NAYES:

None

The Chairman declared the motion carried and Contract No. K-1213-172 with the City of Del City, Del City Municipal Services Authority, and the Central Oklahoma Master Conservancy District approved and the execution thereof was authorized.

* * * * *

Councilmember Kovach left the meeting at 11:10 p.m.

Item 34, being:

CONSIDERATION OF ORDINANCE NO. O-1213-38 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING ARTICLE XII, SECTION 431.6, AND ARTICLE XIV, SECTION 450(51) OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN TO MODIFY THE COMMERCIAL OUTDOOR LIGHTING STANDARDS ORDINANCE, AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1213-38 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 12, 2013, Councilmember Griffith moved that Ordinance No. O-1213-38 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Spaulding;

Item 34, continued:

Items submitted for the record

1. Text File No. O-1213-38 dated February 14, 2013, by Susan Connors, Director of Planning and Community Development
2. Ordinance No. O-1213-38
3. Legislatively notated copy of Ordinance No. O-1213-38
4. Staff report dated March 14, 2013, recommending approval
5. Pertinent excerpts from Planning Commission minutes of March 14, 2013
6. Pertinent excerpts from City Council Oversight Committee minutes of February 13, 2013
7. PowerPoint presentation entitled, "Commercial Outdoor Lighting Standards," City Council, March 26, 2013

Participants in discussion

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

Thereupon Councilmember Castleberry moved that Section 432.6 of Ordinance No. O-1213-38 be amended as follows:

SECTION 431.6 – COMMERCIAL OUTDOOR LIGHTING STANDARDS

3. Applicability.

(d)(2) The operation of searchlights for advertising purposes.

(a) Located on property zoned commercial or industrial;

(b) Operated for ten days or less;

(c) Operated in conjunction with a business' grand opening; and

(d) Registered with the Department of Planning and Community Development

(e) Limited to hours of operation that the business is open

Participants in discussion

1. Mr. Larry Steele, 740 Hoover, protestant
2. Ms. Brenda Hall, City Clerk
3. Mr. Jeff Bryant, City Attorney

Thereupon, Councilmember Castleberry withdrew his motion to amend with concurrence of the second.

Thereupon Councilmember Jungman moved that Section 431.6(5)(f)(1)(2)(3)(4)(5) of Ordinance No. O-1213-38 be amended to reinstate the lumens cap and raise the limits allowed and reinstate the photometric plan requirements to read as follows:

SECTION 431.6 – COMMERCIAL OUTDOOR LIGHTING STANDARDS

5. General Outdoor Lighting Standards.

(f) Total Outdoor Light Output. The total amount of light output on the entire property, measured in initial rated lamp lumens, from all new lamps used in outdoor light fixtures, including all new lights and luminous tubes and new lights used for external illumination of signs, but not including lights used to illuminate internally illuminated signs, luminous tubes used in neon signs, or temporary seasonal lighting typical low output lamps, shall not exceed the following limits:

- (1) ~~Four~~ (4) Six (6) lumens per square foot of hardspace area (paved areas not including any building footprint area) plus,
- (2) ~~Five thousand (5,000)~~ Seven thousand (7,000) lumens per each three foot building entrance or exit, plus,
- (3) Outdoor Sales Areas: ~~12~~ 16 lumens per square foot, plus,
- (4) Drive up windows: ~~6,000~~ 8,000 lumens per drive up window, plus,
- (5) Service Stations: ~~12,000~~ 15,000 lumens per pump

which motion was duly seconded by Councilmember Williams;

Item 34, continued:

Participants in discussion

1. Mr. John Woods, Norman Chamber of Commerce, protestant
2. Mr. Harold Heiple, 218 East Eufaula, Attorney representing the Development Council
3. Mr. Steve Ellis, 633 Reed Avenue, made comments
4. Ms. Eileen Grzybowski, 715 Elmwood, proponent
5. Mr. Trey Bates, Chamber of Commerce President, 3720 Timberidge, protestant
6. Mr. Sean Rieger, 136 Thompson Drive, representing the Builders Association of South Central Oklahoma (BASCO)
7. Mr. David Wrcan, 3003 River Oaks Drive, made comments
8. Ms. Jane Crumpley, 423 Elm, asked questions
9. Mr. Evan Dunn, 1014 Missouri, made comments
10. Ms. Susan Connors, Department of Planning and Community Development
11. Mr. Larry Steele, 730 Hoover, proponent

Thereupon, Councilmember Jungman withdrew his motion to amend with concurrence from the second.

Thereupon, Councilmember Gallagher moved that Ordinance No. O-1213-38 be postponed until April 23, 2013, which motion was duly seconded by Councilmember Griffith;

Participants in discussion

1. Mr. John Woods, Norman Chamber of Commerce, protestant
2. Mr. Harold Heiple, 218 East Eufaula, made comments
3. Mr. Sean Rieger, 136 Thompson Drive, protestant
4. Mr. Evan Dunn, 1014 Missouri, asked questions
5. Ms. Eileen Grzybowski, 715 Elmwood, made comments
6. Mr. Larry Steele, 730 Hoover, made comments

Thereupon, Councilmember Gallagher withdrew his motion to postpone with concurrence of the second.

Thereupon, Councilmember Spaulding moved that Ordinance No. O-1213-38 be further amended to state that a single family or two family residential property line either abutting or across the street from commercial property shall not exceed .02 footcandles, which motion was duly seconded by Councilmember Williams and the question being upon amending Ordinance No. O-1213-38 as stated above, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Jungman, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-1213-38 was further amended as stated above.

and the question being upon adopting Ordinance No. O-1213-38, as amended, on Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher, Griffith, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES:

Councilmember Jungman

The Mayor declared the motion carried and Ordinance No. O-1213-38, as amended, was adopted upon Second Reading section by section.

Item 34, continued:

Thereupon, Councilmember Griffith moved that Ordinance No. O-1213-38, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Spaulding; and the question being upon adopting Ordinance No. O-1213-38, as amended, upon Final Reading as a whole, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Lockett, Spaulding, Williams,
Mayor Rosenthal

NAYES:

Councilmember Jungman

The Mayor declared the motion carried and Ordinance No. O-1213-38, as amended, was adopted upon Final Reading as a whole.

* * * * *

Item 35, being:

CONTRACT K-1213-180: A CONTRACT BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND ALLIED WASTE SYSTEMS, INC. TO PROVIDE RESIDENTIAL CURBSIDE RECYCLING COLLECTION SERVICES.

Acting as the Norman Municipal Authority, Trustee Griffith moved that Contract No. K-1213-180 with Allied Waste Systems, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Spaulding;

Items submitted for the record

1. Text File No. K-1213-180 dated March 20, 2013, by Kathryn Walker, Assistant City Attorney
2. Contract No. K-1213-180
3. Pertinent excerpts from City Council Study Session minutes of February 5, 2013, and February 19, 2013

Participants in discussion

1. Mr. Ken Korniske, Director of Utilities
2. Mr. Doug Sims, Waste Management
3. Ms. Kathryn Walker, Assistant City Attorney
4. Mr. Sean Steed, Allied Waste Systems, Inc.
5. Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions
6. Ms. Betty Maffucci, 755 DeBarr, asked questions

and the question being upon approving Contract No. K-1213-180 with Allied Waste Systems, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Trustees Castleberry, Gallagher,
Griffith, Jungman, Lockett, Spaulding,
Williams, Chairman Rosenthal

NAYES:

None

The Chairman declared the motion carried and Contract No. K-1213-180 with Allied Waste Systems, Inc., approved; and the execution thereof was authorized.

* * * * *

MISCELLANEOUS DISCUSSION

Agenda Item Amendments. Ms. Jane Crumpley, 423 Elm Avenue, said she has attended Council meetings for a number of years and the Clerk usually reads the amendments back to the public and Council for clarification. She said for Councilmembers to say an amendment should not be introduced because they did not have prior notice is unfair. She said if citizens have concerns about an item, they can talk to their Councilmember and the concerns can be addressed. She said if citizens call their Councilmember at the last minute about concerns, it seems appropriate for the Councilmember to introduce an amendment on behalf of their constituents. An amendment process while Council is in session is not out of order.

*

Miscellaneous Discussion, continued:

Development Streamlining Process. Mr. Steve Ellis, 633 Reed Avenue, said in order for Council meetings to run smoothly, Councilmembers should do their due diligence and listen to all comments. He said the streamlining ordinance adopted tonight was discussed for several months and an article had been published in The Norman Transcript regarding the amendment language proposed by Councilmember Jungman. He said there have been innumerable discussions on Councilmember Jungman's Facebook page, frequented by at least three Councilmembers and members of the Chamber of Commerce. He said there has been no uptake on criticisms by the public. He said there were questions about the development streamlining process and citizen input at the Planning Commission that two Planning Commissioners spoke about. He said there were concerns consistently expressed by the public about the amendments. He did not believe this was deliberate on Council's part, but sometimes it is difficult to listen and follow someone whose train of thought is different than yours. He said if there is going to be less time for citizen input, Council needs to be ready for more business to be conducted at the City Council meeting which means more surprises. He said anyone who felt ambushed this evening has not been paying attention.

Councilmember Williams thanked Mr. Ellis for his comments and said input from citizens to their Councilmember does change things. He said citizen input is not ignored, but he did not like to be surprised by amendments because he likes to read amendments prior to having to vote on something he has not had a chance to review properly.

Councilmember Jungman said he offered numerous amendments on items that prompted discussion and he appreciated Staff's, citizens', and colleagues' time. He thanked everyone for their comments.

Councilmember Castleberry said he was slightly taken back by Mr. Ellis' comments regarding Council ignoring citizen input. He said he reads all Mr. Ellis' e-mails and responds even though Mr. Ellis is not in his Ward. He felt he was more involved in Mr. Ellis' ward than any other Councilmember other than Mr. Ellis' Councilmember. He was disappointed Mr. Ellis felt he was not prepared for the meeting simply because he was surprised by Councilmember Jungman's amendment. Just because he was surprised did not mean he was not paying attention, it just means there was a lack of communication.

*

Main Street Eyesore Mr. Bobby Stevens, Post Office Box 6226, said at a previous Council meeting he had asked that something be done about a business on Main Street that had been demolished. He said there is debris onsite with no curb and a slight drop off causing a safety hazard. The remaining wall facing Main Street needs to be painted because it is an eyesore. To date, nothing has been done to clean up the site or paint the wall. He said the Norman Music Festival will be taking place soon and people could get hurt walking through the debris and the ugly wall degrades the City and takes away aesthetics of businesses on Main Street. He said he will continue to bring this issue up at Council meetings until something is done.

*

Election Mr. Bobby Stevens, Post Office Box 6226, said the election is April 2 and his mailbox has been full of campaign literature. He said he did not like the negativity and propaganda involved in this election.

Councilmember Griffith urged everyone to get out and vote on April 2. He said this is the citizens chance to express how they want City government to function and is probably one of the most important votes they can make.

*

PowerPoint Presentations. Ms. Ann Gallagher, 1522 West Boyd, suggested Staff review PowerPoint presentations prior to playing them in the Council Chambers during the meeting. She said the visibility factor is poor and the audience cannot read them.

*

God Bless Norman. Councilmember Spaulding said God Bless Norman.

*

Miscellaneous Discussion, continued:

Recycling Contract. Councilmember Williams thanked Waste Management and Allied Waste representatives for staying during the long meeting waiting for their item to be voted on. He also thanked the citizens who stayed because it shows involvement in City government, which means a lot to him as an elected official.

Councilmember Lockett thanked the representatives from Waste Management and Allied Waste for staying.

*

Door-to-Door Salesmen. Councilmember Griffith said this is the season for door-to-door salesmen and reminded the public these sales people must have a permit and identification badge issued by the City in order to solicit in Norman. He said if the sales people cannot produce the permit and badge, please do not purchase their product and especially do not use a credit card or check because the citizen could be swindled.

*

Budget. Councilmember Castleberry said he wanted everyone to know the budget is a very serious issue. He encouraged everyone that gets excited about lighting and other ordinances to come to a budget meeting. He said Council cannot purchase water from Del City or purchase any other product or service without having the budget in order. He urged citizens to get into the exciting world of accounting and the City's budget process.

* * * * *

ADJOURNMENT

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

YEAS:

Councilmembers Castleberry, Gallagher,
Griffith, Jungman, Lockett, Spaulding,
Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the meeting was adjourned at 1:15 a.m.

ATTEST:

City Clerk

Mayor