# City of Norman, OK

Municipal Building Council Chambers 201 West Gray Street Norman, OK 73069



### **Meeting Agenda**

Tuesday, May 28, 2013 6:30 PM

### **Municipal Building Council Chambers**

# **City Council**

Mayor Cindy Rosenthal
Council Member Roger Gallagher
Council Member Tom Kovach
Council Member Robert Castleberry
Council Member Greg Jungman
Council Member Dave Spaulding
Council Member Jim Griffith
Council Member Linda Lockett
Council Member Chad Williams

- 1 Roll Call
- 2 Pledge of Allegiance
- 3 Consent Docket

Consent Docket

This item is placed on the agenda so that the City Council, by unanimous consent, can designate those routine agenda items that they wish to be approved or acknowledged by one motion. If any item proposed does not meet with approval of all Councilmembers, that item will be heard in regular order. Staff recommends that Item 4 through Item 38 be placed on the consent docket.

ACTION NEEDED: Docket by unanimous	Motion to place Item vote.	through Item	on the Consent
ACTION TAKEN:			
Municipal Authority, a	Acting as the City Counce and Norman Tax Increment son the Consent Docket so led by item.	Finance Authority, m	notion to approve or
ΔΩΤΙΩΝΙ ΤΔΚΕΝΙ			

### 4 GID-1213-92 APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE MINUTES OF APRIL 22, 2013

CITY COUNCIL STUDY SESSION MINUTES OF APRIL 30, 2013

CITY COUNCIL SPECIAL SESSION MINUTES OF MAY 7, 2013

CITY COUNCIL STUDY SESSION MINUTES OF MAY 7, 2013

CITY COUNCIL OVERSIGHT COMMITTEE MINUTES OF MAY 8, 2013

CITY COUNCIL BUSINESS AND COMMUNITY AFFAIRS COMMITTEE MINUTES OF MAY 9, 2013

CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE MINUTES OF MAY 13, 2013

CITY COUNCIL MINUTES OF MAY 14, 2013

NORMAN UTILITIES AUTHORITY MINUTES OF MAY 14, 2013

NORMAN MUNICIPAL AUTHORITY MINUTES OF MAY 14, 2013

NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF MAY 14, 2013

Attachments: April 22 CPT Minutes

**April 30 Study Session Minutes** 

May 7 Special Session Minutes

May 7 Study Session Minutes

May 8 Oversight Minutes

May 9 BACA Minutes

May 13 CPT Minutes

May 14 CC Minutes

ACTION NEEDED: Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, motion to approve or reject the minutes; and, if approved, direct the filing thereof.

ACTION TAKEN:	

#### **Ordinance**

**5** O-1213-44

CONSIDERATION OF ORDINANCE NO. O-1213-44 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 LOT 1, BLOCK 1, PEPCO INDUSTRIAL PARK, PHASE 1, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE I-2, HEAVY INDUSTRIAL DISTRICT, AND REMOVE SAME FROM THE I-1, LIGHT INDUSTRIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (2601 VENTURE BOULEVARD)

Attachments: Text File O-1213-44 First Reading

O-1213-44 - 2601 Venture Rezone

**Location map** 

2601 Venture Rezone Staff Report

**I-2 Zoning District** 

2601 Venture Summary

2601 Venture Site Photos

5-9-13 PC Minutes - O-1213-44

ACTION NEEDED: Motion to Introduce and adopt Ordinance No. O-1213-44 upon First Reading by title.

ACTION TAKEN:		

6 <u>O-1213-45</u>

CONSIDERATION OF ORDINANCE NO. O-1213-45 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING AND RELOCATING A UTILITY EASEMENT LOCATED IN CARRINGTON PLACE ADDITION, SECTION 11, NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (BETWEEN LOTS 1 AND 2, BLOCK 5, CARRINGTON PLACE ADDITION, SECTION 11)

<u>Attachments:</u> <u>Text File O-1213-45</u>

O-1213-45 Carrington Place 11 UE Closure

Location map

Carrington UE Staff Report

Memo from Clerk

Carrington UE Petition

Carrington UE to Close

Carrington UE to Relocate

Carrington E-1213-21

5-9-13 PC Minutes - O-1213-45

ACTION NEEDED: Motion to Introduce and adopt Ordinance No. O-1213-45 upon First Reading by title.

ACTION TAKEN:	

#### Report/Communication

**7** RPT-1213-5 6

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF APRIL 30, 2013, AND DIRECTING THE FILING THEREOF.

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Attachments: Finance Director's Report

ACTION NEEDED: Motion to acknowledge receipt of the report and direct the filing thereof.

ACTION TAKEN:

8 <u>RPT-1213-5</u> 9 SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF APRIL, 2013, AND DIRECTING THE FILING THEREOF.

Attachments: Monthly Report April 2013

ACTION NEEDED: Motion to acknowledge receipt of the reports and direct the filing thereof.

ACTION TAKEN:

Bid

**9** K-1213-181

CONSIDERATION OF BID NO. 1213-75, CONTRACT NO. K-1213-181 WITH RUDY CONSTRUCTION COMPANY IN THE AMOUNT OF \$760,878.55; PERFORMANCE BOND NO. B-1213-78; STATUTORY BOND NO. B-1213-79; MAINTENANCE BOND RESOLUTION MB-1213-69, AND NO. R-1213-112 FOR THE **ROAD** (HAYES STREET FROM RECONSTRUCTION 2010 BOND PROGRAM FLOOD AVENUE TO JAMES GARNER AVENUE AND IOWA STREET FROM BERRY ROAD TO BARBOUR AVENUE).

Attachments:

Text File K-1213-181

**BID TABULATION BID 1213-75** 

K-1213-181

Perf B-1213-78

Stat B-1213-79

MB-1213-69

R-1213-112

MAP ROAD RECONST BOND PROJ

PR Rudy Construction

ACTION NEEDED: Motion to accept or reject all bids meeting specifications; and, if accepted, award the bid in the amount of \$760,878.55 to Rudy Construction Company as the lowest and best bidder meeting specifications; approve Contract No. K-1213-181 and the performance, statutory, and maintenance bonds; authorize execution of the contract and bonds; direct the filing of the bonds; and adopt Resolution No. R-1213-112.

ACTION TAKEN:	

#### Request for Payment

**10** GID-1213-91

CONSIDERATION OF THE RATIFICATION OF THE DECLARATION OF AN EMERGENCY AND THE CITY MANAGER'S AUTHORIZATION TO TRANSFER FUNDS IN THE AMOUNT OF \$12,000 FROM THE CAPITAL FUND BALANCE FOR THE FIRE STATION NO. NINE FIBER OPTIC CABLING COMMUNICATIONS PROJECT.

**Attachments:** Approved Memo Fire Station 9

ACTION NEEDED: Motion to approve or reject ratification of the Declaration of Emergency and the City Manager's authorization to transfer funds in the amount of \$12,000 from the Capital Fund Balance to the Public Safety Sales Tax Project Account.

ACTION TAKEN: \_\_\_\_\_

#### **Easement**

**11** E-1213-26

<u>EASEMENT NO. E-1213-26:</u> CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITY EASEMENT FROM ASTELLAS PHARMA TECHNOLOGIES, INC. IN THE AMOUNT OF \$7,700 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-26

E-1213-26

Map of Easements Heritage Astellas

<u>Table of Easements</u>
PR Astellas E-1213-26

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-26; and, if accepted, direct the filing thereof with the Cleveland County Clerk and payment in the amount of \$7,700 to Astellas Pharma Technologies, Inc.

ACTION TAKEN:

**12** E-1213-27

<u>EASEMENT NO. E-1213-27</u>: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE, AND UTILITY EASEMENT FROM ASTELLAS PHARMA TECHNOLOGIES, INC. IN THE AMOUNT OF \$2,900.00 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-27

E-1213-27

Map of Easements Heritage Astellas

<u>Table of Easements</u>
PR Astellas E-1213-27

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-27; and, if accepted, direct the filing thereof with the Cleveland County Clerk and payment in the amount of \$2,900 to Astellas Pharma Technologies.

**13** E-1213-45

<u>EASEMENT NO. E-1213-45</u>: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITIES EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-45

E-1213-45.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-45; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

ACTION TAKEN:

**14** <u>E-1213-46</u>

<u>PERMANENT EASEMENT NO. E-1213-46</u>: CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-46

E-1213-46.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-46; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

ACTION TAKEN:

**15** E-1213-47

PERMANENT EASEMENT NO. E-1213-47: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITIES EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-47

E-1213-47.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-47; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

**16** E-1213-48

PERMANENT EASEMENT NO. E-1213-48: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITIES EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-48

E-1213-48.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-48; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

**17** E-1213-57

<u>EASEMENT NO. E-1213-57</u>: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITY EASEMENT DONATED BY EAGLECLIFF LIMITED PARTNERSHIP FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-57

E-1213-57

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-57; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

ACTION TAKEN:

**18** E-1213-59

<u>EASEMENT NO. E-1213-59</u>: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC UTILITY, DRAINAGE, AND ROADWAY EASEMENT DONATED BY CEDAR LANE L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

<u>Attachments:</u> <u>Text File E-1213-59</u>

E-1213-59.pdf

Map of Easements

Table of Easements

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-59; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

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TEMPORARY EASEMENT NO. E-1213-60: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY CEDAR LANE, L.L.C., FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-60

E-1213-60.pdf

Table of Easements

Map of Easements

ACTION NEEDED: Motion to accept or reject Temporary Easement No. E-1213-60; and, if accepted, direct the filing thereof with the City Clerk.

ACTION TAKEN: \_\_\_\_\_

#### **20** <u>E-1213-61</u>

EASEMENT NO. E-1213-61: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITY EASEMENT FROM HAROLD A. AND THERESA P. HENFLING, TRUSTEES, HENFLING LIVING TRUST, AND PATRICIA A. KEITHLEY IN THE AMOUNT OF \$127,000 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-61

E-1213-61

Map of Easements

Table of Easements

Henfling Keithley PR

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-61; and, if accepted, direct the filing thereof with the Cleveland County Clerk and payment in the amount of \$127,000 to Harold A. and Theresa P. Henfling and Patricia A. Keithley.

ACTION TAKEN:

#### **21** <u>E-1213-62</u>

TEMPOARY EASEMENT NO. E-1213-62: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: E-1213-62.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-62; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

**22** E-1213-63

TEMPORARY EASEMENT NO. E-1213-63: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-63

E-1213-63.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Temporary Easement No. E-1213-63; and, if accepted, direct the filing thereof with the City Clerk.

ACTION TAKEN: \_\_\_\_\_

**23** <u>E-1213-64</u>

TEMPORARY EASEMENT NO. E-1213-64: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT FROM CEDAR LANE, L.L.C., IN THE AMOUNT OF \$12,500 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-64

E-1213-64

Map of Easements Heritage Astellas

Table of Easements

PR Cedar Lane

ACTION NEEDED: Motion to accept or reject Temporary Easement No. E-1213-64; and, if accepted, direct the filing thereof with the City Clerk and payment in the amount of \$12,500 to Cedar Lane, L.L.C.

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ACTION TAKEN:

**24** E-1213-65

TEMPORARY EASEMENT NO. E-1213-65: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY THE LINKS AT NORMAN GOLF CLUB FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-65

E-1213-65.pdf

Map of Easements

Table of Easements

ACTION NEEDED: Motion to accept or reject Temporary Easement No. E-1213-65; and, if accepted, direct the filing thereof with the City Clerk.

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**25** E-1213-67

EASEMENT NO. E-1213-67: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITY EASEMENT DONATED BY EAGLECLIFF LIMITED PARTNERSHIP FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-67

E-1213-67

Map of Easements

Table of Easements

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-67; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

ACTION TAKEN:

**26** <u>E-1213-68</u>

<u>EASEMENT NO. E-1213-68</u>: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC ROADWAY, DRAINAGE AND UTILITIES EASEMENT DONATED BY HERITAGE FINE HOMES, L.L.C. AND ANTHONY K. MIRZAIE FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-68

E-1213-68.pdf

Map of Easements Heritage Astellas

**Table of Easements** 

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-68; and, if accepted, direct the filing thereof with the Cleveland County Clerk.

ACTION TAKEN:

**27** E-1213-73

<u>EASEMENT NO. E-1213-73:</u> CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT FROM CEDAR LANE, L.L.C., IN THE AMOUNT OF \$500 FOR THE CEDAR LANE ROAD WIDENING PROJECT.

Attachments: Text File E-1213-73

E-1213-73.pdf

Map of Easements

**Table of Easements** 

PR Cedar Lane 2

ACTION NEEDED: Motion to accept or reject Easement No. E-1213-73; and, if accepted, direct the filing thereof with the Cleveland County Clerk and payment in the amount of \$500 to Cedar Lane, L.L.C.

ACTION TAKEN:

#### Acceptance of Funds

28

GID-1213-13 ACCEPTANCE OF REIMBURSEMENT OF FUNDS IN THE AMOUNT OF \$1,802.81 TO THE NORMAN FIRE DEPARTMENT FROM THE CITY OF PURCELL, OKLAHOMA, FOR MUTUAL AID FIRE ASSISTANCE IN FIGHTING A WILD FIRE IN GOLDSBY, OKLAHOMA, ELIGIBLE UNDER THE FIRE MUTUAL AID ASSISTANCE GRANT (FMAG) PROGRAM.

<u>Attachments:</u> Text File Wild Fire Reimbursement

Reimbursement from the City of Purcell

ACTION NEEDED: Motion to accept or reject reimbursement of funds in the amount of \$1,802.81 to the Norman Fire Department from the City of Purcell, Oklahoma, for mutual aid fire assistance in fighting a wild fire in Goldsby, Oklahoma, elibible under the FMAG Program.

ACTION TAKEN:

29 GID-1213-13 CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$500 FROM J.M. WILLIAMS REVOCABLE TRUST TO BE USED BY THE FIRE DEPARTMENT AND BUDGET APPROPRIATION.

Attachments: Text File Donation

ACTION NEEDED: Motion to accept or reject a donation in the amount of \$500 from J.M. Williams Revocable Trust to be used by the Fire Department; and if accepted, increase Liabilities Other: Fire Miscellaneous (10-0000-227.24-38) by \$500 and appropriate \$500 to Fire Suppression, Maintenance and Repair; Plant and Operating Equipment (10-6443-422.42-11).

ACTION TAKEN: \_\_\_\_\_

#### **Special Claim**

SC-1213-10 30

SPECIAL CLAIM NO. SC-1213-10: A CLAIM IN THE AMOUNT OF \$3,896.85 SUBMITTED BY COX COMMUNICATIONS FOR DAMAGES TO A FIBER OPTIC LINE BY PARK MAINTENANCE STAFF IN ROTARY PARK.

<u>Attachments:</u> Text File Special Claim

Memo from Clerk

Cox Communications Claim Form

Cox Communications Damage Invoice

ACTION NEEDED: Motion to approve or reject Special Claim No. SC-1213-10; and, if approved, direct payment in the amount of \$3,896.85 contingent upon obtaining a Release and Covenant Not to Sue from Cox Communications.

ACTION TAKEN: \_\_\_\_\_

#### Contract

31 <u>K-0910-34</u> FINAL CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-0910-34 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND WALTERS-MORGAN CONSTRUCTION, INC. FOR THE LIFT STATION D REHABILITATION PROJECT.

Attachments: Text File Final Acceptance

PO Walters Morgan

ACTION NEEDED: Acting as the Norman Utilities Authority, motion to accept or reject the project; and, if accepted, direct final payment in the amount of \$10,000 to Walters Morgan Construction, Inc.

ACTION TAKEN: \_\_\_\_\_

32 <u>K-1112-129</u> Chg #1 CHANGE ORDER ONE TO CONTRACT K-1112-129: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND CENTRAL CONTRACTING SERVICES, INC., INCREASING THE CONTRACT AMOUNT BY \$26,653.30 FOR THE HALL PARK WATER LINE PROJECT AND THE HALL PARK GREENBELT DRAINAGE PROJECT, FINAL ACCEPTANCE OF THE PROJECT, AND BUDGET APPROPRIATION.

Attachments: Text File Change Order Central

**Change Order Central** 

Hall Park Waterline PO Final

ACTION NEEDED: Acting as the Norman Utilities Authority, motion to approve or reject Change Order No. One to Contract No. K-1112-129 with Central Contracting Services, Inc., increasing the contract amount by \$26,653.30; and, if approved, authorize the execution thereof, accept the project, transfer \$1,953 from Project No. WA0149, Hall Park Water Line Replacement, Land (031-9683-462.60-01) to Construction (031-9683-462.61-01), and direct final payment in the amount of \$31,528.72 to Central Contracting Services, Inc.

ACTION TAKEN:		
ACTION TANEN.		

**33** K-1213-193

NO. K-1213-193: A CONTRACT BY AND BETWEEN THE CITY OF CONTRACT NORMAN. OKLAHOMA. AND NORMAN AFFORDABLE HOUSING CORPORATION. THF **AMOUNT** OF \$55.263 **ACTING** AS **COMMUNITY** HOUSING Α DEVELOPMENT ORGANIZATION (CHDO) AS AGREED UPON UNDER THE 39TH YEAR CDBG **PROGRAM** AND THE HOME **INVESTMENT PARTNERSHIPS** PROGRAM.

Attachments: Text File K-1213-193

K-1213-193 PR Affordable

ACTION NEEDED: Motion to approve or reject Contract No. K-1213-193 with Norman Affordable Housing Corporation in the amount of \$55,263; and, if approved, authorize the execution thereof.

ACTION TAKEN <sup>.</sup>		
AL, IILJIN IANTIN		

**34** K-1213-194

CONTRACT NO. K-1213-194: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ACES LANDSCAPING, L.L.C., FOR MOWING, SECURING OF STRUCTURES, AND THE REMOVAL OF HEALTH NUISANCES FOR THE REVITALIZATION DIVISION THROUGH MARCH 31, 2014.

Attachments: Text File K-1213-194

K-1213-194 with Aces Landscaping LLC 5-13

ACTION NEEDED: Motion to approve or reject Contract No. K-1213-194 with Aces Landscaping through March 31, 2014; and, if approved, authorize the execution thereof.

ACTION TAKEN:

**35** K-1213-198

CONTRACT NO. K-1213-198: A RELOCATION AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ONEOK GAS TRANSPORTATION, L.L.C., IN THE AMOUNT OF \$173,347 FOR THE RELOCATION OF A NATURAL GAS PIPELINE IN CONNECTION WITH THE FRANKLIN ROAD BRIDGE REPLACEMENT PROJECT AND BUDGET APPROPRIATION.

Attachments: Text File K-1213-198

K-1213-198

Franklin Rd Bridge Location Map.pdf

PR ONEOK

ACTION NEEDED: Motion to approve or reject Contract No. K-1213-198 with ONEOK Gas Transportation in the amount of \$173,347; and, if approved, authorize the execution thereof and appropriate \$448,907 from the Capital Fund Balance, (050-0000-253.20-00) to Project No. BP0195, Franklin Road Bridge Replacement Project, Utilities (050-9352-431.67-01).

ACTION TAKEN: \_\_\_\_\_

**36** K-1213-199

CONTRACT NO. K-1213-199: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GATEWAY PLANNING GROUP, INC., IN THE AMOUNT OF \$21,750 FOR PLANNING AND CONSULTING SERVICES ON THE WEST LINDSEY STREET BOND PROJECT AND BUDGET APPROPRIATION

Attachments: Gateway OU Lindsey Street contract v2

**Lindsey Street Location Map** 

PR Gateway

ACTION NEEDED: Motion to approve or reject Contract No. K-1213-199 with Gateway Planning Group, L.L.C., in the amount of \$21,750; and, if approved, authorize the execution thereof and appropriate \$21,750 from the Capital Fund Balance, (050-0000-253.20-00) to Project No. BP0189, Lindsey Street - 24th Avenue S.W. to Berry Widening Project, Construction (050-9352-431.61-01).

37

GID-1213-20 CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT IN THE AMOUNT OF \$4,103 IN JOSE CHAVEZ VS. THE CITY OF NORMAN, CLEVELAND COUNTY DISTRICT COURT CASE NO. CJ-2010-2021 AND OKLAHOMA SUPREME COURT CASE NO. DF-111249.

<u>Attachments:</u> <u>Text File Settlement</u>

ACTION NEEDED: Motion to approve or reject the City Attorney's recommendation; and, if approved, authorize the City Attorney's Office to effectuate the settlement in the amount of \$4,103.

ACTION TAKEN: \_\_\_\_\_

#### Resolution

38 R-1213-144 RESOLUTION NO. R-1213-144: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA ESTABLISHING POLICIES, DUE TO THE RECENT TORNADOES. FOR ALLOWING AFFECTED RESIDENTS TO INHABIT TEMPORARY DWELLINGS WHILE REBUILDING HOUSES DAMAGED BY THE TORNADOES AS A MEANS OF DISASTER RELIEF.

Attachments: Text File R-1213-144

Tornado Resolution

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-144.

ACTION TAKEN: \_\_\_\_

#### Non-Consent Items

39 GID-1213-82

PUBLIC HEARING REGARDING THE FYE 2014 CITY OF NORMAN PROPOSED OPERATING AND CAPITAL BUDGETS AND THE NORMAN CONVENTION AND VISITORS BUREAU, INC., BUDGET WITH DETAILED ANNUAL PLAN OF WORK.

Attachments: Text File Public Hearing Budget

**Legal Publication** 

Revised NCVB FYE 2014 Budget 2014 Destination Marketing Plan

ACTION NEEDED: Motion to conduct a public hearing.

ACTION TAKEN:

ACTION NEEDED: Motion to close a public hearing.

ACTION TAKEN: \_\_\_\_\_

ACTION NEEDED: Motion to schedule an agenda item on June 11, 2013, to adopt the FYE 2014 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work.

**40** R-1213-142

A RESOLUTION AUTHORIZING THE RESOLUTION R-1213-142: MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SANITATION SYSTEM REVENUE NOTE, SERIES 2013 (THE "NOTE") IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,620,000, WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE NOTE TO BE SOLD ON A NEGOTIATED BASIS: APPROVING AND AUTHORIZING EXECUTION OF A SERIES 2013 SUPPLEMENTAL INDENTURE, AS IT SUPPLEMENTS AND AMENDS A GENERAL BOND INDENTURE (COLLECTIVELY, THE "INDENTURE"), AUTHORIZING THE ISSUANCE AND SECURING THE PAYMENT OF THE NOTE; PROVIDING THAT THE TRUST INDENTURE CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE INDENTURE; RATIFYING AND CONFIRMING A LEASE AGREEMENT AND OPERATION AND MAINTENANCE CONTRACT BETWEEN THE AUTHORITY AND THE CITY OF NORMAN, OKLAHOMA (THE "CITY") PERTAINING TO THE LEASING OF THE CITY'S SANITATION SYSTEM TO THE AUTHORITY; AUTHORIZING AND DIRECTING THE EXECUTION OF THE NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Attachments: Text File R-1213-142

R-1213-142

ACTION NEEDED: Acting as the Norman Municipal Authority, motion to adopt or reject Resolution No. R-1213-142.

ACTION TAKEN:	

**41** R-1213-143

RESOLUTION R-1213-143: A RESOLUTION APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") ISSUING ITS SANITATION SYSTEM REVENUE NOTE, SERIES 2013 (THE "NOTE"); PROVIDING THAT THE TRUST INDENTURE CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE GENERAL BOND INDENTURE. AS SUPPLEMENTED AND AMENDED, AUTHORIZING THE ISSUANCE OF SAID NOTE; WAIVING COMPETITIVE BIDDING AND APPROVING THE PROCEEDINGS OF THE AUTHORITY PERTAINING TO THE SALE OF SAID NOTE; RATIFYING AND CONFIRMING A LEASE AGREEMENT AND OPERATION AND MAINTENANCE CONTRACT (THE "LEASE AGREEMENT") BETWEEN THE CITY OF NORMAN, OKLAHOMA (THE "CITY") AND THE AUTHORITY WHEREBY THE CITY LEASES ITS SANITATION SYSTEM TO THE AUTHORITY; AND CONTAINING PROVISIONS RELATING THERETO.

Attachments: Text File R-1213-143

R-1213-143

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-143.

**42** R-1213-111

RESOLUTION NO. R-1213-111: 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-1213-8, SO AS TO PLACE A TRACT OF LAND LYING IN THE NORTHWEST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA, IN THE LOW DENSITY RESIDENTIAL DESIGNATION AND A TRACT IN THE VERY LOW DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE FLOODPLAIN DESIGNATION FOR THE HEREINAFTER DESCRIBED PROPERTY. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 48TH AVENUE N.W. AND TECUMSEH ROAD)

Attachments: Text File R-1213-111

R-1213-111 Fountain View North

FountainViewNorth2025

Fountain View 2025 Staff Report

Fountain View N Exhibit A

Sassan Moghadam PD 13-02

4-11-13 PC Minutes - Fountain View North

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-111, Land Use Plan Amendment No. LUP-1213-8; and, if adopted, amend the NORMAN 2025 Land Use and Transportation Plan according thereto

**43** O-1213-35

ORDINANCE NO. O-1213-35 UPON SECOND AND FINAL ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ORDINANCE NO. O-1112-23, THE FOUNTAIN VIEW NORTH PLANNED UNIT DEVELOPMENT, TO ADD TO THE AREA OF THE PROPERTY LOCATED WITHIN THE NORTHWEST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 48TH AVENUE N.W. AND TECUMSEH ROAD)

Attachments: Text File O-1213-35

O-1213-35 - Fountain View North PUD Amend

Fountain View North Location Map

FOUNTAIN VIEW NORTH PUD Rev 4-30-13

Staff Report O-1213-35

3-14-13 PC Minutes - O-1213-35 - PP-1213-13

4-11-13 PC Minutes - Fountain View North

ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-35 upon Second Reading section by section.

CTION TAKEN:	
CTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-35 upon Fina eading as a whole.	1/
CTION TAKEN:	

**44** PP-1213-13

CONSIDERATION OF A REVISED PRELIMINARY PLAT FOR FOUNTAIN VIEW NORTH ADDITION, A PLANNED UNIT DEVELOPMENT. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 48TH AVENUE N.W. AND WEST TECUMSEH ROAD)

<u>Attachments:</u> Text File Fountain View North

Attachment A.pdf

FountainViewNorth Location Map
Prelim Plat Fountain View North

Fountain View N Prelim Plat Staff Report
Fountain View N Transportation Impacts

<u>Prelim Site Plan Fountain View North</u>

3-14-13 PC Minutes - O-1213-35 - PP-1213-13

4-11-13 PC Minutes - Fountain View North

Fountain View North Postponement

ACTION NEEDED: Motion to approve or reject the revised preliminary plat for Fountain View North Addition, a Planned Unit Development.

ACTION TAKEN:	
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**45** <u>O-1213-40</u>

ORDINANCE NO. O-1213-40 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 ALL OF LOT 2 AND THE NORTH 5 FEET OF LOT 1, BLOCK 1, LITTLE RIVER GREEN ADDITION, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND REMOVE THE SAME FROM THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (WEST SIDE OF INTERSTATE DRIVE IMMEDIATELY NORTH OF ROCK CREEK ROAD)

<u>Attachments:</u> Text File O-1213-40

O-1213-40 Christian Brothers Rezone

ChristianBrothers Location Map

Christian Brother Rezone Staff Report

Preliminary Development Map Christian Brothers

**Christian Bros Proposal** 

4-11-13 PC Minutes - Christian Bros

ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-40 upon Second Reading section by section.

ACTION TAKEN:
ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-40 upon Fina Reading as a whole.
ACTION TAKEN:

**46** PP-1213-15

CONSIDERATION OF A PRELIMINARY PLAT FOR CHRISTIAN BROTHERS AUTOMOTIVE ADDITION, A REPLAT OF PART OF LOT 1 AND ALL OF LOT 2, BLOCK 2, LITTLE RIVER GREEN ADDITION, A PLANNED UNIT DEVELOPMENT, AND WAIVER OF ALLEY REQUIREMENTS. (GENERALLY LOCATED ON THE WEST SIDE OF INTERSTATE DRIVE AND NORTH OF ROCK CREEK ROAD)

<u>Attachments:</u> Text File Prelim Christian Bros

Attachment A.pdf

ChristianBrothers Location Map

**Preliminary Plat Christian Brothers** 

Chrisitan Bros Prelim Plat Staff Report

Preliminary Site Dev Plan Christian

Christian Bros Transportation Impacts

**Christian Bros Alley Waiver** 

**Greenbelt Comments Christian Brothers** 

Christian Bros Automotive PD 13-03

4-11-13 PC Minutes - Christian Bros

ACTION NEEDED: Motion to approve or reject the preliminary plat and waiver of alley requirements for Christian Brothers Automotive Addition, a replat of part of Lot 1 and all of Lot 2, Block 2, Little River Addition, a Planned Unit Development.

ACTION TAKEN:	

**47** PP-1213-14

CONSIDERATION OF A PRELIMINARY PLAT FOR MONTEREY ADDITION. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 12TH AVENUE S.E. AND CEDAR LANE)

<u>Attachments:</u> <u>Text File Monterey</u>

Attachment A.pdf

**Monterey Location Map** 

**Preliminary Plat Monterey Addition** 

Staff Report.pdf

**Monterey Transportation Impacts** 

OIL WELL EXHIBIT 5

MONTEREY OIL WELL SITE REVISED

Monterey PD 13-05

4-11-13 PC Minutes - PP-1213-14

April 23 Protest withdrawn May 14

ACTION NEEDED: Motion to approve or reject the preliminary plat for Monterey Addition.

ACTION TAKEN:	

**48** R-1213-108

RESOLUTION NO. R-1213-108: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING A RECOUPMENT PROJECT FOR COSTS ASSOCIATED WITH IMPROVEMENTS ON CEDAR LANE ROAD, AN ARTERIAL ROAD, FROM 400 FEET WEST OF 12TH AVENUE S.E. TO 1/2 MILE EAST OF 24TH AVENUE S.E.

Attachments: Text File R-1213-108

R-1213-108.pdf Exhibit A, Map

Exhibit B, Recoupment List (5-16-2013)

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-108.

ACTION TAKEN: \_\_\_\_\_\_

**49** R-1213-140

RESOLUTION NO. R-1213-140: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING THE NECESSITY FOR ACQUIRING CERTAIN REAL PROPERTY, MORE PARTICULARLY HEREINAFTER DESCRIBED, ALL WITHIN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, FOR THE PURPOSE OF THE FRANKLIN ROAD BRIDGE REPLACEMENT PROJECT IN THE CITY OF NORMAN; DECLARING THE NECESSITY FOR ACQUIRING SAID PROPERTY FOR ROADWAY AND DRAINAGE PURPOSES; AND DECLARING AN EMERGENCY.

Attachments: Text File R-1213-140

R-1213-140

Franklin Road Project Map ROW

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-140.

ACTION TAKEN:

**50** R-1213-141

RESOLUTION NO. R-1213-141: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, DECLARING THE NECESSITY FOR ACQUIRING CERTAIN REAL PROPERTY, MORE PARTICULARLY HEREINAFTER DESCRIBED, ALL WITHIN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, FOR THE PURPOSE OF THE CEDAR LANE ROAD WIDENING PROJECT IN THE CITY OF NORMAN; DECLARING THE NECESSITY FOR ACQUIRING SAID PROPERTY FOR ROADWAY AND PURPOSES; AND DECLARING AN EMERGENCY.

Attachments: Text File R-1213-141

R-1213-141

Attachment 1 Parcels for Condemnation

Map R-1213-141

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-141.

**51** R-1213-113

RESOLUTION NO. R-1213-113: 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-1213-9, SO AS TO PLACE PART OF THE WEST HALF OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 8 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE MEDIUM DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE INDUSTRIAL DESIGNATION. (SOUTH SIDE OF IMHOFF ROAD APPROXIMATELY 900 FEET EAST OF CLASSEN BOULEVARD)

Attachments: Text File R-1213-113

R-1213-113 Breckenridge dba Aspen Heights

AspenHeights 2025 Map

Aspen Heights 2025 Staff Report

Breckenridge dba Aspen Heights PD 13-04

4-11-13 PC Minutes - Breckenridge

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-113, Land Use Plan Amendment No. LUP-1213-9; and, if adopted, amend the NORMAN 2025 Land Use and Transportation Plan according thereto

ACTION TAKEN:			

<u>O-1213-41</u>

ORDINANCE NO. O-1213-41 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN. OKLAHOMA. AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE PART OF THE WEST HALF OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 8 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA; IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (SOUTH SIDE OF IMHOFF ROAD APPROXIMATELY 900 FEET EAST OF CLASSEN BOULEVARD)

<u>Attachments:</u> <u>Text File O-1213-41 Corrected</u>

O-1213-41 - Breckenridge dba Aspen Heights

AspenHeights Location Map

Aspen Heights Rezone Staff Report

Aspen heights PUD (spr ready to print copy 5-16-13)

**AspenHeightsProtest** 

**Aspen Heights Protest Letters** 

Aspen Heights Support Letter

4-11-13 PC Minutes - Breckenridge

ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-41 upon Second Reading section by section.

ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-41 upon Final Reading as a whole.

ACTION TAKEN:	

**53** PP-1213-16

CONSIDERATION OF A PRELIMINARY PLAT FOR ASPEN HEIGHTS ADDITION, A PLANNED UNIT DEVELOPMENT. (GENERALLY LOCATED ON THE SOUTH SIDE OF IMHOFF ROAD APPROXIMATELY ONE-FOURTH MILE EAST OF CLASSEN BOULEVARD/HIGHWAY 77.

Attachments: Text File Prelim Aspen

Attachment A.pdf

AspenHeights Location Map

Aspen Heights Preliminary Plat

Aspen Heights Prelim Plat Staff Report

Aspen Heights Trans Impacts (03-14-13)
Aspen Heights Preliminary Site Plan

**Greenbelt Comments Aspen Heights** 

Item 12c - Park Board Decision

4-11-13 PC Minutes - Breckenridge

ACTION NEEDED: Motion to approve or reject the preliminary plat for Aspen Heights Addition, a Planned Unit Development.

**54** R-1213-148

A RESOLUTION OF THE COUNCIL OF THE CITY RESOLUTION NO. R-1213-148: OF NORMAN, OKLAHOMA, DECLARING THAT, DUE TO THE AMOUNT OF DEBRIS LEFT BY THE MAY 19, 2013, TORNADO, THE CITY OF NORMAN IS IN A STATE OF DEBRIS-RELATED PUBLIC HEALTH EMERGENCY AND IT IS IN THE PUBLIC INTEREST TO HAVE THE DEBRIS REMOVED FROM PRIVATE ROADS AND PRIVATE PROPERTY IN ORDER TO ELIMINATE IMMEDIATE THREATS TO LIFE, PUBLIC HEALTH, AND SAFETY, AND TO ELIMINATE THREATS OF SIGNIFICANT DAMAGE TO IMPROVED PROPERTY: AND TO ENSURE THE **ECONOMIC RECOVERY** OF THE **AFFECTED COMMUNITY** TO **BENEFIT** COMMUNITY-AT-LARGE.

Attachments: Text File R-1213-148

ACTION NEEDED: Motion to adopt or reject Resolution No. R-1213-148.

ACTION TAKEN:	

**55** GID-1213-93

CONSIDERATION OF THE DECLARATION OF TRAFFIC CONTROL EQUIPMENT REPLACED IN THE CITYWIDE TRAFFIC SIGNAL FLASHING YELLOW UPGRADE PROJECT AS SURPLUS AND/OR OBSOLETE AND OF AUTHORIZATION OF THE DONATION THEREOF TO THE CITY OF MOORE.

Attachments: Text File - Surplus

ACTION NEEDED: Motion to declare the equipment to be surplus and/or obsolete; and, if so declared, authorize the donation thereof to the City of Moore.

ACTION TAKEN:
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56 Miscellaneous Discussion

This is an opportunity for citizens to address City Council. Remarks should be directed to the Council as a whole and limited to five minutes or less.

57 Adjournment