

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

June 23, 2015

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 23rd day of June, 2015, 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, Heiple,
Holman, Jungman, Lang, Miller,
Williams, Mayor Rosenthal

ABSENT: Councilmember Allison

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSENT DOCKET

Councilmember Williams moved that Item 4 through Item 26 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Heiple; and the question being upon the placement on the consent docket by unanimous vote of Item 4 through Item 26, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple,
Holman, Jungman, Lang, Miller,
Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 5 through Item 26 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL CONFERENCE MINUTES OF MAY 14, 2015
CITY COUNCIL NORMAN FORWARD PUBLIC MEETING MINUTES OF MAY 20, 2015
CITY COUNCIL CONFERENCE MINUTES OF MAY 26, 2015
CITY COUNCIL MINUTES OF JUNE 9, 2015
NORMAN UTILITIES AUTHORITY MINUTES OF JUNE 9, 2015
NORMAN MUNICIPAL AUTHORITY MINUTES OF JUNE 9, 2015
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JUNE 9, 2015

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

- Items submitted for the record
1. Text File GID-1415-150 dated June 17, 2015, by Brenda Hall, City Clerk
 2. City Council Conference minutes of May 14, 2015
 3. City Council Public Meeting on Norman Forward Proposal minutes of May 20, 2015
 4. City Council Conference minutes of May 26, 2015
 5. City Council minutes of June 9, 2015
 6. Norman Utilities Authority minutes of June 9, 2015
 7. Norman Municipal Authority minutes of June 9, 2015
 8. Norman Tax Increment Finance Authority minutes of June 9, 2015

Item 4, continued:

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

YEAS:

Councilmembers Castleberry, Heiple,
Holman, Jungman, Lang, Miller,
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 5, being:

CONSIDERATION OF ORDINANCE O-1415-7 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING ARTICLE XV, SECTIONS 13-1501 THROUGH 13-1519 AND SECTION 13-1522 OF CHAPTER 13 OF THE CODE OF THE CITY OF NORMAN BY ADDING PROVISIONS TO PROVIDE FOR THE HEALTH, SAFETY, AND WELFARE OF THE CITIZENS OF THE CITY OF NORMAN, NOT INCONSISTENT WITH CORPORATION COMMISSION RULES AND REGULATIONS, TO REGULATE THE AREAS OF ROAD USE, NOISE, FENCING, ODORS, AND SETBACKS OF OIL, GAS AND MINERAL PRODUCTION SITES LOCATED WITHIN THE CITY OF NORMAN; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Williams moved that Ordinance O-1415-7 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1415-7 dated June 18, 2015, by Susan Connors, Director of Planning and Community Development
2. Legislatively notated copy of Ordinance O-1415-7
3. Ordinance O-1415-7
4. City Council Study Session minutes of January 20, 2015
5. Memorandum dated January 12, 2015, from Susan Connors, Director of Planning and Community Development, and Leah Messner, Assistant City Attorney, to Honorable Mayor and Councilmembers with attached draft ordinance and location map
6. City Council Special Session minutes of February 17, 2015
7. Memorandum dated February 13, 2015, from Susan Connors, Director of Planning and Community Development, and Leah Messner, Assistant City Attorney, to Honorable Mayor and Councilmembers with attached draft ordinance, location map, Senate Bill 809, House Bill 2178, and draft modifications
8. Memorandum dated June 15, 2015, from Susan Connors, Director of Planning and Community Development; Jeff Bryant, City Attorney; and Leah Messner, Assistant City Attorney, to Honorable Mayor and Councilmembers with attached draft ordinance, Comparison Chart, and Senate Bill 809

and the question being upon the Introduction and adoption of Ordinance O-1415-7 upon First Reading by title, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Heiple,
Holman, Jungman, Lang, Miller,
Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1415-7 was Introduced, read, and adopted upon First Reading by title.

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Item 6, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

FLOODPLAIN PERMIT COMMITTEE

TERM: 06-12-15 TO 06-12-18: NEIL SUNESON, WARD 2

PIONEER MULTI-COUNTY LIBRARY BOARD

TERM: 07-01-15 TO 07-01-18: CHUCK THOMPSON, WARD 3

Councilmember Williams moved that the appointments be confirmed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File AP-1415-27 dated June 3, 2015, by Brenda Hall, City Clerk

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

YEAS: Councilmembers Castleberry, Heiple,
Holman, Jungman, Lang, Miller,
Williams, Mayor Rosenthal

NAYES: None

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

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Item 7, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF MAY 31, 2015, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

- 1. Text File RPT-1415-67 dated June 3, 2015, by Anthony Francisco, Director of Finance
- 2. Finance Director's Investment Report of May 31, 2015

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, Heiple,
Holman, Jungman, Lang, Miller,
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 8, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF MAY, 2015, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

- 1. Text File RPT-1415-68 dated June 3, 2015, by Stacey Parker, Administrative Assistant
- 2. Monthly Departmental Reports for the month of May, 2015

Item 8, continued:

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, Heiple, Holman, Jungman, Lang, Miller, 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 9, being:

AUTHORIZATION TO PURCHASE EIGHTY-THREE (83) SELF-CONTAINED BREATHING APPARATUS IN THE AMOUNT OF \$499,980.33 FROM CASCO INDUSTRIES UTILIZING THE HOUSTON GALVESTON AREA CONTRACT (HGAC).

Councilmember Williams moved that authorization to purchase eighty-three (83) self-contained breathing apparatus in the amount of \$499,980.33 from Casco Industries utilizing the Houston Galveston Area Contract (HGAC) be approved, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
- 1. Text File GID-1415-81 dated June 8, 2015, by James Fullingim, Fire Chief
 - 2. Contract Pricing Verification dated June 3, 2015, from Jackie Palmer, HGACBuy, to Assistant Chief Grant Deason, Norman Fire Department
 - 3. Contract Pricing Worksheet
 - 4. Purchase Requisition 0000250900 dated June 15, 2015, in the amount of \$499,980.33 to Casco Industries, Inc.

and the question being upon approving an authorization to purchase eighty-three (83) self-contained breathing apparatus in the amount of \$499,980.33 from Casco Industries utilizing the Houston Galveston Area Contract (HGAC), a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and authorization to purchase eighty-three (83) self-contained breathing apparatus in the amount of \$499,980.33 from Casco Industries utilizing the Houston Galveston Area Contract (HGAC) was approved.

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Item 10, being:

AUTHORIZATION TO PURCHASE A 21 PERSON WHEELCHAIR ACCESSIBLE BUS FROM COLONIAL EQUIPMENT COMPANY IN THE AMOUNT OF \$111,830 FOR THE FIRE DEPARTMENT UTILIZING THE GENERAL SERVICES CONTRACT (GSA), GS-30F-X0052.

Councilmember Williams moved that authorization to purchase a 21 person wheelchair accessible bus from Colonial Equipment Company in the amount of \$111,830 utilizing the General Services Contract (GSA) GS-30-F-X0052 be approved, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
- 1. Text File GID-1415-82 dated June 11, 2015, by James Fullingim, Fire Chief
 - 2. Buyer's Order 20150522-01-101 dated June 10, 2015, from Colonial bus in the amount of \$111,830 including \$25 for temporary tag
 - 3. Specifications Proposal dated June 10, 2015, from Colonial Bus in the amount of \$111,805
 - 4. Purchase Requisition 0000251286 dated June 23, 2015, in the amount of \$111,830 to Colonial Bus Company

Item 10, continued:

and the question being upon approving an authorization to purchase a 21 person wheelchair accessible bus from Colonial Equipment Company in the amount of \$111,830 utilizing the General Services Contract (GSA) GS-30-F-X0052, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and authorization to purchase a 21 person wheelchair accessible bus from Colonial Equipment Company in the amount of \$111,830 utilizing the General Services Contract (GSA) GS-30-F-X0052 was approved.

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Councilmember Castleberry asked that he be allowed to abstain from voting on Items 11 and 12 due to a conflict of interest. Thereupon, Councilmember Williams moved that Councilmember Castleberry be allowed to abstain from voting on Items 11 and 12 due to a conflict of interest, which motion was duly seconded by Councilmember Holman; and the question being upon allowing Councilmember Castleberry to abstain from voting on Items 11 and 12 due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Castleberry

The Mayor declared the motion carried and Councilmember Castleberry was allowed to abstain from voting on Items 11 and 12 due to a conflict of interest.

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Item 11, being:

EASEMENT E-1415-90: CONSIDERATION OF ACCEPTANCE OF A PERMANENT DRAINAGE EASEMENT FROM HUBERT F. BAKER IN THE AMOUNT OF \$25,457 FOR THE WEST LINDSEY STREET IMPROVEMENT PROJECT FROM 24TH AVENUE S.W. TO BERRY ROAD

Councilmember Williams moved that Easement E-1415-90 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of \$25,457 to Hubert F. Baker be directed, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
- 1. Text File E-1415-90 dated June 9, 2015, by John Clink, Capital Projects Engineer, with attached easement table
 - 2. Easement E-1415-90
 - 3. Location map

and the question being upon accepting Easement E-1415-90 and upon the subsequent directives and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Castleberry

The Mayor declared the motion carried and Easement E-1415-90 accepted; and the filing thereof with the Cleveland County Clerk and payment in the amount of \$25,457 to Hubert F. Baker were directed.

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Item 12, being:

EASEMENT E-1415-91: CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT FROM MOHAMMAD RAHIMI IN THE AMOUNT OF \$12,500 FOR THE WEST LINDSEY STREET IMPROVEMENT PROJECT FROM 24TH AVENUE S.W. TO BERRY ROAD.

Councilmember Williams moved that Easement E-1415-91 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of \$12,500 to Mohammad Rahimi be directed, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
1.

Text File E-1415-91 dated June 11, 2015, by John Clink, Capital Projects Engineer, with attached easement table
2.

Easement E-1415-91
3.

Location map

and the question being upon accepting Easement E-1415-91 and upon the subsequent directives and adoption, a vote was taken with the following result:

YEAS:

Councilmembers Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES:

None

ABSTAIN:

Councilmember Castleberry

The Mayor declared the motion carried and Easement E-1415-91 accepted; and the filing thereof with the Cleveland County Clerk and payment in the amount of \$12,500 to Mohammad Rahimi were directed.

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Item 13, being:

CONSIDERATION OF A NORMAN RURAL CERTIFICATE OF SURVEY COS-1415-6 FOR TRACTS 2A AND 3A, COONOO ADDITION, WITH A VARIANCE IN THE MINIMUM ACREAGE REQUIREMENT FOR TRACT 3A. (GENERALLY LOCATED ON THE EAST SIDE OF 72ND AVENUE S.E. APPROXIMATELY 1/4 MILE SOUTH OF STATE HIGHWAY 9)

Councilmember Williams moved that Norman Rural Certificate of Survey COS-1415-6 for Tracts 2A and 3A, Coonoo Addition and a variance in the minimum acreage requirement for Tract 3A be approved and the filing of the certificate of survey with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
1.

Text File COS-1415-6 dated May 15, 2015, by Ken Danner, Subdivision Development Manager
2.

Location map
3.

Norman Rural Certificate of Survey COS-1415-6
4.

Planning Commission Staff Report of June 11, 2015, recommending approval
5.

Letter requesting variance dated May 11, 2015, from Phil Clour P.E. L.S., Clour Planning and Engineering Services, and Don Wood, applicant, to Norman Planning Commission and City Council
6.

Greenbelt Comments of May 18, 2015
7.

Pertinent excerpts from Planning Commission minutes of June 11, 2015

and the question being upon approving Norman Rural Certificate of Survey COS-1415-6 for Tracts 2A and 3A, Coonoo Addition and a variance in the minimum acreage requirement for Tract 3A and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Norman Rural Certificate of Survey COS-1415-6 for Tracts 2A and 3A, Coonoo Addition and a variance in the minimum acreage requirement for Tract 3A approved; and the filing of the certificate of survey with the Cleveland County Clerk was directed.

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Item 14, being:

CONSIDERATION OF A NORMAN RURAL CERTIFICATE OF SURVEY COS-1415-7 FOR KOENIG ACRES AND ACCEPTANCE OF EASEMENT E-1415-92. (GENERALLY LOCATED ON THE EAST SIDE OF 120TH AVENUE N.E. APPROXIMATELY ONE-HALF MILE SOUTH OF FRANKLIN ROAD)

Councilmember Williams moved that Norman Rural Certificate of Survey COS-1415-7 for Koenig Acres be approved, Easement E-1415-92 be accepted, and the filing of the certificate of survey and the easement with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File COS-1415-7 dated May 15, 2015, by Ken Danner, Subdivision Development Manager
- 2. Location map
- 3. Norman Rural Certificate of Survey COS-1415-7
- 4. Planning Commission Staff Report of June 11, 2015, recommending approval
- 5. Greenbelt Comments of May 18, 2015
- 6. Easement E-1415-92
- 7. Pertinent excerpts from Planning Commission minutes of June 11, 2015

and the question being upon approving Norman Rural Certificate of Survey COS-1415-7 for Koenig Acres be approved, and upon the subsequent acceptance and directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Norman Rural Certificate of Survey COS-1415-7 for Koenig Acres approved; Easement E-1415-92 was accepted and the filing of the certificate of survey and the easement with the Cleveland County Clerk were directed.

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Item 15, being:

SPECIAL CLAIM SC-1415-14: A CLAIM IN THE AMOUNT OF \$5,166.88 FROM OUTSIDE PLANT DAMAGE RECOVERY ON BEHALF OF COX COMMUNICATIONS FOR DAMAGES INCURRED TO AN UNDERGROUND CABLE BY A LINE MAINTENANCE CREW DURING REPAIRS TO A WATER LINE AT 2728 CIMARRON DRIVE.

Councilmember Williams moved that Special Claim SC-1415-14 be approved and payment in the amount of \$5,166.88 be directed contingent upon obtaining a Release and Covenant Not to Sue from Outside Damage Recovery on behalf of Cox Communications, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File SC-1415-14 dated June 11, 2015, by Jeanne Snider, Assistant City Attorney
- 2. Memorandum dated March 16, 2015, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney
- 3. Special Claim SC-1415-14 filed March 16, 2015, in the amount of \$5,166.88 by Martha Cook, Claims Manager, Outside Damage Recovery on behalf of Cox Communications
- 4. Invoice 44239 dated March 10, 2015, in the amount of \$5,166.88 from Outside Plant Damage Recovery

and the question being upon approving Special Claim SC-1415-14 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Special Claim SC-1415-14 approved; and payment in amount of \$5,166.88 be directed contingent upon obtaining a Release and Covenant Not to Sue from Outside Damage Recovery on behalf of Cox Communications.

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Item 16, being:

SPECIAL CLAIM SC-1415-15: A CLAIM IN THE AMOUNT OF \$1,877.38 FROM SOUTHWESTERN BELL TELEPHONE COMPANY D/B/A AT&T OKLAHOMA FOR DAMAGES INCURRED TO A CABLE BY A LINE MAINTENANCE CREW DURING REPAIRS TO A WATER LINE AT 2732 CIMARRON DRIVE.

Councilmember Williams moved that Special Claim SC-1415-15 be approved and payment in the amount of \$1,877.38 be directed contingent upon obtaining a Release and Covenant Not to Sue from Southwestern Bell Telephone Company d/b/a AT&T Oklahoma, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File SC-1415-15 dated June 11, 2015, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated April 23, 2015, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
3. Special Claim SC-1415-15 filed April 23, 2015, in an undetermined amount by Southwestern Bell Telephone d/b/a AT&T Oklahoma
4. Claim for Damages filed June 11, 2015, in the amount of \$1,877.38 from Southwestern Bell Telephone Company d/b/a AT&T Oklahoma

and the question being upon approving Special Claim SC-1415-15 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Special Claim SC-1415-15 approved; and payment in amount of \$1,877.38 be directed contingent upon obtaining a Release and Covenant Not to Sue from Southwestern Bell Telephone Company d/b/a AT&T Oklahoma.

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Item 17, being:

AMENDMENT NO. TWO TO CONTRACT K-1213-86: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND FREESE & NICHOLS INCREASING THE CONTRACT AMOUNT BY \$100,000 FOR A REVISED CONTRACT AMOUNT OF \$420,585.84 TO PROVIDE ADDITIONAL CONSULTANT SERVICES FOR THE DEVELOPMENT OF THE MAIN STREET AND GRAY STREET ONE-WAY TO TWO-WAY CONVERSION IMPLEMENTATION PLAN TO BE ADDED TO THE COMPREHENSIVE TRANSPORTATION PLAN AND APPROPRIATION FROM THE CAPITAL FUND BALANCE.

Councilmember Williams moved that Amendment No. Two to Contract K-1213-86 with Freese & Nichols increasing the contract amount by \$100,000 for a revised contract amount of \$420,585.84 be approved, the execution thereof be authorized, and \$100,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TC0156, Main/Gray Two-Way Study, Design (050-9069-431.62-01), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1213-86, Amendment No. Two, dated June 2, 2015, by Angelo Lombardo, Transportation Engineer
2. Amendment No. Two to Contract K-1213-86 with Exhibit CA2, Scope of Services
3. Norman Center City Master Plan Visioning Committee
4. Location map
5. Purchase Requisition 0000250875 dated June 15, 2015, in the amount of \$100,000 to Freese & Nichols

Participants in discussion

1. Mr. Shawn O’Leary, Director of Public Works
2. Mr. Eddie Haas, Freese & Nichols

Item 17, being:

and the question being upon approving Amendment No. Two to Contract K-1213-86 with Freese & Nichols increasing the contract amount by \$100,000 for a revised contract amount of \$420,585.84 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Amendment No. Two to Contract K-1213-86 with Freese & Nichols increasing the contract amount by \$100,000 for a revised contract amount of \$420,585.84 approved; the execution thereof was authorized and \$100,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TC0156, Main/Gray Two-Way Study, Design (050-9069-431.62-01).

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Item 18, being:

CONSIDERATION AND AWARDING OF BID 1415-39 AND APPROVAL OF CONTRACT K-1415-137 WITH PARKEON IN THE AMOUNT OF \$27,112 FOR INSTALLATION OF A PARKING REVENUE CONTROL SYSTEM AT THE DOWNTOWN (GRAY STREET) PARKING LOT, PERFORMANCE BOND B-1415-99, STATUTORY BOND B-1415-100, AND MAINTENANCE BOND MB-1415-95.

Councilmember Williams moved that all bids meeting specifications be accepted; the base bid in the amount of \$18,720 plus add-ons in the amount of \$8,392 for a total contract amount of \$27,112 be awarded to Parkeon as the lowest and best bidder meeting specifications; Contract K-1415-137 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized; and the filing of the bonds be directed, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
- 1. Text File K-1415-137 dated June 2, 2015, by David Riesland, Traffic Engineer
 - 2. Location maps
 - 3. Bid record dated February 5, 2015, for a Complete Revenue Control System for the Gray Street Downtown Parking Lot
 - 4. Options Offered by Parkeon for Multi-Space Pay Stations
 - 5. Downtown Parking Lot Management Business Plan dated August 1, 2013, and amended December 10, 2013
 - 6. Contract K-1415-137
 - 7. Performance Bond B-1415-99
 - 8. Statutory Bond B-1415-100
 - 9. Maintenance Bond MB-1415-95
 - 10. Purchase Requisition 0000250874 dated June 15, 2015, in the amount of \$27,112 to Parkeon

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

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and all bids meeting specifications accepted; the base bid in the amount of \$18,720 plus add-ons in the amount of \$8,392 for a total contract amount of \$27,112 was awarded to Parkeon as the lowest and best bidder meeting specifications; Contract K-1415-137 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized; and the filing of the bonds was directed.

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Item 19, being:

CONTRACT K-1415-139: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PARKEON IN THE AMOUNT OF \$20,000 PER YEAR FOR THE OPERATION AND TO PROVIDE MAINTENANCE SUPPORT FOR THE PARKING REVENUE CONTROL SYSTEM AT THE DOWNTOWN GRAY STREET PARKING LOT.

Councilmember Williams moved that Contract K-1415-139 with Parkeon in the amount of \$20,000 per year be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-139 dated June 3, 2015, by David Riesland, Traffic Engineer
- 2. Location maps
- 3. Contract K-1415-139 with Appendix A, Level II Remote Technical Support; Appendix B, Parkeon Return Materials Authorization; Appendix C, Level 1 Technical Service and Maintenance; Appendix D, Whoosh – Mobile Phone Solution; Annex 1, Scope of the Whoosh Services; Annex 2, Pricing Conditions; Annex 3, Service Availability and Levels; and Annex 4, Corporate Style Guide
- 4. Downtown Parking Lot Management Business Plan dated August 1, 2013, and amended December 10, 2013

and the question being upon approved Contract K-1415-139 with Parkeon in the amount of \$20,000 per year and the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract K-1415-139 with Parkeon in the amount of \$20,000 per year approved; and the execution thereof was authorized.

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Item 20, being:

CONTRACT K-1415-140: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CHICKASAW TELECOMMUNICATIONS SERVICES, INC., (CTSI) TO PROVIDE FOR PAYMENT OF A **THREE** PERCENT (3%) FEE IN LIEU OF FRANCHISE FEE FOR ANY REVENUE GENERATED AS A RESULT OF THE USE OF A FIBER OPTIC CONDUIT CONSTRUCTED BETWEEN THE NORMAN REGIONAL HEALTH SYSTEMS (NRHS) FACILITY AT 901 NORTH PORTER AVENUE AND THE NRHS FACILITY AT 3400 WEST TECUMSEH ROAD FOR A PERIOD OF FIVE YEARS.

Councilmember Williams moved that Contract K-1415-140 with CTSI for a period of five years be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-140 dated June 1, 2015, by Leah Messner, Assistant City Attorney
- 2. Contract K-1415-140
- 3. City of Norman Revocable Utility Installation Permit

Participants in discussion

- 1. Mr. Shawn O’Leary, Director of Public Works
- 2. Mr. Jeff Bryant, City Attorney

and the question being upon approved Contract K-1415-140 with CTSI for a period of five years and the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract K-1415-140 with CTSI for a period of five years approved; and the execution thereof was authorized.

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Item 21, being

CONTRACT K-1415-142: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE 89ER DAY PARADE COMMITTEE IN THE AMOUNT OF \$5,000 FOR THE PURPOSE OF PROMOTING, ENCOURAGING AND PROVIDING SERVICES FOR THE 89ER DAY PARADE THAT WAS HELD APRIL 18, 2015, AS APPROVED IN THE FYE 2015 BUDGET.

Councilmember Williams moved that Contract K-1415-142 with 89er Day Parade Committee in the amount of \$5,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-142 dated June 17, 2015, by Brenda Hall, City Clerk
- 2. Letter of request dated June 11, 2015, from Gary Kramer, 2014/2015 Norman 89er Day Planning Committee, to Ellen Usry, City of Norman
- 3. Contract K-1415-142
- 4. Purchase Requisition 0000251103 dated June 18, 2015, in the amount of \$5,000 to 89er Day Parade Committee

and the question being upon approved Contract K-1415-142 with 89er Day Parade Committee in the amount of \$5,000 and the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Contract K-1415-142 with 89er Day Parade Committee in the amount of \$5,000 approved; and the execution thereof was authorized.

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Item 22, being:

CONTRACT NO. K-1415-143: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE MCKINNEY PARTNERSHIP ARCHITECTS IN AN AMOUNT NOT-TO-EXCEED \$64,950 TO PROVIDE ARCHITECTURAL SERVICES FOR THE UPDATED MUNICIPAL COMPLEX SPACE UTILIZATION STUDY AND FEASIBILITY ASSESSMENT FOR THE PROPOSED SENIOR CITIZENS CENTER.

Councilmember Williams moved that Contract K-1415-143 with McKinney Partnership Architects in an amount not-to-exceed \$64,950 and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-143 dated June 17, 2015, by Jud Foster, Director of Parks and Recreation
- 2. Contract K-1415-143 with Attachment A, Billing Rates
- 3. Norman Senior Citizens Center Proposal dated June 2, 2015, from Lifespan Design Studio

Participants in discussion

- 1. Mr. Jud Foster, Director of Parks and Recreation
- 2. Mr. Rick McKinney, McKinney Partnership Architects

and the question being upon approved Contract K-1415-143 with McKinney Partnership Architects in an amount not-to-exceed \$64,950 and the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Contract K-1415-143 with McKinney Partnership Architects in an amount not-to-exceed \$64,950 approved; and the execution thereof was authorized.

* * * * *

Item 23, being:

CONTRACT K-1415-144: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND URBAN CONTRACTORS, L.L.C., IN THE AMOUNT OF \$38,325 FOR THE SANTA FE DEPOT SEWER LINE REPAIR PROJECT AND ADOPTION OF PROJECT AGENT RESOLUTION R-1415-109.

Councilmember Williams moved that Contract K-1415-144 with Urban Contractors, L.L.C., in the amount of \$38,325 be approved; the execution thereof be authorized, and Project Agent Resolution R-1415-109 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-144 dated June 16, 2015, by James Briggs, Park Planner
- 2. Tabulation of bids for Santa Fe Depot Sewer Line Repair Project
- 3. Contract K-1415-144
- 4. Resolution R-1415-109
- 5. Purchase Requisition 0000251133 dated June 19, 2015, in the amount of \$38,825 to Urban Contractors, L.L.C.

and the question being upon approved Contract K-1415-144 with Urban Contractors, L.L.C., in the amount of \$38,325 and the subsequent execution and adoption, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract K-1415-144 with Urban Contractors, L.L.C., in the amount of \$38,325 approved; the execution thereof was authorized and Project Agent Resolution R-1415-109 was adopted.

* * * * *

Item 24, being:

CONTRACT NO. K-1415-145: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE CLEVELAND COUNTY INDUSTRIAL AUTHORITY AND JACOBS ENGINEERING GROUP, INC., IN THE AMOUNT OF \$170,000 FOR CONSULTANT SERVICES FOR THE DEVELOPMENT OF A PARKING STUDY UPDATE OF THE DOWNTOWN AND CAMPUS CORNER AREAS AND BUDGET APPROPRIATION FROM THE CAPITAL FUND BALANCE.

Councilmember Williams moved that Contract K-1415-145 with the Cleveland County Industrial Authority and Jacobs Engineering Group, Inc., in the amount of \$170,000 be approved, the execution thereof be authorized, and \$170,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TC0157, Parking Study Update, Design (050-9069-431.62-01); and upon reimbursement from the Cleveland County Industrial Authority and private donations, funds be receipted into Reimbursements/Other Agency (050-0000-366.12-30), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1415-145 dated June 17, 2015, by David Riesland, Traffic Engineer
- 2. Contract K-1415-145 with Attachment A, Scope of Services; Figure 1 – Parking Study Area; Attachment B, Compensation; and Attachment C, Project Schedule
- 3. Purchase Requisition 0000251090 dated June 18, 2015, in the amount of \$170,000 to Jacobs Engineering Group, Inc.

Participants in discussion

- 1. Mr. Shawn O’Leary, Director of Public Works
- 2. Mr. Derek Milligan, Jacobs Engineering Group, Inc.

and the question being upon approved Contract K-1415-145 with the Cleveland County Industrial Authority and Jacobs Engineering Group, Inc., in the amount of \$170,000 and the subsequent authorization; appropriation, and receipt; a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

Item 24, continued:

The Mayor declared the motion carried and Contract K-1415-145 with the Cleveland County Industrial Authority and Jacobs Engineering Group, Inc., in the amount of \$170,000 approved; the execution thereof was authorized, \$170,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TC0157, Parking Study Update, Design (050-9069-431.62-01); and upon reimbursement from the Cleveland County Industrial Authority and private donations, funds will be receipted into Reimbursements/Other Agency (050-0000-366.12-30).

* * * * *

Item 25, being:

CONSIDERATION OF THE CITY ATTORNEY’S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$32,300 REGARDING GLENN LAUDERDALE VS. THE CITY OF NORMAN, WORKERS’ COMPENSATION COURT CASE NO. WCC 2013-05128J.

Councilmember Williams moved that the City Attorney's recommendation be approved, compliance with the Workers’ Compensation Order be authorized, and payment of claims in the amount of \$32,300 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File GID-1415-83 dated June 16, 2015, by Jeanne Snider, Assistant City Attorney with Payment Schedule
- 2. Workers’ Compensation Court Case WCC-2013-05128J, Order Determining Compensability and Awarding Permanent Partial Impairment Benefits, filed June 10, 2015
- 3. Purchase Requisition 0000250931 dated June 16, 2015, in the amount of \$24,871 to Greg Barnard and Glenn Lauderdale
- 4. Purchase Requisition 0000250940 dated June 16, 2015, in the amount of \$646 to Workers’ Compensation Administration Tax Fund
- 5. Purchase Requisition 0000250945 dated June 16, 2015, in the amount of \$242.25 to Special Occupational Health and Safety Fund
- 6. Purchase Requisition 0000250949 dated June 16, 2015, in the amount of \$140 to Workers’ Compensation Court
- 7. Purchase Requisition 0000250950 dated June 16, 2015, in the amount of \$125.70 to Cleveland County Court Clerk

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

YEAS:	Councilmembers Allison, Castleberry, Heiple, Holman, Lang, Miller, Williams, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers’ Compensation Order be authorized and payment of claims in the amount of \$32,300 which will constitute judgment against the City of Norman be directed.

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Item 26, being:

RESOLUTION R-1415-108: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AUTHORIZING COMPROMISE SETTLEMENT OF THE CLAIM FILED BY JESSE DUFFEY UNDER THE PROVISIONS OF THE WORKERS’ COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF JESSE DUFFEY V. THE CITY OF NORMAN, WORKERS’ COMPENSATION CASE NO. WCC 2014-10080X DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS’ COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS’ COMPENSATION COURT JUDGMENT FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Williams moved that Resolution R-1415-108 be adopted and payment of claims totaling \$14,868.53 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File R-1415-108 dated June 16, 2015, by Jeanne Snider, Assistant City Attorney
- 2. Resolution R-1415-108
- 3. Purchase Requisition 0000250977 dated June 16, 2015, in the amount of \$14,212 to Greg Barnard and Jesse Duffey
- 4. Purchase Requisition 0000250978 dated June 16, 2015, in the amount of \$284.24 to Workers Compensation Administrative Fund
- 5. Purchase Requisition 0000250979 dated June 16, 2015, in the amount of \$106.59 to Special Occupational Health and Safety Fund
- 6. Purchase Requisition 0000250980 dated June 16, 2015, in the amount of \$140 to Workers’ Compensation Court
- 7. Purchase Requisition No. 0000250981 dated June 16, 2015, in the amount of \$125.70 to Cleveland County Court Clerk

and the question being upon adopting Resolution R-1415-108 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution R-1415-208 adopted; and payment of claims totaling \$14,868.53 which constitutes judgment against the City of Norman was directed.

* * * * *

MISCELLANEOUS DISCUSSION

Animal Welfare Concerns. Ms. Ann Gallagher, 1522 East Boyd Street, said it has been difficult for committee members to attend the Animal Welfare Oversight Committee meeting on Monday, June 22nd at 5:30 p.m. She said there was no quorum and this had been the case at previous meetings. She said it would be better to change the time to 6:00 or 6:30 p.m.

Ms. Joy Hampton, *The Norman Transcript*, 215 East Comanche Street, said since the Animal Welfare Oversight Committee meeting has been so well attended could it be moved to the City Council Chambers? She said there is a lot of public interaction that is not heard very well in the Multi-Purpose Room.

Mayor Rosenthal said that the Animal Welfare Oversight Committee is considering meeting at a different time.

Dr. Amy Tyler, Veterinarian at Sooner Veterinary Hospital, read a letter from Dr. John Otto, University Animal Hospital, who was unable to attend the meeting this evening. The letter is in reference to the proposed ordinance changes dealing with animal control. His letter stated he felt the proposed changes were substantial and will require thorough and careful consideration, not only by the veterinarians of Norman, but by the citizens as it dealt with life and death issues. His letter requested that a period of not less than three months be given to these proposed changes which would be October, 2015, for review because this period of study will benefit all who are involved in the process. Ms. Tyler said she agreed with Dr. Otto and attended a meeting last week with City staff to go over the ordinance changes and sent a letter voicing her concerns. She said since that time she has spoken to several veterinarians who have similar concerns and they would like the opportunity to collaborate to discuss their concerns so they could be addressed. She said if this is done, an ordinance will be adopted that will best serve the community and the animals.

Item 27, Miscellaneous Discussion, continued:

Animal Welfare Concerns, continued: Mr. Curtis Ensler, 1615 Denison Drive, said he was puzzled by the procedure at the meeting because it seemed to be a complete revision of all the animal welfare ordinances of the City of Norman. He asked if this was the normal way ordinances were changed and whether citizens have the same right to present a similar revision at any time.

Ms. Hampton said she always asks questions when she feels there is not enough transparency on different issues and that different types of issues receive a lot of public input. She said last night's meeting was the beginning of that process. She saw an amazing amount of involved citizenry and City Staff took detailed notes. She has been very impressed with the feedback. She said Animal Welfare Staff asked that notes be emailed to them and have been very patient with her and many others while this discussion was taking place. She felt this was typical of Norman's transparent City government and commended Deputy Chief Maisano and Staff for working so well with everyone. She is proud of the City of Norman and the public input they always ask for and receive.

Ms. Darcie Woodson, 4409 Trophy Drive, said she was excited the meeting was well attended because it shows people care about the community and its animals. She said the Animal Welfare Center replaced the volunteer group that had previously been helping out with their own group. She said at the April Animal Welfare Oversight Committee meeting, the audience had been told there were 38 applications, 16 active volunteers, and 44 volunteer hours to date. She put in an Open Records Request through the City Clerk's Office and the information given to her revealed 37 volunteer hours so far this year, 25 people had completed orientation; however only five volunteers had returned and logged into the program. She sees this as a problem because those dogs typically do not get walked unless there is a volunteer doing it. She feels the lack of volunteers is because it is so hard to become a volunteer. She said after filling out an application, the person wishing to volunteer must complete orientation. For a period of time this was not offered on the weekends and while she is thankful that weekends had been added, there are still multiple classes to take. She said one of her friends has been trying to volunteer since January but cannot make the classes work with her schedule because they are offered only during normal working hours and if a person has a job, they cannot take off. She volunteered at the Moore Animal Welfare Center and all she had to do was show up and in less than 45 minutes, she was working with the animals. She was told the Oklahoma City Animal Welfare Center volunteers also went through a simple process.

Mr. Steve Lewis, City Manager, said it is very common for Staff to bring forward recommendations to the appropriate Citizens Advisory Group when they feel policy changes need to be considered. He said this was done in 2009 when Staff brought forward recommendations regarding kennels and kennel management issues. He said this process went through the City Council Oversight Committee and there was a lot of citizen participation. Those recommendations came to Council with a full recommendation for approval from the Oversight Committee and the ordinance was adopted by Council. He said the Animal Welfare Oversight Committee has been looking at major revisions to the ordinance and it is a lot of material. Prior to last night's meeting, Staff had already met with rescue groups and local veterinarians to receive additional input. He said after last night's meeting, the Animal Welfare Oversight Committee will be taking recommendations again later this summer and will continue working on them. When they are ready to make a recommendation, it will come forward to one of the City Council subcommittees for consideration, probably in the fall.

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Fourth of July Holiday. Mr. Bobby Stevens, Post Office Box 6226, said he hoped everyone had a good time during the 4th of July holiday and asked everyone to be safe.

Mayor Rosenthal encouraged everyone to participate in the Norman Day festivities and expressed her appreciation to the Parks and Recreation Department for working so hard on this annual event at Reaves Park.

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Rescue Boats. Mr. Bobby Stevens, Post Office Box 6226, said he was glad the City was purchasing some rescue boats and hoped one would be kept on the east side and one on the west side. He said the boats could be used at Lake Thunderbird as well as during flood events.

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Flood Events in Norman. Mr. Bobby Stevens, Post Office Box 6226, thanked the City for getting signs out warning drivers of high water even though many washed away. He said every road south of Highway 9 between 36th Avenue and 120th Avenue had been closed as well as Highway 9. He realizes these types of rains do not happen often, but they have caused major problems. He said due to building in Norman, these problems will continue. He suggested installing guard rails on the bridges to keep cars from falling into holes covered with water.

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Item 27, Miscellaneous Discussion, continued:

Main and Gray Two-Way and Campus Corner Parking Studies. Mr. Cameron Brewer, 425 South Lahoma Avenue, said he supported both the Main and Gray Two-Way Implementation Study and the Campus Corner parking solution. He said this could be transformational for the downtown area. He works for Downtown Oklahoma City, Inc., and his company manages the streetscapes in downtown Oklahoma City and the streetscapes completed as part of the Project 180 Streetscape Improvements that is changing most of the downtown streets in Oklahoma City from one-way to two-way especially in the central business district. He has worked in downtown Oklahoma City for nine years and portions of the project that his company has completed are unbelievable from a pedestrian perspective in terms of the improvements. He said it is so much easier to cross the street and not have to worry about cars flying by. He suggested the consultants and Staff take extra consideration regarding bicyclists in both the Parking Study and the One-Way to Two-Way Study. He said parking related to bicyclists is sometimes not considered when doing this type of study but in a heavily traveled street, placement of bicycle lanes, where and how they are placed and how the parking is set up is extremely important for the safety of the bicyclist as well as pedestrians. He said one solution many cities are using is reverse angle parking. He said there is a great example in Denton, Texas, on Hickory Street and that many citizens in Denton have pointed to this type of streetscape improvement as something they would like to see done more. He said reverse angle parking is pulling forward and backing into a spot. He said he would like to minimize on-street parking, which is one of the main benefits of two-way traffic. He said two-way traffic enhances retail and commercial areas.

Mr. Steve Calonkey, 1008 Elmwood Drive, said he is the owner of Mr. Roberts Furniture Store, a small family store located at 109 East Main Street. He is opposed to Main Street being two-way and the number one reason is that it is not safe. He has lived in Norman for 63 years and rode his bicycle when Main Street was a two way street. He said Sooner Theatre has a fabulous new studio across the street from the theatre with hundreds of children running back and forth across the street in the summer time. He is also a runner and said it is much easier to look across the street for traffic instead of both ways. He said it is much better for the businesses to have parking in front of their businesses. He said when it was switched from two-way to one-way in 1974, he had his doubts but now he is very glad.

Councilmember Holman recommended that everyone look up the definition of reverse angle parking. He said it is done throughout the United States although it is new to Norman and it seems safer and more efficient than the current way. He asked everyone to think about whether they would rather pull into a parking space and back out of it or would they rather back into a parking space so they could pull out facing forward. He said one-way streets are something he has been studying for a number of years, particularly Main and Gray. He noted that when Main was two-way, it resembled Porter as it looks today, with four lanes much narrower that created problems. He envisions Main/Gray as two way with a center median or turn lane. He has found that one way streets are more dangerous than two way streets for pedestrians because they encourage higher speeds of traffic with people changing lanes frequently and carelessly. He said when people want to cross the street cars turning onto Main Street do not pay attention to pedestrians. He feels one-way streets are dangerous and not good for business because the street only allows the business to be seen by one direction of traffic while a two-way allows a business to be seen by both lanes of traffic and traffic is traveling slower to be able to see the businesses better. He said the trees on the sidewalk which are needed for shade block several signs of businesses.

Councilmember Lang said one thing about riding a bicycle with traffic around parked cars is the problem of doors to vehicles opening and striking a bicycle. He hopes while Council is looking at bike lanes, this will be emphasized.

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No-Mow Zone along Bishop Creek. Ms. Karen Chapman, 1105 Idaho Street, thanked the Parks and Recreation Department for the creation of the no-mow zone along Bishop Creek in Eastwood Park. She said a lot of people had expressed their appreciation.

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Commuter Platform. Mr. Will Decker, 311 South Webster Avenue, said dimensions have been taken and on the plans there is enough room for a commuter platform at the site of the proposed new library,

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Item 27, Miscellaneous Discussion, continued:

Ethics Violation. Mr. Roger Gallagher, 1522 East Boyd Street, said with the ethics situation that recently happened, he did some research and although he was on Council at the time this ordinance was passed, Council studied the proposal and were given the opportunity to go into a committee meeting with one of the City Attorneys. He said Council was told that in order for the Ethics Ordinance to work properly, there needed to be a process if something arises, Council would know what would happen with the complaint. He said Council and City Staff do not have the purview or power to take action or make a decision about something wrong regarding an ethics problem. He said the State Statute says a violation goes to district court and that complaint is heard by that judge. He said all a City Attorney is allowed to do is give an opinion. He said when Council voted to strengthen the Ethics Code for the Charter, Council voted unanimously in favor. He said the issue came up to make certain that when something is questionable, they would have a clear set of rules to follow and that includes a pecuniary relationship or the appearance of one. He said this is not a matter of free speech but the ordinance clearly states that a person in office should avoid that type of entanglement. He hoped the issue could be worked out because it is fair to the public when a solution reached beyond the City because the impact involving City officials is so important and so critical.

Councilmember Castleberry said he knows the Mayor will address this, but this Ethics violation points out the holes that are in our Ethics Ordinance. He said the City Attorney's opinion did not provide closure. He said he is not comfortable with the City Attorney, or any City Staff, being in the position of rendering judgment on any member of Council. He does not think members of Council should be the judges of members of Council. He said the State Statute does say it should go to District Court. He said the problem he sees is that when judgment is rendered, there is nothing in the ordinance regarding a penalty and no ramifications and this provision should be in the ordinance. He was brought into this because one of his constituents, Chris Mayes, filed the complaint and requested that he read the complaint. He said he does not feel comfortable asking citizens for \$143 million if there is no trust. He has served on the State Ethics Committee for Certified Public Accountants since 1988 and it is not fun when someone accuses a member of your profession of doing something wrong. He said many times nothing comes of it because anyone can make the accusation, but it is important for it to be investigated. He said if there is an ordinance that tells you that you cannot do something, but there is no penalty, then it needs to be taken out of the ordinance because there is no point.

Councilmember Lang said he had conversations with Councilmembers about how Norman went above and beyond to strengthen the ordinance and if it is true there are parts of the Ethics Ordinance that do not have a resolution after being in violation, that needs to be changed.

Mayor Rosenthal said in a recent mailer she was listed with her title as Mayor, as cohost for a local fundraising event for Chief Baker of the Cherokee Nation. She said in her position at the University of Oklahoma, she has had the opportunity to work with the administration of Chief Baker and the Cherokee Nation in connection with the Women's Leadership Initiative. The Baker Administration has been a generous and consistent scholarship sponsor for new leadership and she is personally and professionally grateful for that support. When asked to serve as co-host, she was happy to acknowledge her appreciation for the Cherokee Nation's leadership and support on behalf of new leadership and her role at the University of Oklahoma. She said on April 16, 2015, I agreed to be listed as a co-host. She received second email on April 16, 2015, from the event organizer confirming her willingness to be listed as co-host to which she responded from her cell phone with the single word "Yes". She said the date is significant because on that date, she had just learned that she and her husband had been victims of identity theft and was distracted by the necessities of refiling their income tax return and filing simultaneously a police report. She did not read the second email carefully assuming that she simply had not confirmed her willingness to be a co-host. Throughout the correspondence associated with this event, she was asked repeatedly to serve as co-host of a local reception for Chief Baker. She said the email correspondence made no reference to a campaign fundraiser. She said on June 1st, in response to a complaint from a citizen about the mailer, she rechecked her emails regarding this event and it was at that point, she discovered her error of April 16th. She had inadvertently responded yes to a question about listing her on the invitation as Mayor Cindy Rosenthal. In no way, had she intended that her municipal title be used and she regrets that she allowed this oversight to occur. She noted, however, that at no time did she use the resources of the office of Mayor to endorse or oppose any candidate for office. She reiterated that her willingness to serve as a co-host was tied to the relationship which developed between her Directorship of New Leadership at OU and the Baker administration of the Cherokee Nation. She has had no municipal interactions with the Cherokee Nation or Chief Baker. She said the use of the title of Mayor on the flyer was unintended and an inadvertent oversight on her part. She said once the issue was brought to her attention, she moved as quickly as possible to investigate the error and takes full responsibility for this oversight. She apologized to her colleagues and constituents for any misunderstanding of this situation and pledged to be more diligent in the future on these types of issues.

Item 27, Miscellaneous Discussion, continued:

Selling of Glass Pipes. Mr. Robert Cox, 1100 East Constitution Street, Suite 110, introduced his daughter Elise Cox, and said on October 4, 2014, Friendly Market opened their doors for business and became one of three businesses in Norman selling glass pipes. He said former District Attorney Tim Kuykendall was retained by Friendly Market to explain what rules must be followed to sell glass pipes. He said Mr. Kuykendall explained that while he was District Attorney, he shut down a lot of glass pipe businesses because all of these businesses made the same mistake, they had a side business involving controlled substances or they did not make it perfectly clear the pipes were being sold only for the use of tobacco. He said Friendly Market followed the rules with complete fidelity and consulted with a high-ranking member of the Norman Police Department and a formal investigator with the District Attorney's Office. He said they said the same thing, selling glass pipes is not against the law but if anyone makes the mistake of selling controlled substances or even talking about them, they would be subject to being shut down. He said on April 29, 2015, the owner of McCloud's Glass located on Main Street called Friendly Market and said the Norman Police Department is raiding my shop and they told him to call Friendly Market and tell them they were coming after them next. He said on May 4th, a meeting was held with a Norman Police Department representative and that representative said Friendly Market will be raided and all the glass pipes would be taken as well as anything else that could be paraphernalia. The Police Department said they did not want that element in Norman. He said the day after the glass pipes were pulled from the shelves his revenue went down 90%. He said Friendly Market is currently struggling to stay in business and the space they occupy was vacant for eight years. He said the following cities in Oklahoma have glass pipe businesses; Bartlesville, Broken Arrow, Edmond, Lawton, Muskogee, Oklahoma City, Ponca City, Owasso, Pryor, Shawnee, Stillwater, Tahlequah, and Waggoner. He believes Friendly Market is the best glass pipe store in the state and encouraged Council to visit the store. He said by simply interpreting Oklahoma law as the rest of the cities in Oklahoma do, Norman will have whatever other major cities in Oklahoma and the United States have. Instead of creating an empty storefront, Norman will have a successful business paying tax dollars to the City and representing Norman with class and professionalism. He asked for Council's consideration in this matter.

Items submitted for the record

1. Letter dated May 29, 2015, and June 5, June 12, and June 19, 2015, from Your Friends at Friendly Market to Friendly Market friends
2. Letter dated June 23, 2015, from Robert and Elise Cox to Norman City Council

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Studies for Different Projects. Councilmember Miller said she is proud of the City because although we get lots of criticism for doing studies about various projects, since she has been on Council, she has seen some amazing studies that involve so much citizen input and she is really glad to be on the Council right now when so many exciting things are going on such as the Center City Visioning Project. She said Council spent a lot of money tonight on studies, a Downtown and Campus Corner Parking Authority Study which has been talked about for years, the Two-Way/One Way study of Main and Gray; and the use of the old Library as a Senior Center. She said experts are brought in, people who know what they are doing and there is always a lot of citizen input, which makes Norman such a great city.

Councilmember Heiple said he is proud too. He said being able to help and being a part of the process is something all of Council takes pride in.

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Senior Center Improvements. Councilmember Heiple thanked Mr. Jud Foster, Director of Parks and Recreation and staff for the improvement at the Senior Center. He said there is a new television, new rugs, and work is being done on the parking on Symmes Street. He said he knew the seniors really appreciate it.

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Street Repairs near Washington School. Councilmember Heiple said Staff is working on getting 48th Avenue S.E. and East Lindsey repairs done.

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CITY MANAGER’S REPORT

Legacy Park Update. Mr. Steve Lewis, City Manager, said even after 30 inches of rain, this project is being wrapped up with completion anticipated for July. He said the Parks and Recreation Department has been working with volunteers on plans of an opening ceremony in July and a possible ribbon-cutting opportunity. He said the volunteers are looking at a grand opening celebration later in the fall with entertainment.

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Rebuilding Process. Mr. Steve Lewis, City Manager, said as a result of the tornado and flash flooding during the month of May, Staff is working with Tetra Tech, Inc., the debris contractor hired after approval of the contract on June 9th. He said this work is reimbursable by Federal Emergency Management Agency (FEMA) and the State of Oklahoma. He said the procedures for reimbursement will be very complicated and documentation heavy. He said the applicant’s briefing was held on June 22nd and the kickoff meeting for Norman and Cleveland County will be Friday, June 26th. He said there are several federal categories of work and right now the City can safely say they have documented damage in Category A, Debris Removal; Category B, Emergency Protective Measures; and Category C, Road System Repairs. He said by the end of the process there will be damage in the remaining four categories, Category D, Water Control Facilities; Category E, Buildings and Equipment; Category F, Public Utility Systems; and Category G, Parks, Recreation and Other. He said each of these categories have different levels of documentation and approach. He said it will continue to be more complicated as we move forward.

He said as a result of the storms, 59 road and/or drainage structure locations have been identified as needing repairs (17 major and 42 minor). The kickoff meeting on Friday will review all anticipated city project. He said on Friday, the 60 day time period starts where the City has to identify all project that need to be addressed with the storm recovery effort. He said this meeting will be with the FEMA representatives that are assigned to the City to look at documentation and financial processes. He said Staff is evaluating roads that are being temporarily repaired and approximately 15 of these sites are going to be funded by the Federal Highway Administration and managed by the Oklahoma Department of Transportation. He said the reason for that is many of these roads are part of the State road system. He said there are ten city streets/roads currently closed with temporary repairs being done to six with these roads to be completed and reopened in July or August of this year. He said the remaining four closed roadways require major repairs and may remain closed for 6-12 months.

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Award from Rose State College. Mr. Steve Lewis, City Manager, said employees from the Water Division recently received the Government Water Excellence Award from the Environmental Training Center at Rose State College. He said this award was given to water employees who showed a commitment to water supply, distribution, and treatment.

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Norman Forward. Mr. Steve Lewis, City Manager, said a telephone survey was recently commissioned to sample residents’ views on Norman Forward. He said the field work has been done, approximately 500 of the telephone surveys have been completed, and work is being done to compile the report so it can be presented to Council on July 7th.

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ADJOURNMENT

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

YEAS:	Councilmembers Castleberry, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 8:10 p.m.

ATTEST: