

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

October 25, 2016

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 25th day of October, 2016, 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 Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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ABSENT:	None
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The Pledge of Allegiance was led by Mayor Miller.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL CONFERENCE MINUTES OF SEPTEMBER 20, 2016
CITY COUNCIL CONFERENCE MINUTES OF SEPTEMBER 27, 2016
CITY COUNCIL MINUTES OF OCTOBER 11, 2016
NORMAN UTILITIES AUTHORITY MINUTES OF OCTOBER 11, 2016
NORMAN MUNICIPAL AUTHORITY MINUTES OF OCTOBER 11, 2016
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF OCTOBER 11, 2016.

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

Items submitted for the record

1. Text File GID-1617-19 dated October 18, 2016, by Brenda Hall, City Clerk
2. City Council Conference minutes of September 20, 2016
3. City Council Conference minutes of September 27, 2016
4. City Council minutes of October 11, 2016
5. Norman Utilities Authority minutes of October 11, 2016
6. Norman Municipal Authority minutes of October 11, 2016
7. Norman Tax Increment Finance Authority minutes of October 11, 2016

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

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

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Item 4, being:

PROCLAMATION P-1617-11: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF NOVEMBER, 2016, AS NATIVE AMERICAN HERITAGE MONTH IN THE CITY OF NORMAN.

Councilmember Heiple moved that receipt of Proclamation P-1617-11 proclaiming the month of November, 2016, as Native American Heritage Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Clark;

Item 4, continued:

Items submitted for the record

1. Text File P-1617-11 dated October 10, 2016, by Kristina Bell, Assistant City Attorney
2. Proclamation P-1617-11

Participants in discussion

1. Ms. Tracey Satapahoodle-Mikenen, Executive Director of the Jacobson House, and Mary Lou Drywater, member of the Human Rights Commission, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1617-11 proclaiming the month of November, 2016, as Native American Heritage Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation P-1617-11 proclaiming the month of November, 2016, as Native American Heritage Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

CONSENT DOCKET

Councilmember Heiple moved that Item 6 through Item 29 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Clark; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 29, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Item 6 through Item 29 were placed on the consent docket by unanimous vote.

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Item 6, being:

CONSIDERATION OF ORDINANCE O-1617-9 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 REMOVE PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION THIRTY-ONE (31), TOWNSHIP NINE (9) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE R-3, MULTI-FAMILY DWELLING DISTRICT AND PLACE THE SAME IN THE R-1, SINGLE FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (INCLUDING APPROXIMATELY: 400-500 BLOCKS OF WEST COMANCHE STREET; 400-500 BLOCKS OF WEST EUFAULA STREET; 400-600 BLOCKS OF WEST SYMMES STREET; 100-300 BLOCKS OF WEST SIDE OF UNIVERSITY BOULEVARD; 100-400 BLOCKS OF PARK DRIVE; 400 BLOCK OF ELM AVENUE; AND 400 BLOCK OF TOBERMAN DRIVE)

Councilmember Heiple moved that Ordinance O-1617-9 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Holman;

Item 6, continued:

Items submitted for the record

1. Text File O-1617-9 dated September 21, 2016, by Janay Greenlee, Planner II
2. Ordinance O-1617-9
3. Location map
4. Staff Report dated October 13, 2016, recommending approval
5. Petition area map dated October 12, 2016, containing 58.3% filed support and 20.2% filed protest
6. Petition filed August 15, 2016, containing signatures of support from 70 property owners
7. Form letters containing signatures of support from 18 property owners
8. Form letters filed October 6, 2016, containing signatures of protest from 11 property owners
9. Email of protest filed October 6, 2016, from Shelly Dumigan to Councilman Hickman
10. Email of protest filed October 6, 2016, from Shane F. Nelson to Whom It May Concern
11. Form letters filed October 6, 2016, containing signatures of protest from 26 property owners
12. Letter of protest filed October 6, 2016, from Mary Jo Bookman to City of Norman Planning Commission and City Council
13. Letters (2) of protest for 408 and 418 Elm Avenue filed October 5, 2016, from Chris Jackson to City of Norman City Clerk, Ms. Brenda Hall
14. Letter of protest filed October 3, 2016, from Pastor Jun Orikasa, Holy Spirit Association for Unification and World Christianity (Family Federation of World Peace and Unification) to Whom It May Concern
15. Letter of protest filed October 11, 2016, from Dennis and Lori Elliott to Planning Commission Representative
16. Letter of protest filed October 11, 2016, from Dennis and Lori Elliott to Ms. Brenda Hall, City of Norman City Clerk
17. Letter of protest filed October 11, 2016, from Robert Marriott, Broker/Owner, Old Town Brokers, to City of Norman Planning Commission
18. Letter of protest filed October 10, 2016, from Diane Vanlandingham to City of Norman, City Council, City Clerk, Brenda Hall
19. Letter of protest filed October 10, 2016, from Diane Vanlandingham to City of Norman Planning Commission
20. Letter of protest filed October 10, 2016, from Steven S. Jones to Brenda Hall, City Clerk, City of Norman
21. Letter of protest filed October 10, 2016, from R.J. Darrow to Whom It May Concern
22. Letter of protest filed October 10, 2016, from Phillip and Jeanne Reid to Mr. Brenda Hall, Norman City Clerk
23. Letter of protest filed October 10, 2016, from Kirk S. Milby to City of Norman Council Person
24. Letter filed October 11, 2016, from Shelly Dumigan to Brenda Hall, City Clerk, with attached letter of protest from Shelly Dumigan to the Members of the Norman City Planning Commission
25. City of Norman Predevelopment Summary PD 16-14 dated September 22, 2016, from David and Joan Koos and Jonathan Fowler representing the Elm Neighborhood for property located in the 400 and 500 block of West Comanche Street; 400 and 500 block of West Eufaula Street; 400, 500, and 600 blocks of West Symmes Street; 100-300 blocks of the west side of University Boulevard; 100-400 blocks of Park Drive; 400 block of Elm Avenue; 200-300 blocks of the east side of Chautauqua Avenue; and 400 block of Toberman Drive from Park Drive to Elm Avenue

and the question being upon the Introduction and adoption of Ordinance O-1617-9 upon First Reading by title, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Castleberry,
Chappel, Clark, Heiple, Hickman,
Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1617-9 was Introduced, read, and adopted upon First Reading by title.

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tem 7, being:

CONSIDERATION OF ORDINANCE O-1617-10 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 REMOVE PART OF THE WEST HALF (W/2) OF THE NORTHWEST QUARTER (NW/4) OF SECTION THIRTY-TWO (32), TOWNSHIP NINE (9) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE R-3, MULTI-FAMILY DWELLING DISTRICT AND PLACE THE SAME IN THE R-1, SINGLE FAMILY DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (BOUNDED APPROXIMATELY BY EAST SYMMES STREET ON THE NORTH, FERRILL STREET ON THE SOUTH, THE RAILROAD TRACKS ON THE WEST, AND CLASSEN BOULEVARD ON THE EAST)

Councilmember Heiple moved that Ordinance O-1617-10 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-1617-10 dated September 21, 2016, by Janay Greenlee, Planner
2. Ordinance O-1617-10
3. Location map
4. Planning Commission Staff Report of October 13, 2016, recommending approval
5. City of Norman Predevelopment Summary PD 16-15 dated September 22, 2016, from Judith Hadley representing the Miller Neighborhood for property located in the Miller Neighborhood and abutting area to the west bounded approximately by East Symmes Street on the north, Ferrill Street on the south, Jones Street on the west, and Classen Boulevard on the east
6. Petition area map dated October 11, 2016, containing 64.1% filed support and 14.4% filed protest
7. Petition to rezone and from letters filed September 2, 2016, containing signatures of support from 85 property owners
8. Letter of support filed September 14, 2016, from Marielle Hoefnagels and Doug Gaffin to City of Norman Planning and Community Development
9. Letter of support filed October 6, 2016, from Richard and Lee Hall to Members of the Planning Commission
10. Letter of support filed October 10, 2016, from Lois Lawler Brown to Members of the Norman Planning Commission
11. Letter requesting exemption filed October 11, 2016, from Charles Mullen and Theresa White to City of Norman Planning Commission and City Council with attached location map, aerial photograph, and photographs of 612 Crawford Avenue, 203 Keith Street, 611 Miller Avenue, 603 Crawford Avenue, 609 Crawford Avenue, 313-315 Duffy Street, 321-323 Keith Street, and 213-215 Duffy Street
12. Protest area map dated October 12, 2016, containing 2.75% protest within notification area
13. Form Letters filed October 10, 2016, containing signatures of protest from 20 property owners
14. Letter of protest filed October 11, 2016, from Randy Moore to the City of Norman City Clerk
15. Letter of protest filed September 28, 2016, from William H. Mattoon, The Huntington Investment Corporation, to Secretary, Norman Planning Commission
16. Letter of protest filed October 10, 2016, from Rex R. Moore, III, 314 Castro Street
17. Letter of protest filed October 11, 2016, from Rex Moore to the City of Norman City Clerk
18. Letter of protest filed October 4, 2016, from H.L. Heiple, H.L. Heiple 2004 Trust, to Planning Department
19. Letter of protest filed September 30, 2016, from Brian Harden to Sirs
20. Letter of protest filed October 11, 2016, from Warren K. Taber, Broker/Owner, Old Town Realtors, to Whom It May Concern
21. Letter of protest filed October 10, 2016, from Firasat and Ghazala Khan to City of Norman Planning Commission
22. Letter of protest filed September 14, 2016, from Rick Lambert, Co-Managing Member, Flood Street Properties, L.L.C., to Whom It May Concern

Item 7, continued:

and the question being upon the Introduction and adoption of Ordinance O-1617-10 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1617-10 was Introduced, read, and adopted upon First Reading by title.

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Item 8, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF SEPTEMBER 30, 2016, AND DIRECTING THE FILING THEREOF.

Councilmember Heiple 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-1617-18 dated October 10, 2016, by Anthony Francisco, Finance Director
2. Finance Director's Investment Report of September 30, 2016

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 Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 9, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF SEPTEMBER, 2016, AND DIRECTING THE FILING THEREOF.

Councilmember Heiple 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-1617-19 dated October 10, 2016, by Stacey Parker, Executive Assistant
2. Monthly Departmental Reports for the month of September, 2016

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 Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and receipt of the reports acknowledged; and the filing thereof was directed.

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Item 10, being:

CONSIDERATION OF THE RATIFICATION OF THE DECLARATION OF EMERGENCY REPAIRS IN THE AMOUNT OF \$119,476.26 TO STABILIZE THE BANKS OF IMHOFF CREEK DAMAGED BY HIGH STORMWATER FLOWS AT THE 42-INCH WESTSIDE INTERCEPTOR SEWER CROSSING AND AUTHORIZING THE CITY MANAGER TO TRANSFER FUNDS IN THE AMOUNT OF \$22,504 FROM THE FYE17 SEWER MAINTENANCE PLAN CONSTRUCTION ACCOUNT.

Acting as the Norman Utilities Authority, Trustee Heiple moved to ratify the declaration of emergency repairs to stabilize the banks of Imhoff Creek damaged by high stormwater flow at the 42-inch Westside Interceptor sewer crossing; and payment to Jordan Contractors, Inc., in the amount of \$93,006.60; Urban Contractors, L.L.C., in the amount of \$12,530; Archer Western Construction Company, Inc., in the amount of \$13,839.66; and the City of Norman in the amount of \$100 be approved; and \$22,504 be transferred from Project WW0307, FYE 17 Sewer Maintenance Project, Construction (321-9338-432.61-01) to Project WW0248, Sewer Emergency Replacement, Construction (321-9974-432.61-01), which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File GID-1617-18 dated October 7, 2016, by Mark Daniels, Utilities Engineer
2. Aerial map of Emergency Repairs to 42-inch Sewer Crossing at Imhoff Creek
3. Bid tabulation dated August 30, 2016, for Bank Stabilization for 42-inch Sewer Crossing at Imhoff Creek
4. Memorandum dated August 10, 2016, from Mark Daniels, Utilities Engineer, through Ken Komiske, Director of Utilities, to Steve Lewis, City Manager
5. Photographs of 42-inch sewer line
6. Aerial map of two exposed sections of sanitary sewer pipe at Imhoff Creek
7. Purchase Requisition 0000270835 dated October 7, 2016, in the amount of \$93,006.60 to Jordan Contractors, Inc.

and the question being upon ratifying the declaration of emergency repairs to stabilize the banks of Imhoff Creek damaged by high stormwater flow at the 42-inch Westside Interceptor sewer crossing and upon the subsequent approval and transfer, a vote was taken with the following result:

YEAS:

Trustees Allison, Castleberry, Chappel,
Clark, Heiple, Hickman, Holman,
Karjala, Chairman Miller

NAYES:

None

The Chairman declared the motion carried and the declaration of emergency repairs to stabilize the banks of Imhoff Creek damaged by high stormwater flow at the 42-inch Westside Interceptor sewer crossing ratified; payments to Jordan Contractors, Inc., in the amount of \$93,006.60, Urban Contractors, L.L.C., in the amount of \$12,530, Archer Western Construction Company, Inc., in the amount of \$13,839.66, and the City of Norman in the amount of \$100 were approved; and \$22,504 was transferred from Project WW0307, FYE 17 Sewer Maintenance Project, Construction (321-9338-432.61-01) to Project WW0248, Sewer Emergency Replacement, Construction (321-9974-432.61-01).

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Item 11, being:

CONSIDERATION OF BID 1617-9; CONTRACT K-1617-3 BY AND BETWEEN THE NORMAN TAX INCREMENT FINANCE AUTHORITY AND RDNJ, L.L.C., D/B/A A-TECH PAVING IN THE AMOUNT OF \$811,315.50; PERFORMANCE BOND B-1617-5; STATUTORY BOND B-1617-6, AND MAINTENANCE BOND MB-1617-3 FOR THE 24TH AVENUE AND RADIUS WAY TRAFFIC SIGNAL AND INTERSECTION IMPROVEMENT PROJECT.

Acting as the Norman Tax Increment Finance Authority, Trustee Heiple moved that all bids meeting specifications be accepted; the bid in the amount of \$811,315.50 be awarded to RDNJ, Inc., d/b/a A-Tech Paving as the lowest and best bidder meeting specifications; Contract K-1617-3 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 Trustee Holman;

Item 11, continued:

Items submitted for the record

1. Text File K-1617-3 dated October 10, 2016, by John Clink, Capital Projects Manager
2. Location map
3. Bid tabulation for Traffic Signal and Intersection Improvements for 24th Avenue N.W. and Radius Way
4. Contract K-1617-3 with Attachment A, Preliminary Budget for Traffic and Roadway Improvements
5. Performance Bond B-1617-5
6. Statutory Bond B-1617-6
7. Maintenance Bond MB-1617-3
8. Exhibit A, Contract K-0607-45, Preliminary Budget for Traffic and Roadway Improvements, Cost Estimates

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

YEAS: Trustees Allison, Castleberry, Chappel,
Clark, Heiple, Hickman, Holman,
Karjala, Chairman Miller

NAYES: None

The Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$811,315.50 was awarded to RDNJ, Inc., d/b/a A-Tech Paving as the lowest and best bidder meeting specifications; Contract K-1617-3 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds were authorized; and the filing of the bonds was directed.

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Item 12, being:

CONSIDERATION OF AWARDING OF BID 1617-10, APPROVAL OF CONTRACT K-1617-46 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PHOENIX CONSTRUCTION DISASTER SERVICES, INC., IN THE AMOUNT OF \$466,900; PERFORMANCE BOND B-1617-15, STATUTORY BOND B-1617-16, AND MAINTENANCE BOND MB-1617-15 FOR THE NORMAN TRAIN DEPOT RECONSTRUCTION PROJECT, PROJECT AGENT RESOLUTION R-1617-20; BUDGET APPROPRIATION FROM THE ROOM TAX FUND BALANCE AND BUDGET TRANSFERS BETWEEN PROJECT ACCOUNTS.

Councilmember Heiple moved that all bids meeting specifications be accepted; the bid in the amount of \$466,900 be awarded to Phoenix Construction Disaster Services, Inc., as the lowest and best bidder meeting specifications; Contract K-1617-46 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized; the filing of the bonds be directed; Resolution R-1617-20 be adopted; \$400,000 be transferred from Project BG0048, Fire Maintenance/Storage Building Project, Construction (050-9092-419.61-01) to Project EF0201, Santa Fe Depot Repair, Construction (050-9677-419.61-01); \$66,900 be appropriated from Room Tax Fund Balance (023-0000-253.20-00) to Project EF0201, Santa Fe Depot Repair, Construction (050-9677-419.61-01); \$27,524 be transferred from the FYE 2017 Budget, Project RT0086, Santa Fe Depot Renovation, Design (023-9181-451.62-01) to the FYE 2016 Budget, Project RT0086, Santa Fe Depot Renovation, Design (023-9181-451.62-01); and \$13,262 be transferred from the FYE 2017 Budget, Project RT0086, Santa Fe Depot Renovation, Construction (023-9181-451.61-01) to FYE 2016 Budget, Project RT0086, Santa Fe Depot Renovation, Construction (023-9181-451.61-01), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1617-46 dated October 10, 2016, by Matt Hendren, Parks Superintendent
2. Bid record dated September 29, 2016, for the Norman Train Depot Reconstruction Project
3. Contract K-1617-46
4. Performance Bond B-1617-15
5. Maintenance Bond B-1617-15
6. Statutory Bond B-1617-16
7. Resolution R-1617-20

Item 12, continued:

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

YEAS:

Councilmembers Allison, Castleberry,
Chappel, Clark, Heiple, Hickman,
Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$466,900 was awarded to Phoenix Construction Disaster Services, Inc., as the lowest and best bidder meeting specifications; Contract K-1617-46 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized; the filing of the bonds was directed; Resolution R-1617-20 was adopted; \$400,000 was transferred from Project BG0048, Fire Maintenance/Storage Building Project, Construction (050-9092-419.61-01) to Project EF0201, Santa Fe Depot Repair, Construction (050-9677-419.61-01); \$66,900 was appropriated from Room Tax Fund Balance (023-0000-253.20-00) to Project EF0201, Santa Fe Depot Repair, Construction (050-9677-419.61-01); \$27,524 was transferred from the FYE 2017 Budget, Project RT0086, Santa Fe Depot Renovation, Design (023-9181-451.62-01) to the FYE 2016 Budget, Project RT0086, Santa Fe Depot Renovation, Design (023-9181-451.62-01); and \$13,262 was transferred from the FYE 2017 Budget, Project RT0086, Santa Fe Depot Renovation, Construction (023-9181-451.61-01) to FYE 2016 Budget, Project RT0086, Santa Fe Depot Renovation, Construction (023-9181-451.61-01).

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Item 13, being:

CONSIDERATION AND AWARDING OF BID 1617-11A FOR THE PURCHASE OF PORTLAND CEMENT CONCRETE FOR THE STREETS AND STORMWATER DIVISIONS.

SECTION 1

A - CLASS A CONCRETE LESS THAN 5 CUBIC YARDS

B - CLASS A CONCRETE 5 CUBIC YARDS OR GREATER

C - CLASS A CONCRETE WITH ONE PERCENT CALCIUM CHLORIDE

D - CLASS A CONCRETE WITH TWO PERCENT CALCIUM CHLORIDE

SECTION 2

A - HIGH EARLY STRENGTH CONCRETE LESS THAN 5 CUBIC YARDS

B - HIGH EARLY STRENGTH CONCRETE 5 CUBIC YARDS OR GREATER

SECTION 3

A - FAST-TRACK CONCRETE LESS THAN 5 CUBIC YARDS

B - FAST-TRACK CONCRETE 5 CUBIC YARDS OR GREATER

SECTION 4

A - 5-SACK GROUT MIX LESS THAN 5 CUBIC YARDS

B - 5-SACK GROUT MIX 5 CUBIC YARDS OR GREATER

SECTION 5

A - FLOWABLE FILL LESS THAN 5 CUBIC YARDS

B - FLOWABLE FILL 5 CUBIC YARDS OR GREATER

Councilmember Heiple moved that all bids meeting specifications be accepted on Sections 1A, 1B, 1C, 2A, and 2B and the bid be awarded to Metro Ready Mix as the lowest and best bidder meeting specifications and Dolese Brothers Company as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-11A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Portland Cement Concrete, Section 1A, Class A Concrete, less than 5 cubic yards; Section 1B, Class A Concrete, 5 cubic yards or more; Section 1C, Add 1% Calcium Chloride; Section 2A, High Early Strength Concrete, less than 5 cubic yards; and Section 2B, High Early Strength Concrete, 5 cubic yards or more

Item 13, continued:

and the question being upon accepting all bids meeting specifications on Sections 1A, 1B, 1C, 2A, and 2B and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 1A, 1B, 1C, 2A, and 2B accepted; and the bid was awarded to Metro Ready Mix as the lowest and best bidder meeting specifications and Dolese Brothers Company as the alternate bidder.

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Section 1D be accepted and the bid be awarded to Metro Ready Mix as the lowest and best bidder meeting specifications, and Dolese Brothers Company and Metheny Concrete, Inc., as the alternate bidders, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-11A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Portland Cement Concrete, Section 1D, Add 2% Calcium Chloride

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

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 1D accepted; and the bid was awarded to Metro Ready Mix as the lowest and best bidder meeting specifications and Dolese Brothers Company and Metheny Concrete, Inc., as the alternate bidders.

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Sections 3A, 3B, 5A, and 5B be accepted and the bid be awarded to Metro Ready Mix as the lowest and best bidder meeting specifications and Metheny Concrete, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-11A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Portland Cement Concrete, Section 3A, Fast-Track Concrete, less than 5 cubic yards, Section 3B, Fast-Track Concrete 5 cubic yards or more, Section 5A, Flowable Fill, less than 5 cubic yards, and Section 5B, Flowable Fill, 5 cubic yards or more

and the question being upon accepting all bids meeting specifications on Sections 3A, 3B, 5A, and 5B, and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 3A, 3B, 5A, and 5B accepted; and the bid was awarded to Metro Ready Mix as the lowest and best bidder meeting specifications and Metheny Concrete, Inc., as the second alternate bidder.

Item 13, continued:

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Sections 4A and 4B, be accepted and the bid be awarded to Metro Ready Mix as the lowest and best bidder meeting specifications, and Van Eaton Ready Mix as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-11A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Portland Cement Concrete, Section 4A, 5-Sack Grout Mix, less than 5 cubic yards, and Section 4B, 5-Sack Grout Mix, 5 cubic yards or more

and the question being upon accepting all bids meeting specifications on Section 4A and 4B and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 4A and 4B accepted; and the bid was awarded to Metro Ready Mix as the lowest and best bidder meeting specifications and Van Eaton Ready Mix as the alternate bidder.

* * * * *

Item 14, being:

CONSIDERATION AND AWARDING OF BID 1617-12A FOR THE PURCHASE OF INLETS, FRAMES, GRATES, & CURB HOODS FOR THE STREETS AND STORMWATER DIVISIONS.

Councilmember Heiple moved that all bids meeting specifications be accepted on Section 1 and the bid be awarded to Ferguson Water Works as the lowest and best bidder meeting specifications and Oklahoma Contractors Supply, L.L.C., as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-12A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Section 1, Heavy-duty Cast Iron 3 Flange Inlet Frames

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

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Section 1 accepted; and the bid was awarded to Ferguson Water Works as the lowest and best bidder meeting specifications and Oklahoma Contractors Supply, L.L.C., as the alternate bidder.

Thereupon, Councilmember Heiple moved that all bids meeting specifications be accepted on Sections 2, 5, and 6 and the bid be awarded to Ferguson Waterworks as the lowest and best bidder meeting specifications and American Waterworks Supply, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-12A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Section 2, Heavy-duty Cast Iron Double Unit (left and right) Inlet Frames; Section 5, Heavy-Duty Cast Iron Vane Grate; Section 6A, 6-inch Barrier Cast Iron Curb Hoods; and Section 6B, 8-inch Barrier Cast Iron Curb Hoods

Item 14, continued:

and the question being upon accepting all bids meeting specifications on Sections 2, 5 and 6 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 2, 5 and 6 accepted; and the bid was awarded to Ferguson Waterworks as the lowest and best bidder meeting specifications and American Waterworks Supply, Inc., as the alternate bidder.

Thereupon, Councilmember Heiple moved that all bids meeting specifications be accepted on Sections 3 and 4 and the bid be awarded to Ferguson Water Works as the lowest and best bidder meeting specifications and Oklahoma Contractors Supply, L.L.C., and American Waterworks Supply, Inc., as the alternate bidders, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-12A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Section 3, Heavy-duty Cast Iron Center Section Inlet Frames and Section 4, Heavy-Duty Cast Iron Ribbed Vane Grate

and the question being upon accepting all bids meeting specifications on Sections 3 and 4 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 3 and 4 accepted; and the bid was awarded to Ferguson Waterworks as the lowest and best bidder meeting specifications and Oklahoma Contractors Supply, L.L.C., and American Waterworks Supply, Inc., as the alternate bidders.

Thereupon, Councilmember Heiple moved that the bid as meeting specifications be accepted on Section 7 and the bid be awarded to Ferguson Waterworks as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-12A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Section 7, 2 Foot x 4-Foot Tile Cast in Place, Brick Red

and the question being upon accepting the bid as meeting specifications on Section 7 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the bid as meeting specifications on Section 7 accepted; and the bid was awarded to Ferguson Waterworks as the lowest and best bidder meeting specifications.

* * * * *

Item 15, being:

CONSIDERATION AND AWARDING OF BID 1617-13A FOR THE RENTAL OF TYPE II BARRICADES FOR THE STREETS AND STORMWATER DIVISIONS.

Councilmember Heiple moved that the bid as meeting specifications be accepted and the bid be awarded to Advanced Workzone Services, L.L.C., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-13A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Type II Barricade Rental
3. Photograph of Type II Barricade

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

YEAS:

Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and the bid as meeting specifications accepted; and the bid was awarded to Advanced Workzone Services, L.L.C., as the lowest and best bidder meeting specifications.

* * * * *

Item 16, being:

CONSIDERATION AND AWARDING OF BID 1617-14A FOR THE PURCHASE OF AGGREGATE AND STONE FOR THE STREET MAINTENANCE AND STORM WATER DIVISIONS.

1. CLASS B BEDDING MATERIAL
2. #1 WASHED CHIPS
3. CONCRETE SAND
4. AGGREGATE BASE, TYPE A
5. TRAFFIC BOUND SURFACE COURSE, TYPE A
6. KILN DUST
7. SELECT BORROW SUBGRADE MATERIAL
8. AGGREGATE BASE, TYPE B
9. 3-INCH SURGE ROCK
10. 8-INCH RIPRAP
11. 12-INCH RIPRAP
12. 18-INCH RIPRAP
13. TOPSOIL
 - A. PICKUP
 - B. DELIVERED
14. MANUFACTURED SAND

Councilmember Heiple moved that all bids meeting specifications be accepted on Sections 1, 3, 8, 9, and 14 and the bid be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., d/b/a Brown Transportation as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 1, Class B Bedding Material, Delivered; Section 3, Fine Aggregate for Concrete, Delivered; Section 8, Aggregate Base, Type B, Delivered; Section 9, 3-inch Surge Rock, Minimum Fines, Delivered; and Section 14, Manufactured Sand, Coarse, Delivered

Item 16, continued:

and the question being upon accepting all bids meeting specifications on Sections 1, 3, 8, 9, and 14 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 1, 3, 8, 9, and 14 accepted; and the bid was awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., d/b/a Brown Transportation as the alternate bidder.

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Section 2 be accepted and the bid be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 10, 2015, for Aggregate and Stone, Section 2, Aggregate Size #1 Washed Chips, Delivered

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

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Section 2 accepted; and the bid was awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the alternate bidder.

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Sections 4 and 5 be accepted and the bid be awarded to T.J. Campbell Construction Company, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 4, Aggregate Base, Type A, Delivered, and Section 5, Traffic Bound Surface Course, Type A, Delivered

and the question being upon accepting all bids meeting specifications on Sections 4 and 5 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Sections 4 and 5 accepted; and the bid was awarded to T.J. Campbell Construction Company, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder.

Thereupon, Councilmember Heiple moved that the bid as meeting specifications on Section 6 be accepted and the bid be awarded to Silver Star Construction Company, Inc., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Holman;

Item 16, continued:

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 6, Cement Kiln Dust, Delivered

and the question being upon accepting the bid as meeting specifications on Section 6 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and the bid as meeting specifications on Section 6 accepted; and the bid was awarded to Silver Star Construction Company, Inc., as the lowest and best bidder meeting specifications.

Thereupon, Councilmember Heiple moved that the bid as meeting specifications on Section 7 be accepted and the bid be awarded to Dale Brown, Inc., d/b/a Brown Transportation as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 7, Select Borrow Subgrade Material, Delivered

and the question being upon accepting the bid as meeting specifications on Section 7 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and the bid as meeting specifications on Section 7 accepted; and the bid was awarded to Dale Brown, Inc., d/b/a Brown Transportation as the lowest and best bidder meeting specifications.

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Section 10 be accepted and the bid be awarded to Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the lowest and best bidder meeting specifications and Dale Brown, Inc., d/b/a Brown Transportation as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 10, 8-inch Rip-Rap, Delivered

and the question being upon accepting all bids meeting specifications on Section 10 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications on Section 10 accepted; and the bid was awarded to Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the lowest and best bidder meeting specifications and Dale Brown, Inc., d/b/a Brown Transportation as the alternate bidder.

Item 16, continued:

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Sections 11 and 12 be accepted and the bid be awarded to Dale Brown, Inc., d/b/a Brown Transportation as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 11, 12-inch Rip-Rap, Delivered, and Section 12, 18-inch Rip-Rap, Delivered

and the question being upon accepting all bids meeting specifications on Sections 11 and 12 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Section 11 and 12 accepted; and the bid was awarded to Dale Brown, Inc., d/b/a Brown Transportation as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder.

Thereupon, Councilmember Heiple moved that the bid as meeting specifications on Section 13A be accepted and the bid be awarded to Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 13A, Top Soil, Pickup

and the question being upon accepting the bid as meeting specifications on Section 13A and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the bid as meeting specifications on Section 13A accepted; and the bid was awarded to Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the lowest and best bidder meeting specifications.

Thereupon, Councilmember Heiple moved that all bids meeting specifications on Section 13B be accepted and the bid be awarded to Dale Brown, Inc., d/b/a Brown Transportation as the lowest and best bidder meeting specifications and Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the alternate bidder, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File BID-1617-14A dated October 4, 2016, by Greg Hall, Street Superintendent
2. Bid tabulation dated September 29, 2016, for Aggregate and Stone, Section 13B, Top Soil, Delivered

Item 16, continued:

and the question being upon accepting all bids meeting specifications on Section 13B and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications on Section 13B accepted; and the bid was awarded to Dale Brown, Inc., d/b/a Brown Transportation as the lowest and best bidder meeting specifications and Quicksilver Logistics, L.L.C., d/b/a Consolidated Sand and Gravel as the alternate bidder.

* * * * *

Item 17, being:

EASEMENT E-1617-9: CONSIDERATION OF ACCEPTANCE OF A PERMANENT UTILITY EASEMENT DONATED BY JPHM INVESTMENT, L.L.C.. FOR PROPERTY OWNED BY METRO SHOES WAREHOUSE LOCATED AT 2300 24TH AVENUE N.W. (LOT 6A, BLOCK 1, UNIVERSITY NORTH PARK ADDITION, SECTION VI)

Councilmember Heiple moved that Easement E-1617-9 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File E-1617-9 dated October 3, 2016, by Drew Norlin, Assistant Development Coordinator
2. Easement E-1617-9 with Exhibit "A", legal description, and Exhibit "B", location map
3. Location map

and the question being upon accepting Easement E-1617-9 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Easement E-1617-9 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 18, being:

CONSENT TO ENCROACHMENT EN-1617-1: FOR LOT 14, BLOCK 2, SECTION 2 OF LAS COLINAS ADDITION, CLEVELAND COUNTY, CITY OF NORMAN, OKLAHOMA. (4200 LAS COLINAS LANE.

Councilmember Heiple moved that Consent to Encroachment EN-1617-1 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File EN-1617-1 dated October 13, 2016, by Leah Messner, Assistant City Attorney
2. Consent to Encroachment EN-1617-1
3. Letter of request filed September 23, 2016, from Glenn A Foster, Jr. , to Office of City Clerk
4. Site plan
5. Memorandum dated September 23, 2016, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities; and Jane Hudson, Principal Planner

Item 18, continued:

Items submitted for the record, continued

6. Memorandum dated October 12, 2016, from Jane Hudson, Principal Planner, to Leah Messner, Assistant City Attorney
7. Memorandum dated September 30, 2016, from Charlie Thomas, P.E., Capital Projects Engineer, to Brenda Hall, City Clerk
8. Memorandum dated October 12, 2016, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
9. Letter dated September 30, 2016, from Timothy J. Bailey, Right-of-Way Agent, Oklahoma Gas and Electric Company, to Ken Danner, Development Coordinator
10. Email dated June 23, 2016, from Terry Henderson, Oklahoma Electric Cooperative, to Ken Danner
11. Letter dated July 28, 2016, from Drew Nixon, ONE Gas Real Estate Services, to Drew Norlin, Subdivision Development Coordinator
12. Email dated October 12, 2106, from Pat Mason, Manager, Construction and Engineering/Right-of-Way, AT&T Technology Operations to Ken Danner
13. Letter dated September 30, 2016, from Ann Cypert, Right-of-Way Agent, Cox Communications, to Ken Danner, City of Norman Subdivision Development

and the question being upon approving Consent to Encroachment EN-1617-1 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Consent to Encroachment EN-1617-1 approved; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 19, being:

CHANGE ORDER NO. ONE TO CONTRACT K-1516-72: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CENTRAL CONTRACTING SERVICES, INC., INCREASING THE CONTRACT AMOUNT BY \$42,154.40 FOR A REVISED CONTRACT AMOUNT OF \$384,869.40 AND ADDING 10 CALENDAR DAYS TO THE CONTRACT FOR THE WEST MAIN STREET DRAINAGE PROJECT AND BUDGET TRANSFER.

Acting as the City Council and Norman Utilities Authority, Councilmember Heiple moved that Change Order No. One to Contract K-1516-72 with Central Contracting Services, Inc., increasing the contract amount by \$42,154.40 for a revised contract price of \$384,869.40 be approved; the execution thereof be authorized; and \$42,154.40 be transferred from Project WA0184, Segment D Water Line, Construction (031-9360-462.61-01) to Project DR0012, Miscellaneous Water Projects, Construction (031-9395-462.61-01), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1516-72, Change Order No. One, dated September 20, 2016, by John Clink, Capital Projects Engineer
2. Location map
3. Change Order No. One to K-1516-72
4. Purchase Requisition 0000269279 dated September 12, 2016, in the amount of \$42,154.40 to Central Contracting Services, Inc.

Item 19, continued:

and the question being upon approving Change Order No. One to Contract K-1516-72 with Central Contracting Services, Inc., increasing the contract amount by \$42,154.40 for a revised contract price of \$384,869.40 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Change Order No. One to Contract K-1516-72 with Central Contracting Services, Inc., increasing the contract amount by \$42,154.40 for a revised contract price of \$384,869.40 approved; the execution thereof was authorized, and \$42,154.40 was transferred from Project WA0184, Segment D. Water Line, Construction (031-9360-462.61-01) to Project DR0012, Miscellaneous Water Projects, Construction (031-9395-462.61-01).

* * * * *

Item 20, being:

CHANGE ORDER NO. TWO TO CONTRACT K-1516-80: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND CENTRAL CONTRACTING SERVICES, INC. INCREASING THE CONTRACT AMOUNT BY \$226,360 FOR A REVISED CONTRACT AMOUNT OF \$1,993,390 AND ADDING 30 CALENDAR DAYS TO THE CONTRACT FOR THE BERRY ROAD WATER LINE REPLACEMENT PROJECT, PHASE 3 AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Acting as the Norman Utilities Authority, Trustee Heiple moved that Change Order No. Two to Contract K-1516-80 with Central Contracting Services, Inc., increasing the contract amount by \$226,360 for a revised contract price of \$1,993,390 be approved; the execution thereof be authorized; and \$226,360 be transferred from Project WA0184, Segment D. Water Line, Construction (031-9360-462.61-01) to Project WA0305, Berry Road Water Line Replacement, Construction (031-9521-462.61-01), which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1516-80, Change Order No. Two, dated October 11, 2016, by Mark Daniels, Utilities Engineer
2. Location map
3. Change Order No. One to K-1516-80
4. Purchase Requisition 0000270932 dated October 11, 2016, in the amount of \$226,630 to Central Contracting Services, Inc.

and the question being upon approving Change Order No. Two to Contract K-1516-80 with Central Contracting Services, Inc., increasing the contract amount by \$226,360 for a revised contract price of \$1,993,390 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS:	Trustees Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Chairman Miller
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NAYES:	None
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The Chairman declared the motion carried and Change Order No. Two to Contract K-1516-80 with Central Contracting Services, Inc., increasing the contract amount by \$226,360 for a revised contract price of \$1,993,390 approved; the execution thereof was authorized and \$226,360 was transferred from Project WA0184, Segment D. Water Line, Construction (031-9360-462.61-01) to Project WA0305, Berry Road Water Line Replacement, Construction (031-9521-462.61-01).

* * * * *

Item 21, being:

CONSIDERATION OF ACCEPTANCE OF A COVERDELL FORENSIC SCIENCE IMPROVEMENT GRANT THROUGH THE OKLAHOMA DISTRICT ATTORNEYS COUNCIL IN THE AMOUNT OF \$3,000 TO BE USED BY THE NORMAN POLICE DEPARTMENT FOR ACCREDITATION FEES, APPROVAL OF CONTRACT K-1617-72, AND BUDGET APPROPRIATION.

Councilmember Heiple moved to accept a Coverdell National Forensic Science Improvement Act Grant through the District Attorney's Council in the amount of \$3,000 to be used by the Police Department be accepted; Contract K-1617-72 be approved; execution of the contract and any supplemental documentation related to the grant be authorized; Other Revenue/Police Grants (022-0000-334.13-43) be increased by \$3,000; and \$3,000 be appropriated to GP0026, Coverdell Grant 2015, Professional Services/Other Professional (022-6011-421.40-99), which motion was duly seconded by Councilmember Heiple;

Items submitted for the record

1. Text File K-1617-72 dated October 10, 2016, by Sergeant John Stege, Professional Standards
2. Contract K-1617-72

and the question being upon accepting Coverdell National Forensic Sciences Improvement Act Grant through the District Attorney's Council in the amount of \$3,000 to be used by the Police Department and upon the subsequent approval, authorization, increase, and appropriation, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Coverdell National Forensic Sciences Improvement Act Grant through the District Attorney's Council in the amount of \$3,000 to be used by the Police Department accepted; Contract K-1617-72 was approved; execution of the contract and any supplemental documentation related to the grant was authorized; Other Revenue/Police Grants (022-0000-334.13-43) was increased by \$3,000; and \$3,000 was appropriated to GP0026, Coverdell Grant 2015, Professional Services/Other Professional (022-6011-421.40-99).

* * * * *

Item 22, being:

CONSIDERATION OF ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$68,000 FROM THE OKLAHOMA HIGHWAY SAFETY OFFICE TO BE USED BY THE NORMAN POLICE DEPARTMENT TO INCREASE ENFORCEMENT AND EDUCATION OF IMPAIRED DRIVING, SEAT BELT AND CHILD RESTRAINT LAWS; AND TO INCREASE ENFORCEMENT AND EDUCATION OF PEDESTRIAN, BICYCLE AND VEHICLE TRAFFIC ORDINANCES; APPROVAL OF CONTRACT K-1617-73; AND BUDGET APPROPRIATION FROM THE SPECIAL GRANTS FUND BALANCE.

Councilmember Heiple moved that a grant in the amount of \$68,000 from the Oklahoma Highway Safety Office to be used by the Police Department be accepted; Contract K-1617-73 be approved; the execution thereof be authorized; and \$68,000 be appropriated by the Special Grants Fund Balance (022-0000-253.20-00) to Project GP0117, HWY SFTY AT 17-03-08-09, Overtime/Regular (022-6019-421.21-10); and, upon reimbursement, \$68,000 be deposited into Other Revenue/Traffic & Alcohol Enforcement (022-0000-331.13-40), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1617-73 dated October 11, 2016, by Sergeant John Stege
2. Contract K-1516-73

Participants in discussion

1. Mr. Keith Humphrey, Police Chief

Item 22, continued:

and the question being upon accepting a grant in the amount of \$68,000 from the Oklahoma Highway Safety Office to be used by the Police Department and upon the subsequent approval, authorization, appropriation, and deposit, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and a grant in the amount of \$68,000 from the Oklahoma Highway Safety Office to be used by the Police Department accepted; Contract K-1617-73 was approved; the execution thereof was authorized; and \$68,000 was appropriated by the Special Grants Fund Balance (022-0000-253.20-00) to Project GP0117, HWY SFTY AT 17-03-08-09, Overtime/Regular (022-6019-421.21-10); and, upon reimbursement, \$68,000 be deposited into Other Revenue/Traffic & Alcohol Enforcement (022-0000-331.13-40).

* * * * *

Item 23, being:

CONTRACT K-1617-67: A RIGHT-OF-WAY, PUBLIC UTILITY, AND ENCROACHMENT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) IN AN AMOUNT NOT-TO-EXCEED \$1,605 FOR FEDERAL AID PROJECT STP-114B(206)SS, STATE JOB 24760(04) CONSTRUCTION, (05) RIGHT-OF-WAY, AND (06) UTILITIES FOR THE BRIDGE REPLACEMENT PROJECT ON STATE HIGHWAY 9 OVER LITTLE RIVER, APPROVAL OF RESOLUTION R-1617-40, AND BUDGET APPROPRIATION FROM THE CAPITAL FUND BALANCE.

Councilmember Heiple moved that Contract K-1617-67 with ODOT be approved; Resolution R-1617-40 be adopted; the execution of the contract and resolution be authorized; \$1,605 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TR0042, Highway 9/Little River Bridge, Utilities (050-9352-431.67-01); and payment in the amount of \$1,605 for the City's 10% share to ODOT be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1617-67 dated October 4, 2016, by Tim Miles, Capital Projects Engineer
2. Contract K-1617-67
3. Resolution R-1617-40
4. Utility Cost Estimate

and the question being upon approving Contract K-1617-67 with ODOT and upon the subsequent adoption, authorization, appropriation, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and K-1617-67 with ODOT approved; Resolution R-1617-40 was adopted; the execution of the contract and resolution was authorized; \$1,605 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TR0042, Highway 9/Little River Bridge, Utilities (050-9352-431.67-01); and payment in the amount of \$1,605 for the City's 10% share to ODOT was directed.

* * * * *

Item 24, being:

CONTRACT K-1617-71: A RIGHT-OF-WAY, PUBLIC UTILITY AND ENCROACHMENT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL AID PROJECT STP-114A(141)AG, STATE JOBS 22139(04)(INTERSECTION MODIFICATIONS & TRAFFIC SIGNALS) AND STP-114E(299)EH, 28810(04)(ENHANCEMENT) FOR THE MAIN STREET STREETSCAPE PROJECT FROM PARK DRIVE TO JAMES GARNER AVENUE AND ADOPTION OF RESOLUTION R-1617-42

Councilmember Heiple moved that Contract K-1617-71 with ODOT be approved; Resolution R-1617-42 be adopted; and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1617-71 dated October 10, 2016, by Tim Miles, Capital Projects Engineer
2. Contract K-1617-71
3. Resolution R-1617-42

Participants in discussion

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

and the question being upon approving Contract K-1617-71 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and K-1617-71 with ODOT approved; Resolution R-1617-42 was adopted and the execution of the contract and resolution was authorized.

* * * * *

Item 25, being:

TEMPORARY EASEMENT E-1617-14: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT FROM EDWARD C. COPELIN IN THE AMOUNT OF \$2,628 FOR THE MAIN STREET STREETSCAPE PROJECT FROM PARK DRIVE TO JAMES GARNER AVENUE.

Councilmember Heiple moved that Temporary Easement E-1617-14 be accepted and the filing thereof with the City Clerk and payment in the amount of \$2,628 to Edward C. Copelin be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File E-1617-14 dated October 10, 2016, by Tim Miles, Capital Project Engineer
2. Location map
3. Easement Table
4. Temporary Easement E-1617-14 with Exhibit "A", legal description, and Exhibit "B", location map

and the question being upon accepting Temporary Easement E-1617-14 and upon the subsequent directives, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Temporary Easement E-1617-14 accepted; and the filing thereof with the City Clerk and payment in the amount of \$2,628 to Edward C. Copelin were directed.

* * * * *

Item 26, being:

TEMPORARY EASEMENT E-1617-15: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT DONATED BY REPUBLIC BANK & TRUST FOR THE MAIN STREET STREETScape PROJECT FROM PARK DRIVE TO JAMES GARNER AVENUE.

Councilmember Heiple moved that Temporary Easement E-1617-15 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File E-1617-15 dated October 10, 2016, by Tim Miles, Capital Project Engineer
2. Location map
3. Easement Table
4. Temporary Easement E-1617-15
5. Affidavit of Corporation
6. Tenant Release

and the question being upon accepting Temporary Easement E-1617-15 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement E-1617-15 accepted; and the filing thereof with the City Clerk was directed.

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Item 27, being:

EASEMENT E-1617-16: CONSIDERATION OF ACCEPTANCE OF A PERMANENT SIDEWALK EASEMENT FROM HELEN SUSAN CRABTREE, REBECCA RUTH MARSHALL, AND THE GAIL WILLIAM MARSHALL TRUST IN THE AMOUNT OF \$6,577.20 FOR THE MAIN STREET STREETScape PROJECT FROM PARK DRIVE TO JAMES GARNER AVENUE.

Councilmember Heiple moved that Easement E-1617-16 be accepted and the filing thereof with the Cleveland County Clerk and payment in the amount of \$5,577.20 to Helen Susan Crabtree, Rebecca Ruth Marshall, and the Gail William Marshall Trust be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File E-1617-16 dated October 10, 2016, by Tim Miles, Capital Project Engineer
2. Location map
3. Easement Table
4. Easement E-1617-16
5. Trust Certification

and the question being upon accepting Easement E-1617-16 and upon the subsequent directives, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Easement E-1617-16 accepted; and the filing thereof with the Cleveland County Clerk was directed.

* * * * *

Item 28, being:

TEMPORARY EASEMENT E-1617-17: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT FROM HELEN SUSAN CRABTREE, REBECCA RUTH MARSHALL AND GAIL WILLIAM MARSHALL TRUST IN THE AMOUNT OF \$2,728.90 FOR THE MAIN STREET STREETScape PROJECT FROM PARK DRIVE TO JAMES GARNER AVENUE.

Councilmember Heiple moved that Temporary Easement E-1617-17 be accepted and the filing thereof with the City Clerk and payment in the amount of \$2,728.90 to Helen Susan Crabtree, Rebecca Ruth Marshall, and the Gail William Marshall Trust be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File E-1617-17 dated October 10, 2016, by Tim Miles, Capital Project Engineer
2. Location map
3. Easement Table
4. Temporary Easement E-1617-17
5. Trust Certifications

and the question being upon accepting Temporary Easement E-1617-17 and upon the subsequent directives, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Temporary Easement E-1617-17 accepted; and the filing thereof with the City Clerk and payment in the amount of \$2,728.90 to Helen Susan Crabtree, Rebecca Ruth Marshall, and the Gail William Marshall Trust were directed.

* * * * *

Item 29, being:

TEMPORARY EASEMENT E-1617-18: CONSIDERATION OF ACCEPTANCE OF A TEMPORARY CONSTRUCTION EASEMENT FROM JAMES R. ADAIR IN THE AMOUNT OF \$998 FOR THE MAIN STREET STREETScape PROJECT FROM PARK DRIVE TO JAMES GARNER AVENUE.

Councilmember Heiple moved that Temporary Easement E-1617-18 be accepted and the filing thereof with the City Clerk and payment in the amount of \$998 to James R. Adair be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File E-1617-18 dated October 10, 2016, by Tim Miles, Capital Project Engineer
2. Location map
3. Easement Table
4. Temporary Easement E-1617-18
5. Affidavit of Limited Liability Company
6. Letter dated September 6, 2016, from Tim Miles, P.E., Capital Projects Engineer, to James Adair, West Main of Norman, L.L.C.

and the question being upon accepting Temporary Easement E-1617-18 and upon the subsequent directives, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel, Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Temporary Easement E-1617-18 accepted; and the filing thereof with the City Clerk and payment in the amount of \$998 to James R. Adair were directed.

* * * * *

Item 30, being:

RESOLUTION R-1617-41: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADOPTING THE NORMAN LAKE THUNDERBIRD COMPLIANCE AND MONITORING PLAN AND DIRECTING STAFF TO PROCEED WITH IMPLEMENTATION OF THE NORMAN TOTAL MAXIMUM DAILY LOAD (TMDL) ACTION PLAN.

Councilmember Heiple moved that Resolution R-1617-41 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1617-41 dated October 10, 2016, by Carrie Evenson, Stormwater Engineer
2. Resolution R-1617-41 with Attachment 1, Exhibit A, Executive Summary, City of Norman Lake Thunderbird Compliance Plan and Monitoring Plan; Exhibit B, City of Norman Oklahoma, Lake Thunderbird Compliance Plan and Monitoring Plan dated July 15, 2016, prepared by GBMc & Associates and Olsson Associates' and Exhibit C, Letter dated September 21, 2016, from Ismar Esrar, P.E., Municipal Discharge and Stormwater Permitting, Water Quality Division, Oklahoma Department of Environmental Quality, to Steve Lewis, City Manager
3. PowerPoint Presentation dated October 11, 2016, entitled "Norman TMDL Action Plan"

Participants in discussion

1. Mr. Scott Sturtz, City Engineer
2. Mr. Steve Ellis, 633 Reed Avenue, asked questions
3. Ms. Joy Hampton, *The Norman Transcript*, 115 East Comanche Street, asked questions
4. Mr. Roger Gallagher, 2513 Woodsong Drive, asked questions

and the question being upon adopting Resolution R-1617-41, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1617-41 was adopted.

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Item 31, being:

CONSIDERATION OF ORDINANCE O-1617-5 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 GRANT SPECIAL USE FOR A PROFESSIONAL OFFICE IN THE R-3, MULTI-FAMILY DWELLING DISTRICT FOR LOTS THREE (3) AND FOUR (4) IN BLOCK FOURTEEN (14) OF CLASSEN-MILLER ADDITION TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (916 CLASSEN BOULEVARD)

Ordinance O-1617-5 having been Introduced and adopted upon First Reading by title in City Council's meeting of October 11, 2016, Councilmember Heiple moved that Ordinance O-1617-5 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1617-5 dated August 18, 2015, by Janay Greenlee, Planner
2. Ordinance O-1617-5
3. Location map
4. Planning Commission Staff Report of September 8, 2016, recommending approval
5. City of Norman Predevelopment Summary PD 16-12 dated August 25, 2016, from Gale Hobson and Erin Starkey for property located at 916 Classen Boulevard
6. Protest area map dated September 8, 2016, containing 5.0% protest within notification area
7. Letter of protest received September 1, 2016, from John R. Lambert, Co-Managing Member, Flood Street Properties, L.L.C., to Norman Planning Commission
8. Pertinent excerpts from Planning Commission minutes of September 8, 2016

Item 31, continued:

Participants in discussion

1. Dr. Gale Hobson, 916 Classen Boulevard, applicant
2. Ms. Susan Connors, Director of Planning and Community Development
3. Mr. Jeff Bryant, City Attorney
4. Ms. Joy Hampton, *The Norman Transcript*, 215 East Comanche Street, asked questions

and the question being upon adopting Ordinance O-1617-5 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Ordinance O-1617-5 was adopted upon Second Reading section by section.

Thereupon, Councilmember Heiple moved that Ordinance O-1617-5 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Allison; and the question being upon adopting Ordinance O-1617-5 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Ordinance O-1617-5 was adopted upon Final Reading as a whole.

* * * * *

Item 32, being:

CONSIDERATION OF ORDINANCE O-1617-7 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PORTION OF A UTILITY EASEMENT LOCATED IN LOT 17A OF BLOCK 4, N.R.H. MEDICAL PARK WEST SECTION 4, NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1617-7 having been Introduced and adopted upon First Reading by title in City Council's meeting of October 11, 2016, Councilmember Karjala moved that Ordinance O-1617-5 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1617-7 dated August 18, 2015, by Ken Danner, Subdivision Development Manager
2. Ordinance O-1617-7
3. Easement E-1617-11 with Exhibit "A", legal description and location map
4. Location map
5. Memorandum dated August 8, 2016, from Brenda Hall, City Clerk, to Rone Tromble, Administrative Technician IV; Jeff Bryant, City Attorney; Ken Komiske, Director of Utilities; Ken Danner, Subdivision Manager; and Jane Hudson, Principal Planner
6. Petition to close easements in NRH Medical Park West Addition, Section 4, Lot 17A, received August 8, 2016, from Stephen L. McCaleb, Attorney Agent, Derryberry & Naifeh, L.L.P., representing the applicant, Aria Development, L.L.C., to City of Norman in care of City Clerk Brenda Hall, Norman City Hall, Norman, OK with Exhibit "A", legal description and location map
7. Radius Map dated August 5, 2016

Item 32, continued:

Items submitted for the record, continued

8. Letter of no objection dated August 29, 2016, from Drew Nixon, Right-of-Way Agent, ONE Gas Real Estate Services, to Brenda Hall, City Clerk, and Drew Norlin, Subdivision Development Coordinator
9. Letter of no objection dated August 26, 2016, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Ken Danner, Development Coordinator, Norman Planning Commission
10. Letter of no objection dated August 29, 2016, from Pat Mason, AT&T Oklahoma, to Ken Danner, Subdivision Manager
11. Email of no objection dated August 26, 2016, from Wes White, Oklahoma Electric Cooperative, to Ken Danner and Rone Tromble
12. Planning Commission Staff Report of September 8, 2016, recommending approval
13. Pertinent excerpts from Planning Commission minutes of September 8, 2016

Participants in discussion

1. Mr. Stephen McCaleb, Attorney Agent, Derryberry & Naifeh, L.L.P., representing the applicant

and the question being upon adopting Ordinance O-1617-7 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1617-7 was adopted upon Second Reading section by section.

Thereupon, Councilmember Heiple moved that Ordinance O-1617-7 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Holman; and the question being upon adopting Ordinance O-1617-7 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Holman, Karjala, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1617-7 was adopted upon Final Reading as a whole.

* * * * *

Item 33, being:

RESOLUTION R-1617-44: A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AND THE TRUSTEES OF THE NORMAN UTILITIES AUTHORITY FINALIZING REVIEW OF CONNECTION FEES RELATIVE TO THEIR SUFFICIENCY TO FUND NEW CAPACITY IMPROVEMENTS TO BE CONSTRUCTED OVER THE NEXT TWO YEARS, DETERMINING THE APPROPRIATENESS OF SAID FEES IN ACCORDANCE WITH OKLAHOMA STATUTES, TITLE 62, SECTION 895, COMMITTING TO MONITORING ANTICIPATED CAPACITY IMPROVEMENTS ON AN ANNUAL BASIS DURING THE BUDGETING PROCESS, AND COMMITTING TO AN ADDITIONAL REVIEW OF CONNECTION FEES UNDER ORDINANCE 0-1415-18 NOT LATER THAN NOVEMBER 1, 2018.

Acting as the City Council and Norman Utilities Authority, Councilmember Castleberry moved that Resolution R-1617-44 be adopted, which motion was duly seconded by Councilmember Allison;

Items submitted for the record

1. Text File R-1617-44 dated October 21, 2016, by Ken Komiske, Director of Utilities
2. Resolution R-1617-44

Item 33, continued:

Participants in discussion

1. Mr. Steve Ellis, 633 Reed Avenue, protestant
2. Ms. Kate Bierman, 209 Ridge Lake Boulevard, made comments
3. Ms. Joy Hampton, *The Norman Transcript*, 115 East Comanche Street, asked questions
4. Ms. Lyntha Wesner, 616 Tulsa Street, made comments
5. Ms. Aysha Prather, 4171 48th Avenue S.E., asked questions
6. Ms. Cindy Rogers, 633 Reed Avenue, made comments
7. Mr. Sean Rieger, 136 Thompson Drive, made comments
8. Mr. Mike Rainer, 4705 August Drive, made comments
9. Ms. Sereta Wilson, 104100 East Highway 9, made comments
10. Ms. Jamileh Wilcox, 322 South University Boulevard, asked questions

Thereupon, Councilmember Holman moved that Resolution R-1617-44 be amended to change the date of review of connection fees under Ordinance O-1415-18 from November 1, 2018, to November 1, 2017, which motion was duly seconded by Councilmember Hickman;

Participants in discussion

1. Mr. Ken Komiske, Director of Utilities
2. Mr. Jeff Bryant, City Attorney

Thereupon, Councilmember Castleberry called the question on the amendment and without a consensus of Council, a second was required; therefore the motion was duly seconded by Councilmember Karjala; and the question being upon amending Resolution R-1617-44 as stated above, a vote was taken with the following

YEAS:	Councilmembers Clark, Hickman, Holman, and Karjala
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NAYES:	Councilmembers Allison, Castleberry, Chappel, Heiple, and Mayor Miller
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The Mayor declared the motion failed and Resolution R-1617-44 was not amended as stated above.

Thereupon, Councilmember Karjala called the question regarding adoption of Resolution R-1617-44, and without a consensus of Council, a second was required; therefore the motion was duly seconded by Councilmember Heiple; and the question being upon calling the question regarding adoption of Resolution R-1617-44, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Karjala, Mayor Miller
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NAYES:	Councilmember Holman
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The Mayor declared the motion carried and the question regarding adoption of Resolution R-1617-44 was called.

and the question being upon adopting Resolution R-1617-44, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Chappel. Clark, Heiple, Hickman, Mayor Miller
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NAYES:	Councilmembers Holman and Karjala
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The Mayor declared the motion carried and Resolution R-1617-44 was adopted.

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Item 34, continued:

MISCELLANEOUS DISCUSSION

Downzoning Ordinances. Mr. Russ Kaplan, 4053 Chukkar Court, said on November 22nd Council will be considering Ordinances O-1617-9 and O-1617-10 downzoning two areas from R-3 to R-1. He said there will be a very compelling argument to preserve these neighborhoods and he agreed with preserving the neighborhoods; however, he disagrees with the downzoning requests. He owns or represents people who own property in the Park/Elm downzoning area and four properties in the Miller downzoning area. He said three properties in the Miller area have existing garage apartments and his intent is to add a garage apartment to the fourth property. He said there are better ways to protect these neighborhoods such as a zoning overlay with a designer view or simple guidelines limiting the size of the structures would do a better job. He said this would prevent the taking of longstanding property rights of existing homeowners. He said there is a history of multi-family structures in these neighborhoods and taking away the R-3 zoning will result in many properties with non-conforming use. He said non-conforming uses are neglected stepchildren of zoning, these uses to not fade away, they simply become more run-down. He asked Council to read the facts in the staff report because in his opinion, staff contradicts their own analysis by recommending approval. He read a brief excerpt from the Center City Visioning Summary Report and stressed that changing the neighborhoods from R-3 to R-1 is a step in the wrong direction.

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Resolution R-1617-44. Mr. Steve Ellis, 633 Reed Avenue, said he felt that this resolution contained errors of fact. He said he wondered what the citizens of Norman will think about this. He said there are many experts that should have been consulted.

Mr. Mike Rainer, 4705 Augusta Drive, said he had not read the Raftelis report; however, he will have spent \$6,000,000 by the time his development is complete while following best practices installing water lines, sewer lines, storm sewer lines, etc. He said all of this will end up as assets for the City of Norman. He said his job is to convince builders to build houses in his addition. He said as these fees continue to go up, the story is wearing thin.

Ms. Cindy Rogers, 633 Reed Avenue, said in Urban Economics, location drives demand into costs and a lot of what is going on with the City's connection costs because if Norman wants to get bigger, we have to think about how we pay for it in a fiscally prudent manner, otherwise, there will be short term growth at the cost of long term fiscal distress. She said she is disappointed there was not more conversation about sewer connections.

Mr. Trey Bates, 3720 Timberidge Drive, said he is the Chair of the Builders' Association Government Affairs Committee and he wanted to thank Ms. Susan Connors, Director of Planning and Community Development, Mr. Terry Floyd, Development Coordinator, and Mr. Bob Christian, Permit Manager, for hosting a brown bag lunch for all the builders last week. He said this has been done quarterly for a number of years. He said these luncheons open up dialogue between the builder community and the City. He said there had been a lot of conjecture tonight about people's motives. He said it is disappointing that debate sometimes opens the wound more than it heals. He said the community has more in common than there are differences. He said there are building inspectors, City Staff, as well as builders who are trying to meet expectations and do a good job and oftentimes when the talk breaks down, people start coming up with reasons things are going a certain way or why things are not going as well as they could. He wanted to express the builder community's appreciation to City Staff to allow the builders to come in and keep the dialogue open because it makes for a much better relationship.

Councilmember Castleberry said the Raftelis report showed that the Water Fund Balance increased \$9 million dollars from 2015 to 2016. He said this shows sufficiency. He said all financial data available to Council including the Raftelis Study show there are sufficient funds. He said this infrastructure and water wells are long term assets that every city finances. It is not possible to "Pay As You Go" on water and sewer without having unbelievable connection fees and user rates on a monthly basis. He said the City is being prudent. He said his integrity is not compromised and false numbers were not used.

Miscellaneous Discussion, continued:

Resolution R-1617-44, continued: Councilmember Hickman said this had been a very difficult vote for him and he was disappointed that the Council rushed to vote on this resolution. He said he did as much reading as he could and at the end of the day, it is his obligation as a Councilmember to trust staff and rely on other Councilmembers who were involved in prior decisions and discussions. He said the fees had been raised for two years in a row. He is concerned about the timing of the resolution and it can be discussed again before 2018 if needed. He said he does have concerns about capacity and sufficient drinking water. He said he believes Council should continue to look at this issue.

Mayor Miller said she requested that a resolution be done this evening. She said the Raftelis Report is important but in going through all the documents, what makes it more clear is that this study is a piece in a much bigger picture and connection fees are just a piece of the Raftelis Study. The Raftelis Study did give Council recommendations about connection fees and Council looked at these recommendations. The report also discussed developing financing plans and provided comparables from other cities. She said Council has to hear from the developers about where we rank with other cities because it was also in the Raftelis Study. She said this was a formal response to this important study and the resolution was done to show it is part of a bigger picture. The resolution language came from past resolutions and ordinances that Council has already approved, some verbatim. Some of the language came from minutes from the May 16th presentation and the Raftelis Report. She said the interpretations from some of the information may be different but this was based on solid information and in making the decision that we would not look at the fees right now. She said she feels we owe it to our community to make a statement. She said we are being shown that the budgetary figures are sufficient to cover capital projects and new growth. She said she resented some of the comments about Council's integrity, their good sense, and whether or not they can read. She said this was done seriously and a public statement has been made. She said if any of the Councilmembers want to study this further, a staff person can help with that. There are other big things going on, we are facing the possibility of a sales tax increase at the state level, the City's sales tax revenues are down, and we must look at the stormwater situation again. She thanked everyone who voted in favor of the resolution.

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Total Maximum Daily Load (TMDL) Action Plan. Mr. Mike Rainer, 4705 Augusta Drive, said Mr. Scott Sturtz's presentation tonight had been invaluable to him. He said he really appreciates all the education he and his staff had provided.

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Oil Well Violations. Mr. Mike Rainer, 4705 Augusta Drive, said the operator of the oil well he discussed at the last City Council Meeting had been shut down by the Corporation Commission after creating the oil spill. He said the Corporation Commission does not address fencing and City staff needs to look at fence violations for the oil well.

Ms. Cindy Rogers, 633 Reed Avenue, made suggestions on how things could be done better regarding the City's inspection process.

Councilmember Holman asked if Staff would look at all of these well sites because they are located close to apartments. He also asked for an update on the oil spill as well.

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Illegal Dumping. Cindy Rogers, 633 Reed Avenue, thanked Mr. Scott Sturtz, City Engineer, for providing information about how Barrow Pits work.

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Crop Walk. Councilmember Heiple thanked everyone who participated in the Crop Walk benefitting Food and Shelter, Inc.. He said over 600 people participated and it had been a lot of fun.

*

Miscellaneous Discussion, continued:

New Buildings at Food and Shelter. Councilmember Heiple urged people to go see the micro-houses being built to house clients at Food and Shelter. He said he was very proud of this achievement.

*

United Way. Councilmember Chappel thanked fellow Council members for supporting United Way. He said City Council are providing 100% participation.

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Thanks to City Staff. Councilmember Chappel expressed his appreciation to City Staff. He said Staff are professionals and do a great job for the City. He asked the public to get to know staff and City Council. He said Council is doing their very best to represent the City.

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Thanks for Attendance. Councilmember Holman thanked the audience for staying for the entire meeting and watching the process play out.

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Read and Ride. Councilmember Clark thanked Mayor Miller for joining her at “Read and Ride” last Saturday, October 22nd. She said Doug Myers, Director of CART, provided sun glasses for everyone who rode the bus and Mayor Miller handed out candy after the bus ride.

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Coming Events. Councilmember Clark said the Fall Fest will be downtown on Friday, October 28th, and the Mummy Son Dance will be held at 12th Avenue Recreation Center. She said on Sunday, October 30th, is Thunderbird Cleanup from 2:00 p.m. to 4:00 p.m. at Lake Thunderbird. She said on November 1st, the law would change about drivers changing lanes around Sanitation and Recycling vehicles goes into effect. She said on Saturday, November 5th, will be Household Hazardous Waste Collection from 9:00 a.m. to 2:00 p.m. at Lloyd Noble Center.

Councilmember Hickman urged people to attend Fall Fest downtown on October 29th and Howl-O-Ween on Campus Corner from 1:00 p.m. to 3:00 p.m. on Sunday, October 30th. He also invited everyone to come have coffee with Norman Senior’s Association on Saturday, November 5th, to the Norman Depot from 10:00 a.m. to 11:00 a.m. He said also on November 5th is a Cat Adoption event at 1000 Alameda Street.

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Be Safe on Halloween. Councilmember Clark urged everyone to be safe on Halloween.

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Alley Improvements. Councilmember Hickman said there have been historical as well as new requests for development construction on R-3 properties that utilize alley ways for access. He said no money has been budgeted for alley improvement and asked staff to be prepared to answer questions about the plan that will ensure alleys are constructed to handle the amount of traffic for several units. He said this type of construction should not be allowed to overburden the infrastructure.

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Demolition at Jones and Acres. Councilmember Hickman said he had received word that there were some structures at Acres and Jones being demolished that were not secured and lots of building debris piled up with no fencing to keep people from going in and could someone check this out.

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Amtrak Service. Councilmember Hickman said he would like to see a resolution from Council supporting Amtrak Service and continued funding.

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Miscellaneous Discussion, continued:

Norman Addiction Information and Counseling (NAIC) Councilmember Hickman said he served on a panel at NAIC last week to listen to issues in the community regarding underage drinking. He said this is a serious challenge facing Norman he really appreciated the Norman Police Department for being present.

City Manager's Report

New Senior Citizens Center. There will be a public meeting at the Senior Center on Wednesday, 11:00 a.m. regarding the new Senior Citizens Center. Financing options for a stand-alone senior center will be presented in Study Session on November 1st. The Citizens Ad Hoc Group made a recommendation to City Council to focus on three sites and adding a commercial kitchen to that facility.

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PlanNorman Survey. The PlanNorman Survey to allow opportunity for residents to have input about changes to the Comprehensive Plan and the long-term vision for the community is available on the website PlanNorman.com. The survey will be available until November 27th.

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Lindsey Street Update. Lindsey Street at Imhoff Bridge will be open by Saturday for game day. Lindsey Street has all new pavement between Berry Road and Pickard Avenue.

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Lindsey Street Update. Lindsey Street at Imhoff Bridge will be open by Saturday for game day. Lindsey Street has all new pavement between Berry Road and Pickard Avenue. This type of project normally takes up to nine months and this project will be complete in 100 days.

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Speed Limit Change on State Highway 9. Oklahoma Department of Transportation is reducing the speed limit on State Highway 9 between 156th Avenue N.E. and 192nd Avenue N.E. The signs were installed on Monday, October 24th. The City of Norman and residents in this area formally requested speed studies as a result of speed issues and accidents.

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Lake Thunderbird Clean Up Event. The Lake Thunderbird Clean Up Event will be Saturday, October 29th from 2:00 p.m. to 4:00 p.m. at the Thunderbird Sailing Club Boat House. For more information, call 366-5435. A special thanks to partners, Blue Thumb, Keep Oklahoma Beautiful, as well as Environmental Services at the City of Norman, who will be assisting our Stormwater Management Group at this cleanup event. Trash bags and gloves will be provided.

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Household Hazardous Event. The Annual Household Hazardous Collection Event will be Saturday, November 5th from 9:00 a.m. to 2:00 p.m. at the Lloyd Noble Center. For more information call 292-9731.

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2016 Fall Clean Up. The amount of waste picked this year at the 2016 Fall Clean Up Event increased dramatically. There was 920 tons of materials. Special thanks to Sanitation Division, Line Maintenance, Street Department, Parks Department, Fleet Maintenance, and Traffic Control for the extra time they worked to make Fall Clean Up successful.

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ADJOURNMENT

The Mayor adjourned the meeting at 10:20 p.m.

ATTEST:

City Clerk

Mayor