



# CITY OF NORMAN, OK CITY COUNCIL REGULAR MEETING

Municipal Building, Council Chambers, 201 West Gray, Norman, OK 73069  
Tuesday, August 23, 2022 at 6:30 PM

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## AGENDA

*It is the policy of the City of Norman that no person or groups of persons shall on the grounds of race, color, religion, ancestry, national origin, age, place of birth, sex, sexual orientation, gender identity or expression, familial status, marital status, including marriage to a person of the same sex, disability, retaliation, or genetic information, be excluded from participation in, be denied the benefits of, or otherwise subjected to discrimination in employment activities or in all programs, services, or activities administered by the City, its recipients, sub-recipients, and contractors. In the event of any comments, complaints, modifications, accommodations, alternative formats, and auxiliary aids and services regarding accessibility or inclusion, please contact the ADA Technician at 405-366-5424, Relay Service: 711. To better serve you, five (5) business days' advance notice is preferred.*

### **CITY COUNCIL, NORMAN UTILITIES AUTHORITY, NORMAN MUNICIPAL AUTHORITY, AND NORMAN TAX INCREMENT FINANCE AUTHORITY**

You are required to sign up in advance of the meeting on the City's webpage, by calling the City Clerk's Office (405-366-5406), or at the Council Chambers prior to the start of the meeting with your name, ward, and item you wish to speak to including whether you are a proponent or opponent. When the time comes for public comments, the Clerk will call your name and you can make your way to the podium. Comments may be limited on items of higher interest, if so, the Mayor will announce that at the beginning of the meeting. Participants may speak one time only up to 3 minutes per person per item. There will be no yielding of time to another person. Sign up does not guarantee you will get to speak if the allotted time for that item has already been exhausted. If there is time remaining after those registered to speak have spoken, persons not previously signed up may have the opportunity to speak. Comments received must be limited to the motion on the floor only.

### **CALL TO ORDER**

### **ROLL CALL**

### **PLEDGE OF ALLEGIANCE**

### **COUNCIL ANNOUNCEMENTS**

### **CONSENT DOCKET**

This item is placed on the agenda so that the City Council, by unanimous consent, can designate those routine agenda items that they wish to be approved or acknowledged by one motion. If any item proposed does not meet with approval of all Councilmembers, that item will be heard in regular order. Staff recommends that Item 1 through Item 21 be placed on the consent docket.

### **APPROVAL OF MINUTES**

1. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE MINUTES AS FOLLOWS:

CITY COUNCIL CONFERENCE MINUTES OF APRIL 13, 2021

CITY COUNCIL CONFERENCE MINUTES APRIL 27, 2021

CITY COUNCIL CONFERENCE MINUTES OF JUNE 8, 2021

CITY COUNCIL SPECIAL SESSION MINUTES OF NOVEMBER 16, 2021

CITY COUNCIL SPECIAL SESSION MINUTES OF MARCH 8, 2022

CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE MINUTES OF APRIL 28, 2022

CITY COUNCIL STUDY SESSION MINUTES OF MAY 17, 2022

CITY COUNCIL SPECIAL SESSION MINUTES OF MAY 24, 2022

CITY COUNCIL SPECIAL SESSION MINUTES OF JULY 12, 2022

CITY COUNCIL MINUTES OF JULY 12, 2022

NORMAN UTILITIES AUTHORITY MINUTES OF JULY 12, 2022

NORMAN MUNICIPAL AUTHORITY MINUTES OF JULY 12, 2022

NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JULY 12, 2022

CITY COUNCIL SPECIAL SESSION MINUTES OF AUGUST 9, 2022

### **First Reading Ordinance**

2. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-8 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION NOS. 2-112, 2-113, 2-114, 2-115, 2-116, 2-117, 2-118 AND 2-119 OF CHAPTER 2 OF THE CODE OF THE CITY OF NORMAN SO AS TO REVISE THE DESCRIPTION OF WARD BOUNDARY LINES FOR WARDS ONE, TWO, THREE, FOUR, FIVE, SIX, SEVEN AND EIGHT OF THE CITY OF NORMAN; SO AS TO PROVIDE FOR THE REPEALING OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE SEVERABILITY THEREOF.

### **Appointments**

3. CONSIDERATION OF CONFIRMATION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE 2022-2023 CITY OF NORMAN YOUTH COUNCIL NOMINATIONS.

4. CONSIDERATION OF ACKNOWLEDGEMENT, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

ADA CITIZENS OVERSIGHT COMMITTEE

TERM: 05-28-22 TO 05-28-25: DECEMBER AMBOS, WARD 6

BOARD OF ADJUSTMENT

TERM: 08-23-22 TO 12-22-24: DR. BEN BIGELOW, WARD 8

ECONOMIC DEVELOPMENT ADVISORY BOARD

TERM: 08-13-22 TO 08-13-25: CHUCK THOMPSON, WARD 3

ENVIRONMENTAL CONTROL ADVISORY BOARD

TERM: 08-23-22 TO 10-23-23: BOB NAIRN, WARD 6

FLOODPLAIN PERMIT COMMITTEE

TERM: 06-12-22 TO 06-12-25: SHERRI STANSEL, WARD 3

HUMAN RIGHTS COMMISSION

TERM: 08-23-22 TO 07-13-25: CHRISTOPHER TALLBEAR, WARD 6

TERM: 08-23-22 TO 07-13-23: MICHAEL RIDGEWAY, WARD 5

SOCIAL AND VOLUNTARY SERVICES COMMISSION

TERM: 08-23-22 TO 12-09-23: MARC BONGE', WARD 8

**Reports/Communications**

5. CONSIDERATION OF ACKNOWLEDGEMENT, APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF AUGUST 30, 2022, AND DIRECTING THE FILING THEREOF.
  
6. CONSIDERATION OF SUBMISSION, ACKNOWLEDGEMENT, APPROVAL, REJECTION, AMENDMENT, AND/OR REJECTION OF RECEIPT OF THE CITY MANAGER'S CONTRACT AND CHANGE ORDER REPORT AND DIRECTING THE FILING THEREOF.

7. CONSIDERATION OF ACKNOWLEDGEMENT, APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF AUGUST, 2022.

### **Authorization for Purchase**

8. CONSIDERATION OF AUTHORIZATION, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT FOR THE PURCHASE OF THREE (3) 35-FOOT LOW-FLOOR COMPRESSED NATURAL GAS (CNG) TRANSIT BUSES FROM GILLIG IN THE AMOUNT OF \$1,843,113 UTILIZING THE STATE OF WASHINGTON CONTRACT NUMBER 06719 AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

### **Request for Payment**

9. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE CITY'S APPLICATION FOR PERMISSION TO CARRY ITS OWN RISK WITHOUT WORKERS' COMPENSATION INSURANCE IN THE AMOUNT OF \$1,000.

### **Donation**

10. CONSIDERATION OF ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A DONATION IN THE AMOUNT OF \$1,500 FROM THE ORTHOPAEDIC AND SPORTS MEDICINE CENTER OF NORMAN TO BE USED TO PURCHASE SERVICES AND ITEMS FOR THE NORMAN POLICE DEPARTMENT'S NATIONAL NIGHT OUT EVENT AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

### **Encroachments**

11. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONSENT TO ENCROACH EN-2223-1: FOR LOT 16, BLOCK 1, VILLAS AT ASHTON GROVE, SECTION 1, CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA. (2506 BRIXTON DRIVE)

### **Contracts**

12. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CHANGE ORDER NO. ONE TO CONTRACT K-2122-83: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND RUDY CONSTRUCTION COMPANY INCREASING THE CONTRACT AMOUNT BY \$28,577.60 FOR A REVISED AMOUNT OF \$118,402.60 FOR THE ADA RAMP REPAIR PROJECT, FYE 2022 LOCATIONS, FINAL ACCEPTANCE OF THE PROJECT, AND FINAL PAYMENT IN THE AMOUNT OF \$33,068.85.
13. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID 2223-5, CONTRACT K-2223-8: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CIMARRON CONSTRUCTION COMPANY IN THE AMOUNT OF \$424,424, PERFORMANCE BOND B-2223-9, STATUTORY BOND B2223-10, MAINTENANCE BOND MB-2223-5

FOR THE FYE 2023 BRIDGE MAINTENANCE PROGRAM, RESOLUTION R-2223-5 GRANTING TAX-EXEMPT STATUS, AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

14. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID-2223-7, CONTRACT K-2223-11: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SAC SERVICES INC., IN THE AMOUNT OF \$207,936.25, PERFORMANCE BOND B-2223-11, STATUTORY BOND B-2222-12, AND MAINTENANCE BOND MB-2223-7 FOR THE STORMWATER INLET REHABILITATION PROJECT, RESOLUTION R-2223-8 GRANTING TAX-EXEMPT STATUS AND BUDGET TRANSFER AS OUTLINED IN THE STAFF REPORT.
15. CONSIDERATION OF AWARDDING, ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID 2223-8 AND CONTRACT K-2223-15: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ASTI SAWING INC., IN THE AMOUNT OF \$34,160 FOR THE FYE 2023 SIDEWALK HORIZONTAL SAW CUTTING PROJECT, PERFORMANCE BOND B-2223-19; STATUTORY BOND B-2223-29; MAINTENANCE BOND MB-2223-9, AND RESOLUTION R-2223-9 GRANTING TAX-EXEMPT STATUS
16. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2223-20: A CONTRACT BETWEEN THE CITY OF NORMAN AND UNIVERSITY OF OKLAHOMA FOR THE UNIVERSITY OF OKLAHOMA TO PROVIDE THE CITY OF NORMAN WITH NON-POTABLE WATER AT A BILLING RATE OF \$2.80 PER THOUSAND GALLONS.
17. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2223-39: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND INVOICE CLOUD TO PROCESS BILLING DATA FOR THE CITY'S CUSTOMERS FOR INVOICE TYPES INCLUDING THE CITY CLERK, PERMITTING, AND PLANNING AND COMMUNITY DEVELOPMENT.

#### **Authorization to Participate**

18. CONSIDERATION OF APPROVAL, REJECTION, OR POSTPONEMENT OF ELECTION TO PARTICIPATE IN THE DISTRIBUTORS OKLAHOMA SETTLEMENT; RELEASE OF CLAIMS AGAINST ALL RELEASED ENTITIES; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SUBDIVISION SETTLEMENT PARTICIPATION FORM ON THE CITY OF NORMAN'S BEHALF.

#### **Resolutions**

19. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2223-24: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REQUESTING OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) TRANSPORTATION ALTERNATIVE PROGRAM (TAP) FUNDING FOR ONE MILE OF MULTI-MODAL PATH ALONG THE NORTH SIDE OF STATE HIGHWAY 9 BETWEEN 48TH AVENUE S.E. AND 60TH AVENUE S.E.

20. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2223-25: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REQUESTING OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) TRANSPORTATION ALTERNATIVE PROGRAM (TAP) FUNDING FOR THE CONSTRUCTION OF ONE MILE OF MULTI-MODAL PATH ALONG THE NORTH SIDE OF STATE HIGHWAY 9 BETWEEN 60TH AVENUE S.E. AND 72ND AVENUE S.E.

## **NON-CONSENT ITEMS**

21. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A FINAL SITE DEVELOPMENT PLAN AND FINAL PLAT FOR NORMAN REGIONAL HEALTH SYSTEM PORTER CAMPUS SECTION 2, A PLANNED UNIT DEVELOPMENT, AND DEFERRAL/WAIVER OF STREET PAVING, DRAINAGE AND SIDEWALKS. (GENERALLY LOCATED ONE-QUARTER MILE SOUTH OF ROBINSON STREET AND 250 FEET EAST OF PORTER AVENUE.)
22. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2223-34: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND HCR MANORCARE, INC., SUCCESSOR-IN-INTEREST TO FOUR SEASONS NURSING CENTER, INC., IN THE AMOUNT OF \$2,450,000 FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 1210 WEST ROBINSON STREET, PLUS CLOSING COSTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY DOCUMENTS ON BEHALF OF THE CITY OF NORMAN TO EFFECTUATE THE PURCHASE.
23. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2223-26: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$6,400,000 FROM THE SPECIAL GRANTS FUND (ARPA) BALANCE FOR THE PURCHASE, REHABILITATION, AND REPURPOSE OF 1210 WEST ROBINSON STREET FOR THE PROVISION OF EXPANDED AFFORDABLE HOUSING IN NORMAN.
24. CONSIDERATION OF ADOPTION, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-1 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 429.1 ("FLOOD HAZARD DISTRICT") OF THE ZONING ORDINANCE, SUBSECTION 1, TO ADD CITATION TO OKLAHOMA STATUTORY AUTHORITY FOR LOCAL REGULATION; AND PROVIDING FOR THE SEVERABILITY THEREOF.
25. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-4 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 22:420 ("PLANNED UNIT DEVELOPMENTS") AND SECTION 22:442.1 ("AMENDMENTS"), BOTH WITHIN CHAPTER 22 ("ZONING ORDINANCE") OF THE CODE OF THE CITY OF NORMAN TO ESTABLISH A POSTPONEMENT POLICY CONCERNING CERTAIN DEVELOPMENT

APPLICATIONS PRESENTED TO CITY COUNCIL FOR CONSIDERATION OR POSTPONEMENT; AND PROVIDING FOR THE SEVERABILITY THEREOF.

26. CONSIDERATION OF APPROVAL, REJECTION, OR POSTPONEMENT OF A REQUEST TO AUTHORIZE THE CITY MANAGER/GENERAL MANAGER OF THE CITY OF NORMAN, OKLAHOMA AND THE NORMAN MUNICIPAL AUTHORITY TO SIGN A PETITION FOR PROPERTY OWNED BY THE CITY OF NORMAN AND THE NORMAN MUNICIPAL AUTHORITY IN SUPPORT OF THE PROPOSED DOWNTOWN BUSINESS IMPROVEMENT DISTRICT.

### **MISCELLANEOUS COMMENTS**

*This is an opportunity for citizens to address City Council. Due to Open Meeting Act regulations, Council is not able to participate in discussion during miscellaneous comments. Remarks should be directed to the Council as a whole and limited to three minutes or less.*

### **ADJOURNMENT**