



CITY OF NORMAN, OK CITY COUNCIL REGULAR MEETING

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

Tuesday, February 14, 2023 at 6:30 PM

MINUTES

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.

CALL TO ORDER

Mayor Heikkila called the Meeting to Order at 6:30 p.m.

ROLL CALL

PRESENT

Mayor Larry Heikkila
Councilmember Ward 2 Lauren Schueler
Councilmember Ward 3 Kelly Lynn
Councilmember Ward 4 Helen Grant
Councilmember Ward 5 Rarchar Tortorello
Councilmember Ward 6 Elizabeth Foreman
Councilmember Ward 7 Stephen Holman
Councilmember Ward 8 Matthew Peacock

PLEDGE OF ALLEGIANCE

Mayor Heikkila led the Pledge of Allegiance.

APPROVAL OF MINUTES

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

CITY COUNCIL MINUTES OF NOVEMBER 22, 2022
NORMAN UTILITIES AUTHORITY MINUTES OF NOVEMBER 22, 2022
NORMAN MUNICIPAL AUTHORITY MINUTES OF NOVEMBER 22, 2022
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF NOVEMBER 22, 2022

Motion made by Councilmember Ward 7 Holman, Seconded by Councilmember Ward 2 Schueler.

Item 1, continued:

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Brenda Hall, City Clerk
2. City Council minutes of November 22, 2022
3. Norman Utilities Authority minutes of November 22, 2022
4. Norman Municipal Authority minutes of November 22, 2022
5. Norman Tax Increment Finance Authority minutes of November 22, 2022

The Minutes were Approved.

* * * * *

AWARDS AND PRESENTATIONS

2. CONSIDERATION OF RECOGNITION OF PARTICIPANTS OF THE NORMAN CHAMBER OF COMMERCE TOMORROW'S LEADERS PROGRAM.

Mayor Heikkila asked the participants of the Norman Chamber of Commerce Tomorrow's Leaders in attendance to please come to the podium when he called their names.

Those in attendance were: Kat Connally, Cesily Covey, Anja Fisher, Ally Garn, Ryan Hopper, Matthew Hutchison, Jamie Koranda, Ava Migliorino, Ricci Parker, and Finnely Sayers.

Items submitted for the record

1. Staff Report dated February 14, 2023, from Brenda Hall, City Clerk

The Minutes were Approved.

* * * * *

PROCLAMATIONS

3. CONSIDERATION OF ACKNOWLEDGEMENT, APPROVAL, AMENDMENT, AND/OR POSTPONEMENT OF PROCLAMATION P-2223-9: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, DECLARING FRIDAY, FEBRUARY 17, 2023, AS RANDOM ACTS OF KINDNESS DAY IN THE CITY OF NORMAN.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 5 Tortorello.

Item 3, continued:

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Brenda Hall, City Clerk
2. Proclamation P-2223-9

Participants in discussion

1. Mr. Brandon Hopper, Senior Vice-President, First United Bank, accepted the proclamation and thanked the Council

Receipt of the Proclamation was Acknowledged.

* * * * *

4. CONSIDERATION OF ACKNOWLEDGMENT, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF PROCLAMATION P-2223-10: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF FEBRUARY, 2023, AS BLACK HISTORY MONTH IN THE CITY OF NORMAN.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 2 Schueler.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Steve Hardeman, Utilities Manager, Water Reclamation Center
2. Proclamation P-2223-10

Participants in discussion

1. Dr. Greg Graham, Associate Professor in the Clara Luper Department of African American Studies, the University of Oklahoma, accepted the proclamation and thanked the Council

Receipt of the Proclamation was Acknowledged.

* * * * *

COUNCIL ANNOUNCEMENTS

Street Projects on Main Street. Councilmember Schueler said there are several street projects on West Main Street that will be ongoing for at least 30 days depending on the weather. She said at least one lane will remain open on both sides of Main Street.

*

Windy Day Today. Councilmember Schueler said it was a very windy day today and Tuesday is trash pickup day in Ward 2. She said she saw several polycarts for trash and recycling laying on the ground. She asked residents to check their polycarts and pick up any litter that has blown out and to be sure to check the stormwater channels for debris.

*

Election Today. Councilmember Schueler said today is Election Day and there are 12 minutes left until the polls close. She said today residents were voting on School Bonds and City Councilmembers.

Councilmember Lynn said regardless of what happens on this election, he could not be more proud and will walk away with his head held high from City Hall whether it is in July or two years from now. He said he is blessed to be on Council.

Councilmember Grant said "Happy Voting Day."

Councilmember Tortorello thanked everyone for allowing him to serve the last two years. He said it has been an excellent ride and he has made many strides forward, made many friends, and made many enemies. He said no matter what happens tonight, he is proud to have spent the last year and a half on Council and working on behalf of the City of Norman. It has been a tremendous honor and he is looking forward to seeing what the next two years will bring.

Councilmember Holman said it is a relief he had no opponent after three consecutive elections. He is looking forward to two more years of continuing to do the work to help make Norman a better place. He urged people to take the next six minutes to vote before the polls closed.

*

Black History Month. Councilmember Grant said "Happy Black History Month"

*

Happy Valentine's Day. Councilmember Grant said "Happy Valentine's Day."

*

Mardi Gras Parade. Councilmember Grant announced the Mardi Gras Parade would be held Saturday, February 18th, beginning at 7:00 p.m. She said this year's theme is "Phoenix Rising." She said there is an award ceremony at Norman Depot immediately following the parade. She encouraged residents to bring their families to enjoy the festivities downtown. She thanked all the volunteers, community members, and sponsors who make this event possible.

*

Councilmember Comments, continued:

Community Planning and Transportation Committee. Councilmember Holman asked residents to tune into YouTube or come to the Community Planning and Transportation Committee meeting on Thursday, February 23rd, at 4:00 p.m.

*

Tonight's Conference. Councilmember Holman urged residents to watch the replay of tonight's conference that started at 5:30 p.m. He said there was an extensive presentation from City Staff regarding the Capital Budget that includes many important projects many Norman residents will find interesting.

*

Strong Towns. Councilmember Peacock said there is a sponsored advertisement for Strong Towns pushing out a community survey. He recommended that residents participate so their opinions can be known. He said the survey provides the groundwork on some really important initiatives going forward in terms of comprehensive planning and responsible development.

*

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 5 through Item 24 be placed on the consent docket.

Motion made by Councilmember Ward 7 Holman, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Item 5 through Item 24 were Placed on the Consent Docket.

* * * * *

First Reading Ordinance

5. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-22 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 LOT ONE (1), BLOCK ONE (1), OF HISTORIC BERRY FARMS ADDITION, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE CO, SUBURBAN OFFICE COMMERCIAL DISTRICT, AND R-3, MULTI-FAMILY DWELLING DISTRICT, AND PLACE SAME IN THE SPUD, SIMPLE PLANNED UNIT DEVELOPMENT DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1300 WEST LINDSEY STREET)

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Item 5, continued:

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Jane Hudson, Director of Planning and Community Development
2. Application for Simple Planned Unit Development and Norman 2025 Amendment dated November 28, 2022, and revised December 22, 2022, prepared by Rieger Law Group, P.L.L.C., with Exhibit A, Legal Description; Exhibit B, Preliminary Site Development Plan; Exhibit C, Allowable Uses; Exhibit D, Preliminary Open Space Plan
3. Ordinance O-2223-22
4. Planning Commission Staff Report dated January 12, 2023
5. Location map
6. Pertinent excerpts from Planning Commission minutes of January 12, 2023

Ordinance O-2223-22 was Adopted Upon First Reading by Title.

* * * * *

6. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-24 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ARTICLE I OF CHAPTER 16 (PUBLIC IMPROVEMENTS) OF THE CODE OF THE CITY OF NORMAN BY ADOPTING AND INCORPORATING BY REFERENCE THEREIN THE CITY OF NORMAN STANDARD SPECIFICATIONS AND CONSTRUCTION DRAWINGS AND THE ENGINEERING DESIGN CRITERIA FOR STREETS, STORMWATER, WATER LINES, AND SANITARY SEWERS DATED FEBRUARY 28, 2023, PROVIDING ENFORCEMENT REMEDIES INCLUDING PENALTIES FOR VIOLATION; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Scott Sturtz, City Engineer
2. Ordinance O-2223-24
3. Legislatively notated copy of Ordinance O-2223-24
4. Standard Specifications and Construction Drawings

Item 6, continued:

Items submitted for the record, continued

5. Engineering Design Criteria dated February 2, 2023, with Appendix A, Traffic Study Guidelines; Appendix B, Complete Streets Manual; Appendix C, Water Quality Protection Zone (WQPZ) Ordinance; and Appendix D, Fee Schedule
6. Website Comment Log
7. Additional Stakeholder Comments

Ordinance O-2223-24 was Adopted Upon First Reading by Title.

* * * * *

7. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT AND/OR POSTPONEMENT OF ORDINANCE O-2223-25 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 8-503 OF THE CODE OF ORDINANCES CONTINGENT ON VOTER APPROVAL OF ORDINANCE O-2223-26 TO INCREASE THE EXCISE TAX UPON THE GROSS PROCEEDS OR GROSS RECEIPTS DERIVED FROM RENTS RECEIVED FROM OCCUPANCY OF HOTEL ROOMS; PROVIDING FOR AN EFFECTIVE DATE FOR SAID INCREASE SUBJECT TO VOTER APPROVAL; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Dan Schemm, Visit Norman Executive Director
2. Ordinance O-2223-25
3. Legislatively notated copy of Ordinance O-2223-25

Ordinance O-2223-25 was Adopted Upon First Reading by Title.

* * * * *

8. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT AND/OR POSTPONEMENT OF ORDINANCE O-2223-26 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING THE CALLING AND HOLDING OF A SPECIAL ELECTION IN SAID CITY OF NORMAN, STATE OF OKLAHOMA, (THE CITY), ON THE NINTH DAY OF MAY, 2023, FOR THE PURPOSE OF SUBMITTING TO THE REGISTERED, QUALIFIED ELECTORS OF SAID CITY THE QUESTION OF APPROVING OR REJECTING ORDINANCE O-2223-25, WHICH ORDINANCE AMENDS SECTION 8-503 OF CHAPTER 8 OF THE CODE OF ORDINANCES OF THE CITY OF NORMAN, OKLAHOMA, BY INCREASING THE EXCISE TAX UPON THE GROSS PROCEEDS OR GROSS RECEIPTS DERIVED FROM RENTS RECEIVED FROM OCCUPANCY OF HOTEL ROOMS BY THREE PERCENT (3%) TO A TOTAL OF EIGHT PERCENT (8%); PROVIDING AN EFFECTIVE DATE FOR SAID INCREASE SUBJECT TO VOTER APPROVAL; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Dan Schemm, Visit Norman Executive Director
2. Ordinance O-2223-26

Ordinance O-2223-26 was Adopted Upon First Reading by Title.

* * * * *

Reports/Communications

9. CONSIDERATION OF ACKNOWLEDGEMENT, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE CITY MANAGER'S CONTRACT AND CHANGE ORDER REPORT.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Brenda Hall, City Clerk
2. Memorandum dated January 26, 2023, from Anthony Purinton, Assistant City Attorney, through Kathryn Walker, City Attorney, to Darrel Pyle, City Manager
3. Contract K-2223-115

Receipt of the Report was Acknowledged.

* * * * *

10. CONSIDERATION OF ACKNOWLEDGEMENT, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE NORMAN CONVENTION AND VISITORS BUREAU, INC., (VISIT/NORMAN) ANNUAL REPORT FROM JUNE 30, 2021, THROUGH JUNE 30, 2022.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Brenda Hall, City Clerk
2. VisitNorman Fiscal Year 2022 Annual Report, July 1, 2021, to June 30, 2022

Receipt of the Report was Acknowledged.

* * * * *

Authorization for Purchase

11. CONSIDERATION OF AUTHORIZATION, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT FOR THE PURCHASE OF THREE (3) SIDE LOAD SANITATION VEHICLES FROM J&R EQUIPMENT AND RUSH TRUCK CENTER IN THE AMOUNT OF \$1,560,000 UTILIZING OKLAHOMA STATE CONTRACT NUMBERS SW197 AND SW0035T, RESPECTIVELY, AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

Acting as the Norman Municipal Authority

Motion made by Trustee Ward 2 Schueler, Seconded by Trustee Ward 7 Holman.

Voting Yea: Chairman Heikkila, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Grant, Trustee Ward 5 Tortorello, Trustee Ward 6 Foreman, Trustee Ward 7 Holman, Trustee Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Bret Scovill, Solid Waste Manager
2. Quote dated February 3, 2023, in the amount of \$304,960 each from J & R Equipment
3. Customer Proposal Letter dated February 1, 2023, in the amount of \$204,710 from Rush Truck Centers

The Purchase of Three Side Load Sanitation Vehicles from J & R Equipment (two trucks) and Rush Truck Center (one truck) in the amount of \$1,560,000 and the Budget Appropriation were Approved.

* * * * *

Bids

12. CONSIDERATION OF AWARDING, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID 2223-43: SUBMITTED BY CARGILL IN THE AMOUNT OF \$257 PER TON FOR THE PURCHASE OF SALT FOR THE WATER TREATMENT FACILITY.

Acting as the Norman Utilities Authority

Motion made by Trustee Ward 2 Schueler, Seconded by Trustee Ward 7 Holman.

Voting Yea: Chairman Heikkila, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Grant, Trustee Ward 5 Tortorello, Trustee Ward 6 Foreman, Trustee Ward 7 Holman, Trustee Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Bret Scovill, Solid Waste Manager
2. Tabulation of Bids dated January 12, 2023, for Salt

Bid 2223-43 was Awarded to Cargill as the lowest and best bidder meeting specifications.

* * * * *

Acceptance of Funds

13. CONSIDERATION OF ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A WATERSMART GRANT IN THE AMOUNT OF \$2,000,000 AS ADMINISTERED BY THE BUREAU OF RECLAMATION FOR USE ON THE ADVANCED WATER METERING PROJECT TO BE COMPLETED BY THE UTILITIES DEPARTMENT AND BUDGET APPROPRIATIONS AS OUTLINED IN THE STAFF REPORT.

Acting as the Norman Utilities Authority

Motion made by Trustee Ward 2 Schueler, Seconded by Trustee Ward 7 Holman.

Voting Yea: Chairman Heikkila, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Grant, Trustee Ward 5 Tortorello, Trustee Ward 6 Foreman, Trustee Ward 7 Holman, Trustee Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Nathan Madenwald, Utilities Engineer
2. Notice of Award dated December 5, 2023
3. Assistance Agreement R22AP00649

The WaterSmart Grant was Accepted and the Budget Appropriations were Approved.

* * * * *

Easement

14. CONSIDERATION OF GRANTING, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF EASEMENT E-2223-26: GRANTING AN EASEMENT TO OKLAHOMA GAS AND ELECTRIC COMPANY TO PROVIDE ELECTRICAL SERVICE TO THE NEW YOUNG FAMILY ATHLETIC CENTER LOCATED EAST OF 24TH AVENUE N.W. AND SOUTH OF ROCK CREEK ROAD.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Kathryn Walker, City Attorney
2. Letter dated February 6, 2023, from Timothy J. Bailey, Right-of-Way Agent, to Jason Olsen, City of Norman
3. Easement E-2223-24 with Exhibit "A", Legal Description, and Exhibit B, Location Map and Site Plan

Easement E-2223-24 was Granted to Oklahoma Gas and Electric Company

* * * * *

Final Plat

15. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF FINAL PLAT FP-2223-9: A FINAL PLAT AND SITE PLAN FOR TAKE FIVE NORMAN ADDITION. (LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF CLASSEN BOULEVARD AND CEDAR LANE ROAD).

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Site plan
5. Preliminary plat
6. Development Committee Staff Report dated December 30, 2022
7. Application for Development Committee Action dated December 5, 2022, from Kyle Fleming, JM Civil Engineering, L.L.C., for Lot 1, Block 1, Take Five Norman

The Final Plat and Site Plan for Take Five Norman Addition was Approved.

* * * * *

Contracts

16. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF FINAL ACCEPTANCE OF CONTRACT K-2021-35: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND FLINTCO, INC., FOR THE NORTH BASE COMPLEX PROJECT, PHASE 1, AND FINAL PAYMENT IN THE AMOUNT OF \$227,443.96.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Paul D'Andrea, Capital Projects Engineer
2. Project location map
3. Photographs of completed project

Final Acceptance of the North Base Complex Project, Phase 1, and Final Payment in the amount of \$227,443.96 were Approved.

* * * * *

17. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AND/OR POSTPONEMENT OF AMENDMENT NO. THREE TO CONTRACT K-2122-81 BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND CROSSLAND CONSTRUCTION COMPANY, INC., ESTABLISHING THE GUARANTEED MAXIMUM PRICE IN THE AMOUNT OF \$568,189 FOR PHASE 6-B OF THE GRIFFIN PARK REMODEL PROJECT.

Acting as the Norman Municipal Authority

Motion made by Trustee Ward 2 Schueler, Seconded by Trustee Ward 7 Holman.

Voting Yea: Chairman Heikkila, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Grant, Trustee Ward 5 Tortorello, Trustee Ward 6 Foreman, Trustee Ward 7 Holman, Trustee Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Wade Thompson, Parks and Facilities Manager

Item 17, continued:

Items submitted for the record, continued

2. Amendment No. Three to Contract K-2122-81 with Exhibit A, Recommendation Award Letter dated December 30, 2022, from Justin Lockwood, Director of Preconstruction, Crossland Construction Company, to Wade Thompson, Parks Superintendent; Exhibit B, List of Drawings/Specifications/Addenda; Exhibit C, List of Allowances; Exhibit D, Assumptions; Exhibit E, GMP Summary and Bid Tab; Exhibit F, Substantial Completion; and Exhibit G, Acceptance Period

Amendment No. Three to Contract K-2122-81 with Crossland Construction Company was Approved.

* * * * *

18. CONSIDERATION OF AWARDING, APPROVAL, ADOPTION, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID 2223-36 AND CONTRACT K-2223-72: A CONTRACT BY AND BETWEEN CITY OF NORMAN AND STRONGHOLD CONSTRUCTION, L.L.C., IN THE AMOUNT OF \$875,334, PERFORMANCE BOND B-2223-42, STATUTORY BOND B-2223-43, MAINTENANCE BOND MB-2223-39, FOR THE TRANSIT CENTER REMODEL PROJECT, RESOLUTION R-2223-71 GRANTING TAX-EXEMPT STATUS, AND BUDGET TRANSFER AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Taylor Johnson, Transit and Parking Program Manager
2. Bid Record dated January 4, 2023
3. Letter dated January 17, 2023, from Richard S. McKinney, Jr., AIA, President, The McKinney Partnership, to Mr. Taylor S. Johnson, Transit and Parking Program Manager
4. Bid Tabulation Form dated January 4, 2023
5. Contract K-2223-72
6. Performance Bond B-2223-42
7. Statutory Bond B-2223-43
8. Maintenance Bond MB-2223-39
9. Resolution R-2223-71
10. Project Location Map

The Bid was Awarded to Stronghold Construction, L.L.C.; Contract K-2223-72, associated bonds, Budget Transfer and Budget Appropriation were Approved; and Resolution R-2223-71 was Adopted.

* * * * *

19. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A FEDERAL TRANSIT ADMINISTRATION 5303 FUNDING GRANT IN THE AMOUNT OF \$40,000 THROUGH THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) TO BE USED FOR ELIGIBLE TRANSIT PLANNING ACTIVITIES WITHIN THE CENTRAL OKLAHOMA TRANSPORTATION MANAGEMENT AREA (TMA) AS IDENTIFIED IN THE FY2023 UNIFIED PLANNING WORK PROGRAM (UPWP) AND, APPROVAL OF CONTRACT K-2223-112 WITH DEPOSIT OF FUNDS AS OUTLINED IN THE STAFF REPORT.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Taylor Johnson, Transit and Parking Program Manager
2. Letter dated May 9, 2022, from Taylor Johnson, Transit and Parking Program Manager, to Mark W. Sweeney, AICP, Executive Director, Association of Central Oklahoma Governments
3. Contract K-2223-112 with Exhibit A, Federal-Aid Eligibility Certification; Exhibit B, Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion – Lower Tier Covered Transactions; Exhibit C, Nondiscrimination of Employees; Exhibit D, Oklahoma Department of Transportation Disadvantaged Business/Women's Business Enterprises Policy Statement; and Exhibit E, Certification for Federal Aid Contracts
4. Association of Central Oklahoma Governments Unified Planning Work Program (UPWP), FY 2023, with Attachment 1, Memorandum of Understanding between Association of Central Oklahoma Governments, Oklahoma Department of Transportation, Central Oklahoma Transportation and Parking Authority, and City of Norman, Oklahoma, Attachment 2, ACOG Metropolitan Planning Organization (MPO) Technical Committee Bylaws; Attachment 3, Certification Statement, ACOG MPO Transportation Management Area FY 2022; Attachment 4, Related Correspondence; and Attachment A, Tracking Performance Measures

A Federal Transit Administration 5303 Funding Grant in the amount of \$40,000 through the Association of Central Oklahoma Governments (ACOG) was Accepted and Contract K-2223-112 and the Deposit of Funds were Approved.

* * * * *

20. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AMENDMENT NO ONE TO CONTRACT K-2122-88: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN MUNICIPAL AUTHORITY, AND CROSSLAND CONSTRUCTION COMPANY, INC., INCREASING THE CONTRACT AMOUNT BY \$13,916,603 FOR A REVISED CONTRACT AMOUNT OF \$13,948,853 TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES FOR THE EMERGENCY COMMUNICATIONS AND OPERATIONS CENTER (ECOC) AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

Acting as the City of Norman and the Norman Municipal Authority

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Major Brent Barbour, City of Norman Police Department
2. Amendment No. One to Contract K-2122-88 with Exhibit A, Basis for GMP; Exhibit B, Project Documents List, Exhibit C, Allowances; Exhibit D, Assumptions; Exhibit E, Proposed GMP Bid Tab, Trade Specific Bid Tabs, Project Requirements, and General Conditions; Exhibit F, Substantial Completion; and Exhibit G, Acceptance Period

Amendment No. One to Contract K-2122-88 with Crossland Construction Company and the Budget Appropriation were Approved.

* * * * *

Resolutions

21. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-75: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AND THE NORMAN MUNICIPAL AUTHORITY APPROPRIATING \$114,164 FROM THE CAPITAL OUTLAY PORTION OF THE CAPITAL FUND BALANCE TO BE USED FOR THE PURCHASE OF NEW GOLF CARTS FOR WESTWOOD GOLF COURSE.

Acting as the City of Norman and the Norman Municipal Authority

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Item 21, continued:

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Jason Olsen, Director of Parks and Recreation
2. Resolution R-2223-75
3. Invoice 11841429 dated December 9, 2022 in the amounts of \$142,157.90 and \$114,162.89

Resolution R-2223-75 was Adopted.

* * * * *

22. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2223-95: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$11,037 FROM THE ANIMAL WELFARE DONATION ACCOUNT TO BE USED TO PURCHASE SURGICAL INSTRUMENTS AND SUPPLIES FOR THE 2023 ANIMAL WELFARE EXPO SPAY/NEUTER AND VACCINATION CLINIC.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Kellee Robertson, Manager, Animal Welfare Division
2. Resolution R-2223-95
3. Spay/Neuter event items

Resolution R-2223-95 was Adopted.

* * * * *

23. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2223-96: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA APPROPRIATING \$76,250 FROM THE ROOM TAX FUND BALANCE TO BE USED BY THE NORMAN CONVENTION AND VISITORS BUREAU (NCVB) D/B/A VISITNORMAN TO PAY A PORTION OF THE COSTS FOR FOUR STRATEGIC PLANS DESIGNED TO PROMOTE TOURISM IN NORMAN.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Anthony Francisco, Finance Director
2. Resolution R-2223-96
3. Letter dated January 30, 2023, from Dan Schemm, VisitNorman Executive Director

Resolution R-2223-96 was Adopted.

* * * * *

24. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2223-97: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, APPROPRIATING \$265,777 FROM THE GENERAL FUND BALANCE TO FUND THE NET REVENUE STABILIZATION FUND (RAINY DAY FUND) AT ITS PROJECTED TARGETED LEVEL.

Motion made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 7 Holman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated February 14, 2023, from Anthony Francisco, Finance Director
2. Resolution R-2223-97

Resolution R-2223-97 was Adopted.

* * * * *

NON-CONSENT ITEMS

Second Reading Ordinance

25. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-21 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 REMOVE PART OF SECTION TWENTY-TWO (22), TOWNSHIP EIGHT NORTH (8N), RANGE ONE WEST (1W), OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE A-2, RURAL AGRICULTURAL DISTRICT, AND PLACE SAME IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (LOT 1 OF ROLL TOP RANCH COS-0708-5 – 10001 ETOWAH ROAD)

Motion made by Councilmember Ward 3 Lynn, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Heikkila, Councilmember Ward 3 Lynn, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Voting Nay: Councilmember Ward 2 Schueler, Councilmember Ward 4 Grant

Items submitted for the record

1. Staff Report dated February 14, 2023, from Jane Hudson, Director of Planning and Community Development
2. Ordinance O-2223-21
3. Application for Planned Unit Development submitted October 31, 2022, and revised December 22, 2022, prepared by Rieger Law Group, P.L.L.C. with Exhibit A, Legal Description of the Property; Exhibit B, Site Plan; and Exhibit C, Allowable Uses
4. Location map
5. Norman Certificate of Survey COS-0708-5, Roll Top Ranch
6. Planning Commission Staff Report dated January 12, 2023
7. Pertinent excerpts from Planning Commission minutes of January 12, 2023

Participants in discussion

1. Mr. Gunner Joyce, Rieger Law Group, P.L.L.C., 136 Thompson Drive, attorney representing the applicant
2. Mr. Darrel Pyle, City Manager
3. Mr. Scott Sturtz, City Engineer
4. Mr. Evan Dunn, Ward 7, made comments

Ordinance O-2223-21 was Adopted Upon Second Reading Section by Section

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 5 Tortorello.

Item 25, continued:

Voting Yea: Mayor Heikkila, Councilmember Ward 3 Lynn, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Voting Nay: Councilmember Ward 2 Schueler, Councilmember Ward 4 Grant

Ordinance O-2223-21 was Adopted on Final Reading as a Whole.

* * * * *

26. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2223-24 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADOPTING AND ENACTING A NEW CODE FOR THE CITY; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Motion to postpone until February 28, 2023, made by Councilmember Ward 2 Schueler, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Heikkila, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Grant, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 7 Holman, Councilmember Ward 8 Peacock

Items submitted for the record

1. Staff Report dated January 24, 2023, from Jeanne Snider, Assistant City Attorney
2. Ordinance O-2223-23
3. Legislatively notated copy of Ordinance O-2223-23

Ordinance O-2223-23 was Postponed Until February 28, 2023.

* * * * *

Request to Release Cash Surety for Deferred Construction

27. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A REQUEST TO RETURN A CASH SURETY FOR DEFERRED CONSTRUCTION FOR PAVING IMPROVEMENTS IN CONNECTION WITH FOUNTAIN VIEW ADDITION, SECTION 1. (GENERALLY LOCATED ¼ MILE SOUTH OF WEST TECUMSEH ROAD ON THE EAST SIDE OF 48TH AVENUE NW).

This Item was withdrawn by applicant.

* * * * *

MISCELLANEOUS COMMENTS

Open Records Act. Mr. Steven Ellis, Ward 4, said he has been trying to get some Norman Police Department documents and bodycam footage in a manner consistent with the Oklahoma Open Records Act and he is frustrated with the legal department and the Police Department.

*

OU Motel. Mr. Paul Wilson, Ward 1, said it had upset him that a few weeks ago Council approved rezoning a plot of land near the OU Motel. He said staff announced that night that there were no protests. He said he is an Uber Driver and he picked up a resident from the OU Motel the day after the meeting and the resident knew nothing about the rezoning. He said there are many people, including children, who call the OU Motel their home. He said when this building is demolished, they will have nowhere to go. He said Norman already has problems with the homeless population and if this happens, there will more people out on the street. He said these people do not know when the building is being demolished.

Ms. Crimson King, Ward 7, said her family lives at OU Motel. She said she is a mom. She said her sister works at OU Motel and knew nothing about the building being demolished. She said not only will this action take peoples' jobs, but it will also take away her family. She said OU Motel was her last resort for housing. She said she has nowhere else to go and she has 9 children. She said without this home, the State will take away her kids. She said the State places children with her. She asked to please not take her home away. She said OU Motel has bad people in it, so they don't leave their apartment.

Mr. John High, Ward 7, said the City should evacuate those people so they can be safe. He said he thought everyone was notified when something like this is going to happen.

*

Off Consent Items. Mr. John High, Ward 7, said he signs up for every item off consent and he does that because there are only 3 minutes and this guarantees he will have a chance to talk if he wants to.

Mr. Evan Dunn, Ward 7, said he agreed with Mr. High and this system could be so much better. He said many that do not sign up before the meeting, get to the meeting and hear an item and would like to comment. He said giving people more time to speak is something else that needs to be fixed. He said what if there was an application process where someone could submit a proposal for a presentation that would be good for the public. He said staff could review it and that person could be approved for a five-minute presentation.

*

Crosswalks. Mr. John High, Ward 2, asked people not to pull into the crosswalks because it makes it hard for people in wheelchairs.

*

Miscellaneous Comments, continued:

"Breath". Mr. Evan Dunn, said there is a book called that has just come out and he brought everyone at the dais a copy entitled "Breath" by James Nestor. He said this book has information that can make all of us 1% to 2% healthier by perfecting your circulation.

* * * * *

ADJOURNMENT

The Meeting Adjourned at 7:40 p.m.

ATTEST:



City Clerk



Mayor

