



CITY OF NORMAN, OK CITY COUNCIL REGULAR MEETING

**Municipal Building, Council Chambers, 201 West Gray, Norman, OK 73069
Tuesday, September 28, 2021 at 6:30 PM**

MINUTES

City Council, Norman Utilities Authority, Norman Municipal Authority, And Norman Tax Increment Finance Authority

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

The Mayor Called the Meeting to Order at 6:30 p.m.

ROLL CALL

PRESENT

Mayor Breea Clark
Councilmember Ward 2 Lauren Schueler
Councilmember Ward 3 Kelly Lynn
Councilmember Ward 4 Lee Hall
Councilmember Ward 5 Rarchar Tortorello
Councilmember Ward 6 Elizabeth Foreman
Councilmember Ward 7 Stephen Holman
Councilmember Ward 8 Matthew Peacock

ABSENT

Councilmember Ward 1 Brandi Studley

PLEDGE OF ALLEGIANCE

Mayor Clark led the Pledge of Allegiance.

APPROVAL OF MINUTES

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

CITY COUNCIL SPECIAL SESSION MINUTES OF MAY 18, 2021

CITY COUNCIL MINUTES OF SEPTEMBER 14, 2021

NORMAN UTILITIES AUTHORITY MINUTES OF SEPTEMBER 14, 2021

NORMAN MUNICIPAL AUTHORITY MINUTES OF SEPTEMBER 14, 2021

NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF SEPTEMBER 14, 2021

The Minutes were Approved.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 8 Peacock.

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Brenda Hall, City Clerk
2. City Council Special Session minutes of May 18, 2021
3. City Council minutes of September 14, 2021
4. Norman Utilities Authority minutes of September 14, 2021
5. Norman Municipal Authority minutes of September 14, 2021
6. Norman Tax Increment Finance Authority minutes of September 14, 2021

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PROCLAMATIONS

2. CONSIDERATION OF APPROVAL, ACCEPTANCE, ACKNOWLEDGEMENT, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF PROCLAMATION P-2122-7: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING TUESDAY, SEPTEMBER 28, 2021, AS NATIONAL VOTER REGISTRATION DAY IN THE CITY OF NORMAN.

Receipt of Proclamation P-2122-7 was Acknowledged.

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

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

Item 2, continued:

Items submitted for the record

1. Staff Report dated September 28, 2021, from Cinthya Allen, Chief Diversity and Equity Officer
2. Proclamation P-2122-7

Participants in discussion

1. Mr. Bryant Rains, Cleveland County Election Board, accepted the proclamation and thank the Council.

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Council Announcements

National Voter Registration Day. Councilmember Schueler said she helped University of Oklahoma (OU) students with Voter Registration Drives today. She said her student group had three locations on campus and registered closed to 200 new voters, some for the City of Norman and some that lived in other areas of the country. She encouraged those who were not registered to please register or those who are registered should check their status in case there is a change of address. She encouraged everyone to go to the Voter Portal to check their status or apply for absentee ballots.

Councilmember Hall thanked the OU students who had invited her to participate in Voter Registration Day. She said one of the more rewarding parts of serving as a Councilmember is getting to know as many constituents as possible. She said there are a lot of students who live in Ward 4 and met some of her brand new voters who chose to sign up.

Councilmember Holman said he went to Voter Registration at the OU Campus. He said a big part of Ward 7 is the University Campus and he was able to talk to new constituents who had just registered to vote.

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Fall Cleanup. Councilmember Schueler said Fall Cleanup is starting soon and said the majority of her constituents have either Tuesday or Wednesday Trash Pickup; she said those with Tuesday Trash Pickup will have Fall Cleanup on October 9th and those with Wednesday Trash Pickup will have pickup on October 16th.

Councilmember Lynn said most people in Ward 3 have Monday pickup which will be October 2nd.

Councilmember Tortorello said trash pickup is on Monday where he lives and Fall Cleanup for his neighborhood is October 2nd.

Councilmember Foreman said most people in Ward 6 have trash pickup on Thursday and their Fall Cleanup day with October 25th.

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Council Announcements, continued:

Household Hazardous Waste. Councilmember Schueler said she had received several questions about Household Hazardous Waste collection. She said she knows everyone is very excited about the City's new Household Hazardous Waste Facility and said she had asked when it will be open and available to the public. She said there is a very tentative date of sometime in December, 2021.

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National Night Out. Councilmember Hall said National Night Out will be Tuesday, October 12th, from 5:00-9:00 p.m. She said the Norman Police Department has coordinated this event for many years and it is one of her favorite events. She said there will be a big event at Sooner Mall and she knows many neighborhoods are planning their own event. She said, sadly, because it is on Tuesday night, the City Council will not be able to participate because there is a City Council Meeting. She encouraged participation.

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Joint Ward 4/Ward 6 Meeting. Councilmember Hall said she and Councilmember Schueler are planning a Joint Ward 4 and Ward 2 Meeting at the end of the month. She said the topic is going to be "All Things Trees". She said they hope to have representatives from Oklahoma Electric Cooperative and Oklahoma Gas and Electric Company to talk about their protocol and how they address trees interfering with the electric lines. She said Tim Vermillion, City Forester, would also be at the meeting. She said she will let everyone know when the meeting will be held.

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Coffee with Councilmembers. Councilmember Hall said Gray Owl Coffee on Gray Street is interested in hosting "Coffee with Councilmembers". She said she is working on a tentative date and said Councilmembers should take advantage of this opportunity.

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New Census Data. Councilmember Holman said he had looked at the new census data and said the growth in Oklahoma City during the last ten years accounted for almost half of the entire growth shown for Oklahoma. Oklahoma City was one of eleven cities in the United States that grew by over 100,000 people. He said Norman's population increased by approximately 18,000 people; Tulsa's population increased by 23,000 people; and Moore's population increased by approximately 7,000 people. He said Lawton, unfortunately, lost population. He said Norman City Council has more people in their wards than the entire population of the City of Noble.

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Ward 7 Projects. Councilmember Holman said there are some items on the agenda that will affect Ward 7 such as the NORMAN FORWARD Reaves Park Project and the much needed multi-modal path on Constitution.

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Council Announcement, continued:

Touch a Truck Event. Councilmember Peacock said the annual Pioneer Library System's "Touch a Truck" event is Saturday, October 2nd, from 9:00 a.m. to 12:00 p.m. at the Cleveland County Fairgrounds. He said this event allow the children to climb on and explore their favorite large vehicles and even honk the horn. He said drivers and experts will be on hand to answer questions. He said there will also be a quiet hour from 9:00-10:00 a.m. to accommodate those with sensory sensitivity.

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Aviation Festival. Councilmember Peacock announced that the 14th Annual Max Westheimer Airport Aviation Festival which starts at 9:00 a.m. He said this event is not just for pilots, it is also career networking event and family-fun activities with the Sooner Flight Academy.

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Norman Philharmonic. Mayor Clark said the Norman Philharmonic will be performing at 3:00 p.m. at McFarlin Methodist Church on Saturday, October 2nd.

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Move with the Mayor. Mayor Clark said there are two "Move with the Mayor" events coming up in October. She said Saturday, October 2nd, at 9:00 a.m. is the Move with the Mayor 5K Run at Ruby Grant Park. She said this will be the first 5K run to use the new route at Ruby Grant Park which was funded by taxpayer dollars from the NORMAN FORWARD initiative. She said it is free to participate but if the runner wants a timed run and race medal, it is \$15.00 and you may register on the City of Norman Parks and Recreation Website or the Mayor's Facebook Page. She said the final Move with the Mayor event for the year will be at Westwood Park Tennis Center which is another NORMAN FORWARD project funded by taxpayers.

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OU/Texas Football Game. Mayor Clark said Fall Break is October 6 through 10 and the University of Oklahoma vs. Texas A & M Game is Saturday, October 8th "Go Sooners".

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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 3 through Item 21 be placed on the consent docket.

Item 3 through Item 21 were placed on the Consent Docket

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

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

Consent Docket, continued:

Item 3 through Item 21 were approved on the Consent Docket.

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

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

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First Reading Ordinance

3. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2122-17 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING SECTION 10-204 TO EXEMPT REGISTERED COMMUNITY RESOURCE REFRIGERATORS; ADDING ARTICLE XXXVI, COMMUNITY RESOURCE REFRIGERATORS, SECTIONS 13-3601 THROUGH 13-3606; ADDING DEFINITIONS, PERMIT REQUIREMENTS, PERMIT APPLICATION PROCEDURES, LOCATION REQUIREMENTS, SAFETY REQUIREMENTS, AND POSTING REQUIREMENTS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-2122-17 was adopted Upon First Reading by Title.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Anthony Purinton, Assistant City Attorney
2. Ordinance O-2122-17
3. Legislatively notated copy of Ordinance O-2122-17

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4. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2122-20 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA ADOPTING AND RATIFYING THE ASSESSMENT ROLL FOR THE UNIVERSITY NORTH PARK BUSINESS IMPROVEMENT DISTRICT; ESTABLISHING THE TIME AND TERMS OF PAYMENT OF THE ASSESSMENTS AND OTHER EXPENSES; FIXING PENALTIES TO BE CHARGED FOR DELINQUENT PAYMENT OF THE ASSESSMENT OR AN INSTALLMENT THEREOF; SETTING FORTH THE TRACTS OR PARCELS OF LAND AGAINST WHICH THE ASSESSMENTS ARE BEING ADOPTED, RATIFIED AND LEVIED; DIRECTING THE CITY CLERK TO PREPARE, SIGN, ATTEST AND RECORD WITH THE COUNTY CLERK OF CLEVELAND COUNTY, FOLLOWING PASSAGE OF THE PAYMENT DEADLINE, A CLAIM OF LIEN FOR ANY UNPAID AMOUNT DUE AND ASSESSED AGAINST A TRACT OR PARCEL OF LAND; PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-2122-20 was Adopted Upon First Reading by Title.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Kathryn Walker, City Attorney
2. Ordinance O-2122-20 with Exhibit "A", Assessment Roll and Assessment Plat

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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 31, 2021, AND DIRECTING THE FILING THEREOF.

Receipt of the Finance Director's Investment Report as of August 31, 2021, was acknowledged.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Anthony Francisco, Finance Director
2. Finance Director's Investment Report as of August 31, 2021

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6. CONSIDERATION OF ACKNOWLEDGEMENT, APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE MONTHLY DEPARTMENTAL REPORT FOR THE MONTH OF AUGUST, 2021.

Receipt of the Monthly Departmental Reports for the Month of August, 2021 was acknowledged.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Stacey Parker, Executive Assistant
2. Monthly Departmental Report for the month of August, 2021

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Authorization for Purchase

7. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AUTHORIZATION TO PURCHASE A FIRE APPARATUS FROM SUTPHEN CORPORATION THROUGH HEARTLAND FIRE TRUCKS, L.L.C., IN THE AMOUNT OF \$580,222.17 UTILIZING THE HOUSTON GALVESTON AREA CONTRACT (HGAC).

The Purchase of a Fire Apparatus from Sutphen Corporation Through Heartland Fire Trucks, L.L.C. was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Travis King, Fire Chief
2. Proposal dated September 2, 2021, from Mark Richardson, Authorized Representative for Sutphen Corporation, Heartland Fire Trucks, L.L.C., in the amount of \$590,456.75
3. HGAC Buy Contract Pricing Worksheet dated September 2, 2021
4. Sutphen Prepayment Discount Options
5. Photograph of Fire Apparatus

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Declaration of Surplus Obsolete Equipment

8. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF DECLARATION OF SURPLUS AND/OR OBSOLETE EQUIPMENT AND MATERIALS AND AUTHORIZING THE SALE OR DISPOSAL THEREOF.

The Declaration of Surplus and/or Obsolete Equipment and Materials was approved and the Sale or Disposal Thereof was authorized.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Frederick Duke, Procurement Analyst
2. Inventory of Goods to be Auctioned

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Request for Payment

9. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, POSTPONEMENT, AND/OR AMENDMENT OF A FINAL PAYMENT IN THE AMOUNT \$5,557.17 TO THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR CONTRACT K-1718-57, FEDERAL-AID PROJECT STPG-214C (082)AG, JOB PIECE 33127(04), A PROJECT AGREEMENT WITH ODOT FOR THE INSTALLATION OF PAVEMENT MARKINGS (PHASE 6) ALONG VARIOUS FEDERAL FUNCTIONALLY CLASSIFIED ROADWAYS THROUGHOUT THE CITY.

Final Payment in the amount of \$5,557.17 to the Oklahoma Department of Transportation was approved.

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

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

Item 9, continued:

Items submitted for the record

1. Staff Report dated September 28, 2021, from Michael Rayburn, Capital Projects Engineer
2. Letter dated September 1, 2021, from Chelley Hilmes, CPA, Director of Finance and Administration, Oklahoma Department of Transportation, to Breea Clark, Mayor
3. Oklahoma Department of Transportation Final Funding Breakdown dated September 1, 2021, in the amount of \$5,557.17
4. Contract K-1718-57
5. Resolution R-1718-52

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10. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AN AMENDMENT TO SPECIAL CLAIM SC-2122-1: SUBMITTED BY THE CLEVELAND COUNTY SHERIFF'S OFFICE ADDING AN ADDITIONAL \$432.49 TO THE CLAIM FOR A REVISED AMOUNT OF \$15,177.13 FOR EXPENSES INCURRED AT THE CLEVELAND COUNTY DETENTION CENTER ON JULY 3, 2021.

An Amendment to Special Claim SC-2122-1 Adding \$432.49 to the Claim was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Anthony Purinton, Assistant City Attorney
2. Proposal 282008 dated September 20, 2021, from Commercial Door, L.L.C., in the amount of \$15,177.13

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Contracts

11. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AMENDMENT NO. ONE TO CONTRACT K-1920-109: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND BARRETT L. WILLIAMSON ARCHITECTS, INC., INCREASING THE CONTRACT AMOUNT BY \$261,800 FOR A REVISED CONTRACT AMOUNT OF \$386,350 TO PROVIDE ADDITIONAL DESIGN SERVICES FOR THE NEW LINE MAINTENANCE FACILITY.

Acting as the Norman Utilities Authority

Amendment No. One to Contract K-1920-109 was approved.

Item 11, continued:

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

Voting Yea: Chairman Clark, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Hall, 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 September 28, 2021, from Nathan Madenwald, Utilities Engineer
2. Amendment No. One to Contract K-1920-109 with Attachment A, Schedule; Attachment B, Scope of Services; and Attachment C, Compensation

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12. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AMENDMENT NO. ONE TO CONTRACT K-1920-119 EXTENDING THE CONGESTION MITIGATION AND AIR QUALITY (CMAQ) GRANT IN THE AMOUNT OF \$84,148 FROM THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) UNTIL FEBRUARY 28, 2022

Amendment No. One to Contract K-1920-119 was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Mike White, Fleet Program Manager
2. Contract K-1920-119
3. Amendment No. One to Contract K-1920-119
4. Project location map

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13. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CHANGE ORDER NO. ONE TO CONTRACT K-2122-6 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND HASKELL LEMON CONSTRUCTION COMPANY DECREASING THE CONTRACT AMOUNT BY \$219,320.95 FOR A REVISED CONTRACT AMOUNT OF \$151,049.05 TO REMOVE THE IMHOFF CREEK BRIDGE PROJECT FROM THE FYE 2022 BRIDGE MAINTENANCE PROGRAM.

Change Order No. One to Contract K-2122-6 was approved.

Item 13, continued:

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Brandon Brooks, Staff Engineer
2. Change Order No. One to Contract K-1920-119
3. Project location map

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14. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A GRANT IN THE AMOUNT OF \$101,626 FROM THE OKLAHOMA HIGHWAY SAFETY OFFICE (OHSO) TO BE USED BY THE POLICE DEPARTMENT TO CONDUCT HIGH-VISIBILITY ENFORCEMENT, SATURATION PATROLS, INFORMATION/EDUCATION CAMPAIGNS DIRECTED TOWARD TRAFFIC SAFETY, PARTICIPATION IN OHSO MOBILIZATIONS, AND TO PURCHASE LIDARS; APPROVAL OF CONTRACT K-2122-28; AND BUDGET APPROPRIATION FROM THE SPECIAL GRANT FUND BALANCE AS OUTLINED IN THE STAFF REPORT.

A Grant in the amount of \$101,626 from the Oklahoma Highway Safety Office was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Kevin Foster, Chief of Police
2. Contract K-2122-28

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15. CONSIDERATION OF AWARDING, APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID-2122-21, CONTRACT K-2122-31 WITH MESSER ELECTRIC IN THE AMOUNT OF \$181,608, CHANGE ORDER NO. ONE INCREASING THE CONTRACT AMOUNT BY \$4,250 FOR A REVISED CONTRACT AMOUNT OF \$186,128; PERFORMANCE BOND B-2122-33, STATUTORY BOND B-2122-34, MAINTENANCE BOND MB-2122-26 FOR THE UPGRADES TO THE CAMPUS CORNER LIGHTING SYSTEM, RESOLUTION R-2122-29 GRANTING TAX-EXEMPT STATUS, AND BUDGET APPROPRIATION AS OUTLINED IN THE STAFF REPORT.

Item 15, continued:

Contract K-2122-31, the Change Order and associated bonds were approved and the Resolution was adopted.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Michael Rayburn, Capital Projects Engineer
2. Contract K-2122-54 with Exhibit A, Railroad Exhibit; Exhibit B, BNSF Construction and Management; Exhibit C", Contractor Requirements; Exhibit C-1, Agreement Between BNSF Railway Company and the Contractor; Exhibit D, Special Provision for Railroad Flagging; and Attachment 1, BNSF Railroad Crossing Details

Participants in discussion

1. Mr. David Riesland, Transportation Engineer

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16. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2122-54: AN AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, BURLINGTON NORTHERN SANTA FE RAILROAD, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION AND MAINTENANCE OF A MULTIMODAL SIDEWALK ON THE NORTH SIDE OF CONSTITUTION STREET FROM JENKINS AVENUE TO CLASSEN BOULEVARD [FEDERAL-AID PROJECT TAP-214(102)AG, JOB PIECE 33271(04)].

Contract K-2122-54 was approved.

Motion made by Councilmember Ward 7 Holman, Seconded by Councilmember Ward 8 Peacock.

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Michael Rayburn, Capital Projects Engineer
2. Contract K-2122-54 with Exhibit A, Railroad Exhibit; Exhibit B, BNSF Construction and Management; Exhibit C", Contractor Requirements; Exhibit C-1, Agreement Between BNSF Railway Company and the Contractor; Exhibit D, Special Provision for Railroad Flagging; and Attachment 1, BNSF Railroad Crossing Details

Participants in discussion

1. Mr. David Riesland, Transportation Engineer

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17. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2122-58: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND OLSSON ASSOCIATES IN THE AMOUNT OF \$401,500 FOR THE DESIGN OF THE 36TH AVENUE NW (PHASE 3) WIDENING PROJECT FROM INDIAN HILLS ROAD TO MOORE CITY LIMITS.

Contract K-2122-58 was approved.

Motion made by Councilmember Ward 7 Holman, Seconded by Councilmember Ward 8 Peacock.

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Tim Miles, Capital Projects Manager
2. Contract K-2122-58 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation, and Attachment D, Owner's Responsibilities
3. 2019 Bond Projects List and 2019 Bond Projects Map
4. Project location map

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18. CONSIDERATION OF ACCEPTANCE, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AN OKLAHOMA OFFICE OF HOMELAND SECURITY STATE HOMELAND SECURITY PROGRAM GRANT IN THE AMOUNT OF \$30,090 TO BE USED BY THE POLICE DEPARTMENT TO PURCHASE NIGHT VISION DEVICES, APPROVAL OF CONTRACT K-2122-60, AND BUDGET APPROPRIATION FROM THE SPECIAL GRANT FUND BALANCE AS OUTLINED IN THE STAFF REPORT.

Oklahoma Office of Homeland Security Grant in the amount of \$30,090 was accepted and Contract K-2122-60 was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Kevin Foster, Chief of Police
2. Quote 21-7505-AF dated September 15, 2021, in the amount of \$30,090 from PRG Potomac River Group/PRG Defense
3. Contract K-2122-60

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19. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AN EMERGENCY SOLUTIONS GRANT CORONA RELIEF 2 (ESG CR2) AWARD FROM THE OKLAHOMA DEPARTMENT OF COMMERCE IN THE AMOUNT OF \$400,000 FOR THE OPERATION OF THE CITY OF NORMAN EMERGENCY SHELTER, APPROVAL OF CONTRACT K-2122-61 AND BUDGET APPROPRIATIONS AS OUTLINED IN THE STAFF REPORT.

An Emergency Solutions Grant (ESG CR2) Award in the amount of \$400,000 was accepted and Contract K-2122-61 was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Michelle Evans, Homeless Programs Supervisor
2. Contract K-2122-61, Special Provision for Railroad Flagging; and Attachment 1, BNSF Railroad Crossing Details

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20. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2122-63: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE CLEVELAND COUNTY SHERIFF'S DEPARTMENT AND THE BOARD OF COUNTY COMMISSIONERS OF CLEVELAND COUNTY TO PROVIDE FOR THE INCARCERATION OF CITY PRISONERS IN THE CLEVELAND COUNTY JAIL FACILITY AT A COST OF \$71.86 PER DAY PER PRISONER.

Contract K-2122-63 was approved.

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

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Jeanne Snider, Assistant City Attorney
2. Contract K-2122-63

Participants in discussion

1. Mr. Kevin Foster, Chief of Police
2. Mr. Darrel Pyle, City Manager

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21. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AMENDMENT NO. TWO TO CONTRACT K-1819-132 BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND FLINTCO CONSTRUCTION COMPANY, INCREASING THE CONTRACT AMOUNT BY \$7,452,086 FOR A REVISED CONTRACT AMOUNT OF \$8,296,438 TO PROVIDE CONSTRUCTION OF THE YOUTH BASEBALL/SOFTBALL AND ADULT SOFTBALL IMPROVEMENTS PROJECT AT REAVES PARK.

Acting as the Norman Municipal Authority

Amendment No. Two to Contract K-1819-132 was approved.

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

Voting Yea: Chairman Clark, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Hall, 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 September 28, 2021, from Jason Olsen, Director of Parks and Recreation
2. Amendment No. Two to Contract K-1819-132 with Exhibit 1, Contract Documents Log; Exhibit 2, Assumption and Clarifications; Exhibit 3, GMP Amendment; Exhibit 4, Schedule; and Exhibit 5, GMP Guarantee
3. City of Norman FORWARD Reaves Park GMP Budget dated September 15, 2021
4. Attachment 1, Reaves Park Youth Baseball/Softball & Adult Softball Improvements Plan

Participants in discussion

1. Mr. Jason Olsen, Director of Parks and Recreation
2. Mr. James Briggs, Park Planner

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Resolutions

22. CONSIDERATION OF ADOPTION, APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-39: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ACKNOWLEDGING THE RECEIPT OF THE 2022 ASSESSMENT ROLL AND ASSESSMENT PLAT FOR THE UNIVERSITY NORTH PARK BUSINESS IMPROVEMENT DISTRICT, INSTRUCTING THE CITY CLERK TO GIVE NOTICE OF A HEARING ON THE PROPOSED ASSESSMENT ROLL; AND CONTAINING OTHER PROVISIONS RELATED THERETO.

Resolution R-2122-39 was adopted.

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

Item 22, continued:

Voting Yea: Mayor Clark, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, 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 September 28, 2021, from Kathryn L. Walker, City Attorney
2. Resolution R-2122-39

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NON-CONSENT ITEMS

23. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2122-1 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PORTION OF A 17-FOOT UTILITY EASEMENT LOCATED WITHIN LOT 1, BLOCK 1, TSTB ADDITION, SECTION 1, TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (601 12TH AVENUE N.E.).

Ordinance O-2122-1 was Adopted Upon Second Reading Section by Section.

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

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

Ordinance O-2122-1 was Adopted Upon Final Reading as a Whole.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

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

Items Submitted for the Record

1. City Council Staff Report dated September 28, 2021, from Ken Danner, Subdivision Development Coordinator
2. Memorandum dated May 19, 2021, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Chris Mattingly, Director of Utilities; and Jane Hudson, Director of Planning and Community Development
3. Letter of request dated May 17, 2021, from Sunday Bougher, Owner Authorized Agent for Walmart, SGA Design Group, to Ms. Brenda Hall, City Clerk
4. Letter of Authorization dated May 17, 2021, from Ronnie Howell, Walmart, to Whom It May Concern with Exhibit "A", legal description of 17-foot utility easement to be vacated, and Exhibit "B" location map

Item 23, continued:

Items Submitted for the Record, continued

5. Ordinance O-2122-1
6. Location map
7. Planning Commission Staff Report dated July 8, 2021, recommending approval
8. Pertinent excerpts from Planning Commission minutes of July 8, 2021

Participants in discussion

1. Ms. Sunday Bougher, SGA Design Group, 1437 South Boulder, #550, Tulsa, OK, architect representing the applicant

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24. CONSIDERATION OF ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF EASEMENT E-2122-16: A PERMANENT WATER LINE EASEMENT DONATED BY WAL-MART REAL ESTATE BUSINESS TRUST IN ORDER TO RELOCATE A WATER LINE AT 601 12TH AVENUE N.E.

Easement E-2122-16 was accepted.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

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

Items Submitted for the Record

1. City Council Staff Report dated September 28, 2021, from Ken Danner, Subdivision Development Coordinator
2. Easement E-2122-16 with Exhibit "A", legal description, and Exhibit "B", location map
3. Memorandum dated June 29, 2021, from Rachel Croft, Staff Engineer, to Brenda Hall, City Clerk
4. Easement location map

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25. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2122-19 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING CHAPTER 20, ARTICLE VIII, SECTION 20-805, OF THE CODE OF THE CITY OF NORMAN, OKLAHOMA, TO PROHIBIT HEAD-IN PARKING IN SPACES RESERVED FOR REVERSE ANGLE BACK-IN PARKING; AND PROVIDING FOR THE SEVERABILITY THEREOF

Ordinance O-2122-19 was Adopted Upon Second Reading Section by Section.

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

Item 25, continued:

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

Ordinance O-2122-19 was Adopted Upon Final Reading as a Whole.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 8 Peacock.

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

Items Submitted for the Record

1. City Council Staff Report dated September 28, 2021, from David Riesland, Transportation Engineer
2. Ordinance O-2122-19
3. Legislatively notated copy of Ordinance O-2122-19

Participants in discussion

1. Mr. David Riesland, Transportation Engineer

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26. CONSIDERATION OF ACCEPTANCE, REJECTION, AMENDMENT OR POSTPONEMENT O-2122-16 UPON SECOND AND FINAL READING: OF AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 13-108, IN ARTICLE I OF CHAPTER 13 (LICENSES AND OCCUPATIONS); AMENDING ARTICLE XXXIV, SECTION 13-3401, IN CHAPTER 13 (LICENSES AND OCCUPATIONS); AMENDING SECTION 424.1 (C-2, GENERAL COMMERCIAL DISTRICT), AND SECTION 426.1 (I-1, LIGHT INDUSTRIAL DISTRICT), BOTH IN ARTICLE XI OF CHAPTER 22 (ZONING ORDINANCE); AND AMENDING SECTION 450 (DEFINITIONS), IN ARTICLE XIV OF CHAPTER 22 (ZONING ORDINANCE); IN ORDER TO ADD PERMITTED AND SPECIAL USES FOR MEDICAL MARIJUANA WASTE FACILITIES, AND TO IMPLEMENT CHANGES AND RESOLVE INCONSISTENCIES RESULTING FROM 2021 STATE LAW UPDATES REGARDING MEDICAL MARIJUANA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-2122-16 was Adopted Upon Second Reading Section by Section.

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

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

Item 26, continued:

Ordinance O-2122-16 was Adopted Upon Final Reading as a Whole.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

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

Items Submitted for the Record

1. City Council Staff Report dated September 14, 2021, from Elisabeth Muckala, Assistant City Attorney
2. Legislatively notated copy of Ordinance O-2122-16
3. Ordinance O-2122-16

Participants in discussion

1. Ms. Beth Muckala, Assistant City Attorney
2. Ms. Lora Hoggatt, Planning Services Manager

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MISCELLANEOUS DISCUSSION

Plan Norman. Mr. Dan Munson, Ward 6, said he reviewed Plan Norman from 2018 which has a lot of good content. He said there is a page about policies and growth and one of the action items says "confirm and validate that large scale industry and large office users for which there is currently a lack of adequate sites are not the target industries for the City". He said this says "we do not want large businesses to come to Norman". He said there are areas of Norman that have room for large businesses and this needs to be reviewed and that comment needs to be removed from the document.

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Congratulation to Visit Norman. Mr. Dan Munson, Ward 6, congratulated Visit Norman for securing the 2022 Mickey Mantle 16u World Series. He said this is a great opportunity to put Norman, Oklahoma, on the map as a baseball town. He said premier athletes will be coming to Norman to play baseball. He hopes they have a great experience and want to come back to Norman.

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Reapportionment. Mr. Fred Pope, Ward 5, said it was interesting to hear Mr. Holman refer to the Census and the ways the data can be used. He said it has an obvious impact on reapportionment of wards. He said the proposal by the Reapportionment Committee for adjusting the ward boundaries in Norman contains elements of gerrymandering in a proclaimed effort to make neater straight lined boundaries for Norman's wards. He said it moves the addresses of two of Norman's City Councilmembers out of their wards. He said it is reasonable to come to the conclusion that these two Councilmembers have been redlined out of their duly elected positions.

ADJOURNMENT - The meeting adjourned at 7:41 p.m.

ADJOURNMENT - The meeting adjourned at 7:41 p.m.

Brenda Hall

City Clerk

R.D.C.

Mayor

