

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

July 10, 2018

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 10th day of July, 2018, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray Street and at the Norman Public Library at 225 North Webster Avenue 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Bierman, Carter,
Castleberry, Clark, Hickman, Holman,
Scott, Wilson, Mayor Miller

ABSENT: None

The Pledge of Allegiance was led by Mayor Miller.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF MAY 29, 2018
CITY COUNCIL STUDY SESSION MINUTES OF JUNE 5, 2018
CITY COUNCIL MINUTES OF JUNE 26, 2018
NORMAN UTILITIES AUTHORITY MINUTES OF JUNE 26, 2018
NORMAN MUNICIPAL AUTHORITY MINUTES OF JUNE 26, 2018
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JUNE 26, 2018
CITY COUNCIL MINUTES OF JULY 3, 2018

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

Items submitted for the record

1. Text File GID-1819-4 dated July 5, 2018, by Brenda Hall, City Clerk
2. City Council Study Session minutes of May 29, 2018
3. City Council Study Session minutes of June 5, 2018
4. City Council minutes of June 26, 2018
5. Norman Utilities Authority minutes of June 26, 2018
6. Norman Municipal Authority minutes of June 26, 2018
7. Norman Tax Increment Finance Authority minutes of June 26, 2018
8. City Council minutes of July 3, 2018

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

YEAS: Councilmembers Bierman, Castleberry,
Carter, Clark, Hickman, Holman, Scott,
Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

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Item 4, being:

PROCLAMATION P-1819-1: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF JULY, 2018, AS WATER’S WORTH IT™ MONTH IN THE CITY OF NORMAN.

Councilmember Hickman moved that receipt of Proclamation P-1819-1 proclaiming the month of July, 2018, as Water’s Worth It™ Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Clark;

Items submitted for the record

- 1. Text File P-1819-1 dated July 2, 2018, by Debra Smith, Environmental Services Coordinator
- 2. Proclamation P-1819-1

Participants in discussion

- 1. Ms. Amanda Nairn, Environmental Control Advisory Board Chair, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1819-1 proclaiming the month of July, 2018, as Water’s Worth It™ Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation P-1819-1 proclaiming the month of July, 2018, as Water’s Worth It™ Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

CONSENT DOCKET

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

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Item 6 through Item 29 were placed on the consent docket by unanimous vote.

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Item 6, being:

CONSIDERATION OF ORDINANCE O-1718-51 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 420, PUD, PLANNED UNIT DEVELOPMENT DISTRICT; 420.05, SPUD, SIMPLE PLANNED UNIT DEVELOPMENT DISTRICT; 423.2, C-1, LOCAL COMMERCIAL DISTRICT; 424.3, CR, RURAL COMMERCIAL DISTRICT; 429, MUD, MIXED USE DEVELOPMENT DISTRICT; AND 429.7, CCFBC, CENTER CITY FORM BASED CODE, ALL IN CHAPTER 22 (ZONING ORDINANCE) OF THE CODE OF THE CITY OF NORMAN TO ALLOW FOR THE SALE OF ALCOHOLIC BEVERAGES IN COMPLIANCE WITH STATE LAW IN THEATERS; AND AMENDING SECTIONS 422.7, RO, RESIDENCE-OFFICE DISTRICT; 423.2, C-1, LOCAL COMMERCIAL DISTRICT; 424.3, CR, RURAL COMMERCIAL DISTRICT; AND 429, MUD, MIXED USE DEVELOPMENT DISTRICT, TO CHANGE “LIQUOR STORE” OR “PACKAGE LIQUOR STORE” TO “RETAIL SPIRITS STORE”; AMENDING 423.2, C-1, LOCAL COMMERCIAL DISTRICT, TO DELETE “SHORT ORDER FOOD RESTAURANT”; AND AMENDING SECTION 450, DEFINITIONS, TO AMEND THE PERCENTAGE OF SALES REQUIRED TO QUALIFY AS A RESTAURANT, AND DELETING THE DEFINITION OF “RESTAURANT, SHORT ORDER FOOD”; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Clark moved that Ordinance O-1718-51 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1718-51 dated April 19, 2018, by Susan Connors, Planning Director
2. Ordinance O-1718-51
3. Legislatively notated copy of Ordinance O-1718-51
4. Staff Report dated June 14, 2018, recommending approval
5. Pertinent excerpts from Planning Commission minutes of June 14, 2018

and the question being upon the Introduction and adoption of Ordinance O-1718-51 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Ordinance O-1718-51 was Introduced, read, and adopted upon First Reading by title.

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Item 7, being:

CONSIDERATION OF ORDINANCE O-1718-52 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PORTION OF RIGHT-OF-WAY SOUTH OF ROCK CREEK ROAD AND WEST OF PENDLETON DRIVE IN THE SOUTHWEST QUARTER OF SECTION FOURTEEN (14), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Clark moved that Ordinance O-1718-52 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1718-52 dated May 29, 2018, by Kathryn Walker, Assistant City Attorney
2. Ordinance O-1718-52
3. Location map
4. Staff Report dated June 14, 2018, recommending approval
5. Pertinent excerpts from Planning Commission minutes of June 14, 2018
6. Pertinent excerpts from City Council minutes of June 9, 2009

Item 7, continued:

Items submitted for the record, continued

7. Agenda Page from the June 9, 2009, City Council Agenda for Contract K-0809-168
8. Memorandum dated June 4, 2009, from R. Blaine Nice, Assistant City Attorney, through Jeff H. Bryant, City Attorney, to the Honorable Mayor and Councilmembers
9. Contract K-0809-168, Agreement for Acquisition of Right-of-Way, Rock Creek Road Overpass Project, with S & S Family Properties, L.L.C., filed June 11, 2009, at Cleveland County Clerk's Office, with Exhibit "A", Parcel #1, Plot Plan; Parcel #1.1, Plot Plan, Temporary Easement E-0809-104; Owner's Reservations and Covenants filed June 11, 2009, at Cleveland County Clerk's Office; and Warranty Deed filed June 11, 2009, at Cleveland County Clerk's Office

and the question being upon the Introduction and adoption of Ordinance O-1718-52 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Ordinance O-1718-52 was Introduced, read, and adopted upon First Reading by title.

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Item 8, being:

CONSIDERATION OF ORDINANCE O-1718-53 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE PART OF THE SOUTHWEST QUARTER OF SECTION FOURTEEN (14), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE A-2, RURAL AGRICULTURAL DISTRICT AND PLACE THE SAME IN THE C-1, LOCAL COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED SOUTH OF ROCK CREEK ROAD AND WEST OF PENDLETON DRIVE)

Councilmember Clark moved that Ordinance O-1718-53 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1718-53 dated June 5, 2018, by Jane Hudson, Principal Planner
2. Ordinance O-1718-53
3. Letter dated June 29, 2018 from Harold Heiple, Harold Heiple Law Office, to Letitia Brady; Galyn and Mark Hembree; Elissa Fox; J.D. and Rachel Wells; Brandon and Cheryl Buss; Charles Booton; Mike and Jonna Buck; Joe Townsend; Williams Sims; Connie Brooks; ShouLin Ho; SauLan Ho; Brenda Toland; and Teresa Morton with Exhibit 1, Uses Extracted from City of Norman C-1 Zoning District List of Authorized Uses
4. Location map
5. Staff Report dated June 14, 2018, recommending approval
6. Protest Map dated June 12, 2018, with 17.3% Protest by Property Owners Within Notification Area
7. Letter of protest filed June 7, 2018, from William Sims to City of Norman Planning Commission
8. Letter of protest filed June 6, 2018, from ShouLin Ho to Norman Planning Commission members
9. Letter of protest filed June 5, 2018, from SauLan Ho to Norman Planning Commission
10. Letter of protest filed June 11, 2018, from Brandon and Cheryl Buss to Norman Planning Commission

Item 8, continued:

Items submitted for the record, continued

11. Letter of protest filed June 6, 2018, from Connie Brooks to Brenda Hall, City Clerk
12. Letter of protest filed June 11, 2018, from Galyn and Mark Hembree to Norman Planning Commission Members
13. Letter of protest filed June 8, 2018, from Charles Booton to Norman Planning Commission Members
14. Letter of protest filed June 11, 2018, from J.D. Wells, Rachel Wells, and Nicole Johnson to Norman Planning Commission Members
15. Letter of protest filed June 8, 2018, from Mike and Jonna Buck to Norman Planning Commission Members
16. Letter of protest filed June 7, 2018, from Joe Townsend to Norman Planning Commission Members
17. Letter of protest filed June 4, 2018, from Brenda D. Toland and Teresa J. Morton to Norman Planning Commission Members
18. Letter of protest filed June 11, 2018, from Letitia Ness Brady to City of Norman Planning Commission
19. Letter of protest filed June 11, 2018, from Elissa Fox to Norman Planning Commission Members
20. Pertinent excerpts from Planning Commission minutes of June 14, 2018
21. Pertinent excerpts from City Council minutes of June 9, 2009
22. Agenda Page from the June 9, 2009, City Council Agenda for Contract K-0809-168
23. Memorandum dated June 4, 2009, from R. Blaine Nice, Assistant City Attorney, through Jeff H. Bryant, City Attorney, to the Honorable Mayor and Councilmembers
24. Contract K-0809-168, Agreement for Acquisition of Right-of-Way, Rock Creek Road Overpass Project, with S & S Family Properties, L.L.C., filed June 11, 2009, at Cleveland County Clerk's Office, with Exhibit "A", Parcel #1, Plot Plan; Parcel #1.1, Plot Plan, Temporary Easement E-0809-104; Owner's Reservations and Covenants filed June 11, 2009, at Cleveland County Clerk's Office; and Warranty Deed filed June 11, 2009, at Cleveland County Clerk's Office

and the question being upon the Introduction and adoption of Ordinance O-1718-53 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
NAYES:	None

The Mayor declared the motion carried and Ordinance O-1718-53 was Introduced, read, and adopted upon First Reading by title.

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Item 9, being:

CONSIDERATION OF ORDINANCE O-1819-4 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 13-108, FEE SCHEDULES FOR LICENSES AND PERMITS AND OCCUPATIONAL TAXES, IN ARTICLE I OF CHAPTER 13, AND AMENDING SECTIONS 13-2001 THROUGH 13-2009, ALL IN ARTICLE XX OF CHAPTER 13 TO ESTABLISH REGULATIONS FOR THE OPERATION OF NON-MOTORIZED TRANSPORTATION FOR HIRE OPERATIONS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Clark moved that Ordinance O-1819-4 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1819-4 dated July 3, 2018, by Brenda Hall, City Clerk
2. Ordinance O-1819-4
3. Legislatively notated copy of Ordinance O-1819-4
4. Pertinent excerpts from City Council Community Planning and Transportation Committee minutes of September 28, 2017

Item 9, continued:

and the question being upon the Introduction and adoption of Ordinance O-1819-4 upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Ordinance O-1819-4 was Introduced, read, and adopted upon First Reading by title.

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Item 10, being:

SUBMISSION OF THE NORMAN REGIONAL HEALTH SYSTEM 2019 BUDGET.

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

Items submitted for the record

- 1. Text File RPT-1819-1 dated June 27, 2018, by Brenda Hall, City Clerk
- 2. Norman Regional Health System FY 2019 Budget Presentation to City of Norman

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 11, being:

PRESENTATION OF THE ANNUAL REPORT OF THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN

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

Items submitted for the record

- 1. Text File RPT-1718-80 dated June 5, 2018, by Joyce Green, GIS Manager
- 2. Annual 2017 Status Report on Development and the Norman 2025 Plan

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 12, being:

CONSIDERATION OF PAYMENT OF FYE 2019 DUES ASSESSMENT IN THE AMOUNT OF \$65,000 TO THE OKLAHOMA MUNICIPAL LEAGUE FOR THE PERIOD OF JULY 1, 2018, THROUGH JUNE 30, 2019.

Councilmember Clark moved that payment of FYE 2019 dues assessment in the amount of \$65,000 to Oklahoma Municipal League for the period of July 1, 2018, through June 30, 2019, be approved, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File GID-1819-2 dated July 2, 2018, by Brenda Hall, City Clerk
- 2. Quote 031893 received June 29, 2018, from Oklahoma Municipal League in the amount of \$65,000

and the question being upon approving payment of FYE 2019 dues assessment in the amount of \$65,000 to Oklahoma Municipal League for the period of July 1, 2018, through June 30, 2019, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
NAYES:	None

The Mayor declared the motion carried and payment of FYE 2019 dues assessment in the amount of \$65,000 to Oklahoma Municipal League for the period of July 1, 2018, through June 30, 2019, was approved.

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Item 13, being:

CONSIDERATION AND AWARDDING OF BID 1718-64 FOR THE PURCHASE OF QUICK LIME FOR THE WATER TREATMENT PLANT.

Acting as the Norman Utilities Authority, Trustee Clark moved that all bids meeting specifications be accepted and the bid be awarded to US Lime Company – St. Clair in the amount of \$168 per ton as the lowest and best bidder meeting specifications, which motion was duly seconded by Trustee Holman;

Items submitted for the record

- 1. Text File BID-1718-64 dated July 2, 2018, by Geri Wellborn, Water Treatment Plant Superintendent
- 2. Bid tabulation dated May 24, 2018, for quick lime

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

YEAS:	Trustees Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Chairman Miller
NAYES:	None

The Chairman declared the motion carried and all bids meeting specifications accepted; and the bid was awarded to US Lime Company – St. Clair in the amount of \$168 per ton as the lowest and best bidder meeting specifications.

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Item 14, being:

EASEMENT E-1718-58: CONSIDERATION OF ACCEPTANCE OF A PERMANENT EASEMENT DONATED BY THE UNIVERSITY OF OKLAHOMA TO SERVE THE HIGHWAY 9 MULTIMODAL PATH PROJECT, PHASE 1, FROM 24TH AVENUE S.E. TO 36TH AVENUE SE. FOR FEDERAL-AID PROJECT STP-114E(258)EH, JOB PIECE 26879(04).

Councilmember Clark moved that Easement E-1718-58 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File E-1718-58 dated June 22, 2018, by Mike Rayburn, Capital Projects Engineer
- 2. Easement E-1718-58 with Exhibit "A", location map and legal description
- 3. Aerial location map
- 4. Detailed location maps

and the question being upon approving Easement E-1718-58 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Easement E-1718-58 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 15, being:

EASEMENT E-1718-61: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC UTILITY EASEMENT DONATED BY SOONER FASHION MALL, L.L.C., FOR LONGHORN STEAKHOUSE LOCATED AT 201 NORTH INTERSTATE DRIVE.

Councilmember Clark moved that Easement E-1718-61 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File E-1718-61 dated May 17, 2018, by Drew Norlin, Assistant Development Coordinator
- 2. Location map
- 3. Easement E-1718-61 with Exhibit "A", location map and legal description

and the question being upon approving Easement E-1718-61 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Easement E-1718-61 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 16, being:

EASEMENT E-1718-62: CONSIDERATION OF ACCEPTANCE OF A PERMANENT PUBLIC UTILITY EASEMENT DONATED BY SOONER FASHION MALL, L.L.C., FOR LONGHORN STEAKHOUSE LOCATED AT 210 NORTH INTERSTATE DRIVE.

Councilmember Clark moved that Easement E-1718-62 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File E-1718-62 dated May 17, 2018, by Drew Norlin, Assistant Development Coordinator
- 2. Location map
- 3. Easement E-1718-62 with Exhibit "A", location map and legal description

and the question being upon approving Easement E-1718-62 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Easement E-1718-62 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 17, being:

EASEMENT E-1718-63: CONSIDERATION OF ACCEPTANCE OF A PERMANENT SIDEWALK EASEMENT DONATED BY 24TH AVENUE APARTMENTS, L.L.C., FOR UNIVERSITY NORTH PARK SECTION XIV, LOT 1, BLOCK 1, A PLANNED UNIT DEVELOPMENT.

Councilmember Clark moved that Easement E-1718-63 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File E-1718-63 dated May 17, 2018, by Drew Norlin, Assistant Development Coordinator
- 2. Location map
- 3. Easement E-1718-63 with Exhibit A, Legal Description, and Attachment A-1, location map

and the question being upon approving Easement E-1718-63 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Easement E-1718-63 accepted; and the filing thereof with the Cleveland County Clerk was directed.

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Item 18, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$600 FROM NORTH SHORES ANIMAL LEAGUE AMERICA TO BE USED AT THE NORMAN ANIMAL WELFARE CENTER AND BUDGET APPROPRIATION.

Councilmember Clark moved that a donation in the amount of \$600 from North Shores Animal League America to be used at the City of Norman Animal Welfare Center be accepted, Miscellaneous Revenues/Contributions/Donations/Citizens (010-0000-365.13-72) be increased by \$600 and \$600 be appropriated to Animal Welfare Minor Equipment & Tools/Minor Office (010-6070-441.36-05), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File GID-1819-1 dated May 25, 2018, by Mark Bechtel, Animal Welfare Supervisor

and the question being upon accepting a donation in the amount of \$600 from North Shores Animal League America to be used at the City of Norman Animal Welfare Center and upon the subsequent increase and appropriation, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and a donation in the amount of \$600 from North Shores Animal League America to be used at the City of Norman Animal Welfare Center accepted; Miscellaneous Revenues/Contributions/Donations/Citizens (010-0000-365.13-72) was increased by \$600 and \$600 was appropriated to Animal Welfare Minor Equipment & Tools/Minor Office (010-6070-441.36-05).

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Item 19, being:

SPECIAL CLAIM SC-1819-1: SUBMITTED BY BILLY THOMAS IN THE AMOUNT OF \$2,202.02 FOR DAMAGE TO HIS VEHICLE AS A RESULT OF AN ACCIDENT WITH A PUBLIC WORKS DEPARTMENT VEHICLE AT THE INTERSECTION OF NORTH PORTER AVENUE AND EAST ROBINSON STREET.

Councilmember Clark moved that Special Claim SC-1819-1 be approved and payment in the amount of \$2,202.02 be directed contingent upon obtaining a Release and Covenant Not to Sue from Billy Thomas, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File SC-1819-1 dated June 25, 2018, by Jeanne Snider, Assistant City Attorney
- 2. Memorandum dated April 24, 2018, from Brenda Hall, City Clerk, to Shawn O’Leary, Director of Public Works, and Jeff Bryant, City Attorney
- 3. Special Claim SC-1819-1 filed April 24, 2018, by Billy Thomas or Skylar Thomas in the amount of \$2,202.02
- 4. Preliminary Estimate ID #3a5cd979 dated April 24, 2018, in the amount of \$2,202.02 from Norman Body works, Inc.
- 5. Official Oklahoma Traffic Collision Report Case 2018-00030398 dated April 23, 2018

and the question being upon approving Special Claim SC-1819-1 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Special Claim SC-1819-1 approved; and payment in the amount of \$2,202.02 was directed contingent upon obtaining a Release and Covenant Not to Sue from Billy Thomas.

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Item 20, being:

CONSIDERATION OF THE ACCEPTANCE OF CERTIFIED LOCAL GOVERNMENTS GRANT FUNDING IN THE AMOUNT OF \$11,250 TO BE USED FOR THE DEVELOPMENT AND SUPPORT OF LOCAL HISTORIC PROGRAMS, APPROVAL OF CONTRACT K-1819-18 WITH THE OKLAHOMA HISTORICAL SOCIETY, STATE HISTORIC PRESERVATION OFFICE AND BUDGET APPROPRIATION FROM THE SPECIAL GRANT FUND BALANCE.

Councilmember Clark moved that Certified Local Governments (CLG) grant funding in the amount of \$11,250 to be used for the development and support of local historic programs be accepted; Contract K-1819-18 with the Oklahoma Historical Society, State Historic Preservation Office (SHPO) be approved; the execution thereof be authorized; the Mayor be further authorized to sign any supplemental documentation related to the grant; and \$11,250 be appropriated from the Special Grant Fund Balance (022-0000-334.13-26) designating \$10,000 to Professional Services/Consultant/Other (022-4046-464.40-09); \$700 to Professional Services/Workshops and Seminars (022-4046-464.46-04); \$100 to Miscellaneous Services/Postage (022-4046-464.47-01); \$100 to Printing Services (022-4046-464.48-21) \$200 to General Supplies/Books, Reports, Manuals (022-4046-464.30-01); and \$150 to Membership Dues (022-4046-464.46-01), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1819-18 dated June 25, 2018, by Anais Starr, Historic Preservation Planner
2. Contract K-1819-18 with Attachment "A", Project Number 18-612, and Attachment "B", City of Norman Certified Local Governments Program 18-612

and the question being upon accepting CLG grant funding in the amount of \$11,250 to be used for the development and support of local historic programs and upon the subsequent approval, authorizations, and appropriations, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
NAYES:	None

The Chairman declared the motion carried and CLG grant funding in the amount of \$11,250 to be used for the development and support of local historic programs accepted; Contract K-1819-18 with the Oklahoma Historical Society, SHPO, was approved; the execution thereof was authorized; the Mayor was further authorized to sign any supplemental documentation related to the grant; and \$11,250 was appropriated from the Special Grant Fund Balance (022-0000-334.13-26) designating \$10,000 to Professional Services/Consultant/Other (022-4046-464.40-09); \$700 to Professional Services/Workshops and Seminars (022-4046-464.46-04); \$100 to Miscellaneous Services/Postage (022-4046-464.47-01); \$100 to Business Services/Printing, General (022-4046-464.41-30) \$200 to General Supplies/Books, Reports, Manuals (022-4046-464.30-01); and \$150 to Membership Dues (022-4046-464.46-01).

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Item 21, being:

ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$13,064 TO THE CITY OF NORMAN AND CLEVELAND COUNTY FROM THE UNITED STATES DEPARTMENT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE (DOJ/BJA) THROUGH THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM WITH NORMAN'S PORTION OF \$11,758 TO BE USED BY THE NORMAN POLICE DEPARTMENT FOR FORENSIC TRAINING (AND ASSOCIATED TRAVEL), APPROVAL OF CONTRACT K-1819-42, AND BUDGET APPROPRIATION FROM THE GRANT REVENUE ACCOUNT.

Councilmember Clark moved that a grant in the amount of \$13,064 from the United States Department of Justice/Bureau of Justice Assistance be accepted; Contract K-1819-42 be approved; the execution thereof be authorized; and, upon receipt of funds, JAG Grant Revenue (022-0000-331.13-33) be increased by \$13,064 and \$11,758 be appropriated to Project GP0031, JAG Grant 2017-DJ-BX-0809, Employee Training/Workshops and Seminars (022-6017-421.46-04) and \$1,306 to Project GP0031, JAG Grant 2017-DJ-BX-0809, Miscellaneous Services/Pass-Thru Refunds (022-6027-421.47-54) for distribution to Cleveland County, which motion was duly seconded by Councilmember Holman;

Item 21, continued:

Items submitted for the record

1. Text File K-1819-42 dated June 25, 2018, by Anais Starr, Historic Preservation Planner
2. Contract K-1819-42

and the question being upon accepting a grant in the amount of \$13,064 from the United States Department of Justice/Bureau of Justice Assistance and upon the subsequent approval, authorization, and appropriation, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Chairman declared the motion carried and \$13,064 from the United States Department of Justice/Bureau of Justice Assistance accepted; Contract K-1819-42 was approved; the execution thereof was authorized; and, upon receipt of funds, JAG Grant Revenue (022-0000-331.13-33) will be increased by \$13,064 and \$11,758 will be appropriated to Project GP0031, JAG Grant 2017-DJ-BX-0809, Employee Training/Workshops and Seminars (022-6017-421.46-04) and \$1,306 to Project GP0031, JAG Grant 2017-DJ-BX-0809, Miscellaneous Services/Pass-Thru Refunds (022-6027-421.47-54) for distribution to Cleveland County.

* * * * *

Item 22, being:

CHANGE ORDER NO. ONE TO CONTRACT K-1617-121: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND FOLEY COMPANY INCREASING THE CONTRACT AMOUNT BY \$207,727.96 FOR A REVISED CONTRACT AMOUNT OF \$30,197,892.96 AND ADDING 87 CALENDAR DAYS TO THE CONTRACT FOR THE WATER TREATMENT PLANT PHASE II IMPROVEMENTS.

Acting as the Norman Utilities Authority, Trustee Clark moved that Change Order No. One to Contract K-1617-121 with Foley Company increasing the contract amount by \$207,727.96 for a revised contract amount of \$30,197,892.96 and adding 87 calendar days to the contract be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1617-121, Change Order No. One, dated May 31, 2018, by Chris Mattingly, Capital Projects Engineer
2. Change Order No. One to Contract K-1617-121
3. Review of Potential Change Order Items dated May 29, 2018, from Amber Wooten, P.E., Project Manager, Carollo Engineers, Inc.

and the question being upon approving Change Order No. One to Contract K-1617-121 with Foley Company increasing the contract amount by \$207,727.96 for a revised contract amount of \$30,197,892.96 and adding 87 calendar days to the contract and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Trustees Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Chairman Miller

NAYES: None

The Chairman declared the motion carried and Change Order No. One to Contract K-1617-121 with Foley Company increasing the contract amount by \$207,727.96 for a revised contract amount of \$30,197,892.96 and adding 87 calendar days to the contract approved; and the execution thereof was authorized.

* * * * *

Item 23, being:

CHANGE ORDER NO. ONE TO CONTRACT K-1718-82: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PRECISION CONCRETE CUTTING OF OKLAHOMA, L.L.C., INCREASING THE CONTRACT AMOUNT BY \$7,853.13 FOR A REVISED CONTRACT AMOUNT OF \$141,159.13 FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CORE AREA SIDEWALK PROJECT, PHASE 2 AND FINAL ACCEPTANCE OF THE PROJECT.

Councilmember Clark moved that Change Order No. One to Contract K-1718-82 with Precision Concrete Cutting of Oklahoma, L.L.C., increasing the contract amount by \$7,853.13 for a revised contract amount of \$141,159.13 be approved, the execution thereof be authorized, the project be accepted, and final payment in the amount of \$10,884.23 be directed to Precision Concrete Cutting of Oklahoma, L.L.C., which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-82, Change Order No. One, dated June 22, 2018, by Lisa Krieg, CDBG Grants Planner
2. Location map
3. Change Order No. One to Contract K-1718-82

and the question being upon approving Change Order No. One to Contract K-1718-82 with Precision Concrete Cutting of Oklahoma, L.L.C., increasing the contract amount by \$7,853.13 for a revised contract amount of \$141,159.13 and upon the subsequent authorization, acceptance, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Change Order No. One to Contract K-1718-82 with Precision Concrete Cutting of Oklahoma, L.L.C., increasing the contract amount by \$7,853.13 for a revised contract amount of \$141,159.13 approved; the execution thereof was authorized, the project was accepted, and final payment in the amount of \$10,884.23 was directed to Precision Concrete Cutting of Oklahoma, L.L.C.

* * * * *

Item 24, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1718-83: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PRECISION CONCRETE CUTTING OF OKLAHOMA, L.L.C., FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) COLONIAL ESTATES HORIZONTAL SAW CUTTING PROJECT.

Councilmember Clark moved that the project be accepted and final payment in the amount of \$2,056.96 be directed to Precision Concrete Cutting of Oklahoma, L.L.C., which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-83, Final, dated June, 22, 2018, by Lisa Krieg, CDBG Grants Planner
2. Location map

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

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$2,056.96 be directed to Precision Concrete Cutting of Oklahoma, L.L.C.

* * * * *

Item 25, being:

CONTRACT K-1819-5: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY, THE OKLAHOMA WATER RESOURCES BOARD AND THE U.S. GEOLOGICAL SURVEY IN THE AMOUNT OF \$5,900 TO PROVIDE FOR CANADIAN RIVER WATER QUALITY AND WATER QUANTITY MONITORING FOR FISCAL YEAR 2019.

Acting as the Norman Utilities Authority, Trustee Clark moved that Contract K-1819-5 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of \$5,900 through June 30, 2019, be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Holman;

Items submitted for the record

- 1. Text File K-1819-5 dated May 29, 2018, by Mark Daniels, Utilities Engineer
- 2. Contract K-1819-5

and the question being upon approving Contract K-1819-5 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of \$5,900 through June 30, 2019, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Trustees Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Chairman Miller
NAYES:	None

The Chairman declared the motion carried and Contract K-1819-5 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of \$5,900 through June 30, 2019, approved; and the execution thereof was authorized.

* * * * *

Item 26, being:

CONTRACT K-1819-7: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE UNITED STATES DEPARTMENT OF AGRICULTURE, ANIMAL AND PLANT HEALTH INSPECTION SERVICES, WILDLIFE SERVICES IN THE AMOUNT OF \$12,500 FOR THE ANNUAL FINANCIAL/WORK PLAN FOR CONTROL OF AQUATIC RODENTS EFFECTIVE JULY 1, 2018, THROUGH JUNE 30, 2019.

Councilmember Clark moved that Contract K-1819-7 with the United States Department of Agriculture, Animal and Plant Health Inspection Services, Wildlife Services in the amount of \$12,500 effective July 1, 2018, through June 30, 2019, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File K-1819-7 dated April 10, 2017, by Carrie Evenson, Stormwater Engineer
- 2. Contract K-1819-7

Participants in discussion

- 1. Mr. Shawn O’Leary, Director of Public Works

and the question being upon approving Contract K-1819-7 with the United States Department of Agriculture, Animal and Plant Health Inspection Services, Wildlife Services in the amount of \$12,500 effective July 1, 2018, through June 30, 2019, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
NAYES:	None

The Mayor declared the motion carried and Contract K-1819-7 with the United States Department of Agriculture, Animal and Plant Health Inspection Services, Wildlife Services in the amount of \$12,500 effective July 1, 2018, through June 30, 2019, approved; and the execution thereof was authorized.

* * * * *

Item 27, being:

CONTRACT K-1819-17: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CAPITOL CLEANING TO PROVIDE CUSTODIAL SERVICES FOR THE NORMAN PUBLIC LIBRARY EAST.

Councilmember Clark moved that Contract K-1819-17 with Capitol Cleaning be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1819-17 dated July 2, 2018, by Brenda Hall, City Clerk
2. Contract K-1819-17 with Exhibit "A", proposal
3. Letter dated June 29, 2018, from Bob Linn, Owner, Executive Cleaning Specialists to Matthew Smith, Superintendent, Facility Maintenance
4. Proposal from Executive Cleaning Specialists dated June 29, 2018
5. Janitorial Service Proposal for Norman East Branch Library dated June 27, 2018, from Colby Burrell, Alliance Maintenance, Inc.
6. Certificate of Liability Insurance dated July 5, 2018, from Cole, Paine and Carlin Insurance for Capitol Cleaning Service

and the question being upon approving Contract K-1819-17 with Capitol Cleaning and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Contract K-1819-17 with Capitol Cleaning approved; and the execution thereof was authorized.

* * * * *

Item 28, being:

RESOLUTION R-1819-15: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ACKNOWLEDGING THE RECEIPT OF THE 2019 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.

Councilmember Clark moved that Resolution R-1819-15 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1819-15 dated July 5, 2018, by Kathryn Walker, Assistant City Attorney
2. Resolution R-1819-15
3. Assessment Roll
4. Assessment Plat

and the question being upon adopting Resolution R-1819-15, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Resolution R-1819-15 was adopted.

* * * * *

Item 29, being:

CONSIDERATION OF ORDINANCE O-1718-15 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE PLANNED UNIT DEVELOPMENT ESTABLISHED IN ORDINANCE NO. O-0203-2, AS AMENDED BY ORDINANCE O-0607-13, TO ALLOW DEVELOPMENT OF UP TO FIFTY (50) NET ACRES NORTH OF ROCK CREEK ROAD FOR COMMERCIAL USES, INCLUDING APPROXIMATELY 150,000 SQUARE FEET OF ENTERTAINMENT/RESTAURANT USES, FOR PROPERTY GENERALLY LOCATED NORTH OF ROBINSON STREET, SOUTH OF TECUMSEH ROAD, EAST OF I-35, AND WEST OF WESTHEIMER AIRPORT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (APPLICANT HAS REQUESTED POSTPONING ITEM UNTIL AUGUST 14, 2018)

Ordinance O-1718-15 having been Introduced and adopted upon First Reading by title in City Council's meeting of June 26, 2018, Councilmember Clark moved that Ordinance O-1718-15 be postponed until August 14, 2018, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1718-15 dated September 20, 2017, by Jane Hudson, Principal Planner
2. Email dated July 6, 2018, from Sean Paul Rieger, Rieger Law Group, P.L.L.C., to Brenda Hall; Mayor Lynne Miller; Jeff Bryant; and Steve Lewis
3. Ordinance O-1718-15
4. Amended and Restated University North Park PUD Development Plan Submitted for Adoption on June 26, 2018 with Exhibit A, 2006 Adopted Preliminary Plat; Exhibit B, Traffic Impact Analysis dated November 10, 2009; Exhibit C, Revised Preliminary Site Development Plan, Entertainment District Master Plan; Exhibit C-1, Revised Preliminary Site Development Plan; Exhibit D, Streetscape/Landscape/Greenway Plan dated August 14, 2006; Exhibit E, Drainage/Detention Plan; Exhibit F, University North Park (South Half) Master Signage Plan; Exhibit G and G-1, Legal Description, and University North Park Business Center, L.L.C., Purchase Tract (location map); and Exhibit H, 2015 PUD Amendment for Live Entertainment and Mixed Use
5. Ordinance O-1516-24, Uses Allowed by Amendment to the PUD, Legal Description with Exhibit 1, location map
6. Legal Description, Entertainment District, University North Park
7. Location map
8. Planning Commission Staff Report dated June 6, 2018, recommending approval with Attachment 1, Entertainment District Master Plan and Proposed Entertainment District
9. Predevelopment Summary Case PD 18-11 dated May 24, 2018, for University North Park, L.L.C., for property located north of Robinson Street and south of Tecumseh Road including both the west and east side of 24th Avenue N.W.
10. Pertinent excerpts from Planning Commission minutes of June 6, 2018

and the question being upon postponing Ordinance O-1718-15 until August 14, 2018, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and Ordinance O-1718-15 was postponed until August 14, 2018.

* * * * *

Item 30, being:

RESOLUTION R-1819-16: A RESOLUTION OF THE NORMAN TAX INCREMENT FINANCE AUTHORITY APPROPRIATING \$35,000 FROM ACCUMULATED UNIVERSITY NORTH PARK (UNP) TAX INCREMENT FINANCING DISTRICT (TIF) REVENUES FOR THE PURPOSE OF FUNDING AN ECONOMIC IMPACT ANALYSIS AND FISCAL IMPACT ANALYSIS TO BE PERFORMED BY HVS CONVENTION, SPORTS, & ENTERTAINMENT FACILITIES CONSULTING (“HVS”) AND AN ADDITIONAL \$25,000 FROM ACCUMULATED UNP TIF REVENUES FOR THE PURPOSE OF COMPENSATING HVS FOR WORK PERFORMED TO REVIEW VARIOUS REPORTS AND STUDIES REGARDING AN ENTERTAINMENT DISTRICT PROPOSAL AT THE UNP PROJECT, TOGETHER TOTALING \$60,000.

Acting as the Norman Tax Increment Finance Authority, Trustee Clark moved that Resolution R-1819-16 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1819-16 dated July 3, 2018, by Jeff H. Bryant, City Attorney
2. Letter dated June 28, 2018, from Thomas Hazinski, Managing Director, HVS Convention, Sports and Entertainment Facilities Consulting to Emily K. Pomeroy, Center for Economic Development Law
3. Economic and Fiscal Impact Analysis Proposal dated June 28, 2018, from HVS Convention, Sports and Entertainment
4. Resolution R-1819-16

Participants in discussion

1. Ms. Emily Pomeroy, Center for Economic Development Law
2. Mr. Jeff Bryant, City Attorney
3. Mr. Evan Dunn, Citizen Solutions, 1400 Garfield Avenue, made comments

Thereupon, Trustee Holman moved that Resolution R-1819-16 be amended by adding a \$5,000 payment for the assessment of impacts if the project occurs versus does not occur, which motion was duly seconded by Trustee Castleberry;

Participants in discussion

1. Ms. Emily Pomeroy, Center for Economic Development Law
2. Mr. Evan Dunn, Citizen Solutions, 1400 Garfield Avenue, asked questions
3. Mr. Mack Burke, *The Norman Transcript*, asked questions
4. Mr. Casey Holcomb, Ward Four, protestant
5. Ms. Mary Francis, 850C Cardinal Creek Condos, made comments
6. Mr. Jeff Bryant, City Attorney
7. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant

and the question being upon amending Resolution R-1819-16 by adding a \$5,000 payment for the assessment of impacts if the project occurs versus does not occur, a vote was taken with the following result:

YEAS:	Trustees Bierman, Castleberry, Clark, Holman, Chairman Miller
NAYES:	Trustees Carter, Hickman, Scott, and Wilson

The Mayor declared the motion carried and Resolution R-1819-16 was amended by adding a \$5,000 payment for the assessment of impacts if the project occurs versus does not occur.

and the question being upon adopting Resolution R-1819-16, as amended, vote was taken with the following result:

YEAS:	Trustees Castleberry, Clark, Holman, Chairman Miller
NAYES:	Trustees Bierman, Carter, Hickman, Scott, and Wilson

The Mayor declared the motion failed and Resolution R-1819-16 was not adopted.

* * * * *

Item 31, being:

CONSIDERATION OF ORDINANCE O-1718-54 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 2-103 OF CHAPTER 2 OF THE CODE OF THE CITY OF NORMAN BY REMOVING THE PROHIBITION AGAINST ELECTED CITY OFFICIALS ENDORSING OR OPPOSING OTHER CANDIDATES FOR OFFICE FROM THE CITY COUNCIL ETHICS ORDINANCE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1718-54 having been Introduced and adopted upon First Reading by title in City Council's meeting of June 26, 2018, Councilmember Holman moved that Ordinance O-1718-54 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File O-1718-54 dated June 11, 2018, by Kristina Bell
2. Ordinance O-1718-54
3. Legislatively notated copy of Ordinance O-1718-54
4. City Council Conference minutes of December 19, 2017
5. City Council Oversight Committee minutes of October 19 and September 21, 2017
6. City Council Study Session minutes of May 29, 2018

Participants in discussion

1. Ms. Kristina Bell, Assistant City Attorney
2. Mr. Casey Holcomb, Ward Four, asked questions
3. Mr. Jeff Bryant, City Attorney
4. Mr. Kevin Nelson, Ward One, proponent
5. Mr. Evan Dunn, Citizen Solutions, 1400 Garfield, proponent

and the question being upon adopting Ordinance O-1718-54 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	Councilmember Scott
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The Mayor declared the motion carried and Ordinance O-1718-54 was adopted upon Second Reading section by section.

Thereupon, Councilmember Castleberry moved that Ordinance O-1718-54 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Holman; and the question being upon adopting Ordinance O-1718-54 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	Councilmember Scott
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The Mayor declared the motion carried and Ordinance O-1718-54 was adopted upon Final Reading as a whole.

* * * * *

Item 32, being:

MISCELLANEOUS DISCUSSION

Social Media. Mr. Harold Heiple, 218 East Eufaula Avenue, said he had never been on social media and will never be on social media; but, late this afternoon he was told that there may be a war of words between two groups on social media and reported two members of his immediate family are in one of those groups. He said he is not here to advocate for either group and does not know or want to know the details. He said the two sisters who are longtime residents of Norman own a very small piece of property to be considered by Council in two weeks and asked Council to allow them to be free of any influence by the name of Heiple. He said for that reason, at 5:00 p.m., today, he called his clients and withdrew from the case immediately. He said the initial application has been changed in response to the protests at the Planning Commission and felt his actions will possibly allow them to get a fair hearing.

*

National Ice Cream Day. Mr. Rusty Rasmussen, Rusty's Frozen Custard, said Sunday, July 15th is National Ice Cream Day and his business, which is now located on the corner of East Main Street and Crawford Avenue, is celebrating that event with a Citywide celebration. He said there will be live music from 2:00 p.m. to 8:00 p.m. and Crawford Avenue will be closed to traffic. He said he had received all required permits from the City. He said the banana split eating contest will begin at 3:00 p.m. He displayed the winning trophy that had been with the winner, Councilmember Hickman, for the past two years and invited Councilmembers to come and dethrone the king. He said if anyone wants to use a surrogate, Councilmember Hickman's daughter beat his time last year which was one minute and five seconds. He said Mayor Miller is the guest judge this year and will be passing on the trophy to the winning Councilmember.

Councilmember Bierman said "Bring it On." She said she is taking that trophy home. She said she hopes all of Council shows up so she can beat all of them. She said it is a lot harder than one would think to gulp down a banana split.

Councilmember Scott said she also plans on going to the Banana Split Eating Contest and winning.

Councilmember Castleberry said he will be unable to attend but he is looking for a Ward Three competitor so Ward Three can bring home the trophy.

*

Ethics Violation. Mr. Casey Holcomb, Ward Four, asked if an ethics complaint could be read for the record right now in lieu of a formal written complaint. Mr. Jeff Bryant, City Attorney, said the preference would be to prepare a written complaint and turn it in to either the City Clerk or the City Attorney's Office.

*

HVS Study of University North Park. Mr. Evan Dunn, Citizen Solutions, 1400 Garfield Avenue, said he was glad the UNP budget appropriation did not pass. He said the City needs to figure out how to minimize fuel expenditures and wasteful spending.

Councilmember Clark said she is very frustrated about how the vote turned out to approve funding for the study because we are talking out of both sides of our mouth. She said Council asked for more information and postponed a vote and then Council gets a chance to get more information and turns it down. She said she will not have the information that she needs to make the best and most responsible decision on a vote for a community issue. She said it was Council's responsibility to get the information and the people that asked for more information, declined it. She said now the payment for the study will come out of the General Fund while City Staff has been asked to cut 11.4% of their budget and the City has a hiring freeze while Public Works has eight positions they need to fill. She said she hopes that Council can do a better job. She understood why Councilmembers Scott and Carter voted no because they were not on Council when the request for more information was made. She hopes Council can be more honest with one another so there will be productive conversations moving forward.

Miscellaneous Discussion, continued:

HVS Study of University North Park, continued. Councilmember Wilson said she had been very honest. She has pushed back on meetings that were private. She said the Study Session on July 17th will provide information on how to legally end a Tax Increment Finance District. She said she has respected the process all along the way but hopes she is teaching everyone how she wants to be treated as a Councilmember.

Councilmember Hickman said he voted against the study because of the process.

Councilmember Castleberry said he actually thought this was a very good meeting. He said each Councilmember showed their passion and that we can disagree with each other civilly. He said everyone had their reasons for either voting yes or no and he does not necessarily agree, but it is part of the process. He never had a problem with the meetings and if he thought there was a walking quorum, he would have walked out of the meeting. He said he was never asked how he was going to vote. He said these types of meetings were done during Stormwater Utility discussions and other items. He said these types of meetings are productive, especially when there are newer councilmembers. He said Council has a lot of different perspectives because they are a diverse group and talking with them in a small group teaches everyone a lot.

Councilmember Bierman said the emphasis should be on encouraging and generating public trust by displaying as much transparency and openness as possible. She said there is a trust deficit in this city and it is something that can only be addressed by working at it.

Mayor Miller said this past year she has learned so much about the economics and needs of our city. She said several months ago Council approved a Center City TIF, which was an economic piece to pull Campus Corner and Downtown together. She said Council was looking at a new University North Park TIF as an economic opportunity and were planning on looking at a strategic economic plan and the Kimley Horn Parking Project to help them make a decision. She said the HVS study would have answered some important economic questions not only for the north part but also the south part of the TIF.

*

Griffin Park. Mr. Scott Martin, Norman Chamber of Commerce, said his 11 year old son asked him to say thanks because he plays baseball and knows the City is closer to getting things worked out for the Griffin Park property to allow the baseball program to be moved to Reaves Park.

*

Thanks Again. Councilmember Scott said this was Councilmember Carter and her first official Council meeting and it had been surprising and fun.

Councilmember Holman welcomed both of them to Council. He said they got a little bit of a taste of what Council will be dealing with moving forward. He thinks this is a good group and can handle it.

Councilmember Hickman welcomed the new Councilmembers and said he was pleased to have them up at the dais and is looking forward to serving with them.

*

Ward 8 Meeting. Councilmember Scott said there would be a Ward 8 Meeting on Sunday, July 29th at a place to be determined. She said anyone watching from Ward 8 tonight, she was open for suggestions.

*

State Question 788. Councilmember Holman said after the new rules were passed today by the Oklahoma Department of Health regarding medical marijuana, he encouraged Council to consider a resolution in the next few weeks encouraging the State Legislature to honor the will of the voters who approved State Question 788. He said this State Question passed by a 71.5% vote in Norman and every single voting precinct in Norman approved it. He said Ward 7 had almost 3,000 voting in favor which was really eye opening. He said there are a lot of questions about the state law and it is not known what the city will regulate in the future. He said as the bill is written, the City will not receive any taxes from it but the City could be tasked with enforcing it. He said he felt it should be discussed in Council Retreat.

Miscellaneous Discussion, continued:

State Question 788, continued. Councilmember Hickman said he agreed with Councilmember Holman. He requested that this item be added to the next Community Planning and Transportation Agenda. He said it had already been on the agenda before it was passed and had been very informative and helpful. Now that it has passed, there should be a follow up discussion to see what role the City will play in the process.

*

City Golf Tournament. Councilmember Castleberry said no Councilmember showed up to challenge him at the City of Norman 4th of July Golf Tournament. He said the Westwood Invitational is a Statewide Golf Tournament that is a three day tournament and one of the only 54-hole golf tournaments in the state. He said it is very competitive and the tournament record was tied this year.

*

Norman Animal Welfare. Councilmember Bierman said Norman Animal Welfare does a fantastic job taking care of the animals. She said Staff and volunteers work incredibly hard. She said the Animal Welfare Center is waiving adoption fees through July 14th because there are a lot of animals that need homes. She said if anyone needs a cat or dog, please go and visit the Animal Welfare Center. All animals come after being checked by a Veterinarian, Spay/Neutered, and Micro-Chipped.

*

Stormwater Open Houses. Mayor Miller thanked the Stormwater Citizen's Committee members for holding three Stormwater Open Houses. She said Amanda Nairn, Co-Chair of the Committee has attended all of them along with City Staff including Carrie Evenson, Stormwater Program Manager. She said the meetings had been very positive and a lot of good questions have been asked.

*

Upcoming Events:

Sidewalk Sale. Mr. Scott Martin, Norman Chamber of Commerce, said from Thursday, July 19th through Saturday, July 21st, there will be a Citywide Sidewalk Sale. He said this is decades in the making and will be a fantastic opportunity for our fellow citizens to get out and support our local businesses. He said the sales will take place all across town, Brookhaven Village, Campus Corner, Downtown, East Side Business Association, Lindsey Street Merchants, Sooner Mall, the Main District, University Town Center and many more.

Norman Conquest. Councilmember Clark said the Norman Conquest will be happening this weekend which is a great community bike ride. She said this event has everything from a very family-friendly town tour to a 64 mile ride. She urged people to sign up. She said there is a free dinner at O'Connell's for all the participants on Friday and the ride starts out at the J.D. McCarty Center who will be the recipient of this fundraiser.

Second Friday Art Walk. Councilmember Hickman invited everyone to come to the Second Friday Art Walk on Friday the 13th in Downtown Norman. He said the Norman Depot will highlight Tim Kenney, a world renowned artist.

15th Annual Summer Breeze. Councilmember Hickman announced that Sunday, July 15th, is the 15th Annual Summer Breeze concert event. He said the Mulligan Brothers will be performing at Lions Park.

Movie at Toly Park. Councilmember Hickman said Toly Park located at 223 West Main Street is having an outdoor movie series and the movie, "A League of their Own" is the selection for Saturday, July 21st.

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Miscellaneous Discussion, continued:

CITY MANAGER'S REPORT

July Sales Tax Collections. July Sales Tax revenue was \$4,753,008 which is up \$133,969 or +2.90% from July 2017.

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NORMAN FORWARD Westwood Aquatic Center. Total attendance for the new Westwood Aquatic Center as of July 9th is 64,887. This is a 90% increase from 2016's total attendance of 34,100. There has been an increase in the water walkers program and toddlers program and the number of people taking swim lessons has doubled.

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12th Avenue Recreation Center. New playground equipment is being installed at 12th Avenue Recreation Center with anticipated completion in early August. This project is being funded through Room Tax.

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Emergency Communication System Update. This Public Safety Sales Tax Project is very important to our first responders and public safety officials. All six communication tower site locations have been secured and all of the tower construction has been completed and is awaiting equipment install. Tower equipment installation will be in the upcoming months. The switch over to the new radio system is anticipated to take place later this year.

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Norman Fire Department. The new squad truck paid for with Public Safety Sales Tax dollars is being manufactured in Wisconsin to be housed at Fire Station No. 7. This truck replaces a piece of equipment that has reached the end of its service life. This provides standard fire protection in its district and rescue support for other fire crews and residents. The squad truck will be in operation later this year.

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Stormwater Citizen Committee Open Houses. The Stormwater Citizen Committee has hosted a series of open houses to share information about a new stormwater proposal, answer questions, and gather feedback from residents. Open Houses were held on June 13, June 30, and July 9. There is an Open House scheduled on Wednesday, July 25th at Norman Public Library East, 3051 Alameda Street, from 3:30-5:30 p.m. Additional open houses possibly will be scheduled in the upcoming weeks.

Information Resources.

NORMAN FORWARD: www.normanok.gov/cm/norman-forward

Stormwater Utility: www.normanstormwater.com

City of Norman YouTube Channel: www.youtube.com/cityofnormanok

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Item 33, being:

ADJOURNMENT

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

YEAS:	Councilmembers Bierman, Castleberry, Carter, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the meeting was adjourned at 9:30 p.m.

ATTEST:

City Clerk

Mayor