

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

July 28, 2020

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 28th day of July, 2020, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Bierman, Foreman,
Hall, Holman, Peacock, Perry, Petrone,
Wilson, Mayor Clark

ABSENT: None

The Pledge of Allegiance was led by Mayor Clark.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF MARCH 3, 2020
CITY COUNCIL CONFERENCE MINUTES OF MARCH 10, 2020
CITY COUNCIL SPECIAL SESSION MINUTES OF JUNE 23, 2020
CITY COUNCIL MINUTES OF JUNE 23, 2020
NORMAN UTILITIES AUTHORITY MINUTES OF JUNE 23, 2020
NORMAN MUNICIPAL AUTHORITY MINUTES OF JUNE 23, 2020
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JUNE 23, 2020
CITY COUNCIL MINUTES OF JULY 7, 2020

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

Items submitted for the record

1. Text File GID-2021-8 dated July 24, 2020, by Brenda Hall, City Clerk
2. City Council Study Session minutes of March 3, 2020
3. City Council Conference minutes of March 10, 2020
4. City Council Special Session minutes of June 23, 2020
5. City Council minutes of June 23, 2020
6. Norman Utilities Authority minutes of June 23, 2020
7. Norman Municipal Authority minutes of June 23, 2020
8. Norman Tax Increment Finance Authority minutes of June 23, 2020
9. City Council minutes of July 7, 2020

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

YEAS: Councilmembers Bierman, Foreman,
Hall, Holman, Peacock, Perry, Petrone,
Wilson, Mayor Clark

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:

RESOLUTION R-2021-29: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, RECOGNIZING AND COMMEMORATING THE 30TH ANNIVERSARY OF THE AMERICANS WITH DISABILITIES ACT.

Councilmember Petrone moved that Resolution R-2021-29 be adopted; which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. Text File R-2021-29 dated July 24, 2020, by Brenda Hall, City Clerk
- 2. Resolution R-2021-29

and the question being upon adopting Resolution R-2021-29, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-2021-29 was adopted.

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Item 5, being:

CONSENT DOCKET

Councilmember Bierman moved that Item 6 through Item 14 excluding Item 13 which was withdrawn by staff be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Holman; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 14 excluding Item 13 which was withdrawn by staff, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Item 6 through Item 14 excluding Item 13 which was withdrawn by staff were placed on the consent docket by unanimous vote.

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Item 6A, being:

CONSIDERATION OF ORDINANCE O-2021-6 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADDING ARTICLE V CREATING THE POSITION OF MUNICIPAL AUDITOR TO BE APPOINTED AND REMOVED BY THE CITY COUNCIL, AND RENUMBERING ARTICLE DESIGNATIONS SET FORTH IN THE CHARTER AFTER ARTICLE V ACCORDINGLY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Holman moved that Ordinance O-2021-6 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. Text File O-2021-6 dated July 27, 2020, by Kathryn Walker, City Attorney
- 2. Ordinance O-2021-6
- 3. Legislatively notated copy of Ordinance O-2021-6

Item 6A, continued:

and the question being upon the Introduction and adoption of Ordinance O-2021-6 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-2021-6 was Introduced, read, and adopted upon First Reading by title.

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Item 6B, being:

CONSIDERATION OF ORDINANCE O-2021-7 UPON SECOND AND FINAL READING:
AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING THE CALLING AND HOLDING OF A SPECIAL ELECTION IN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, ON THE 3RD DAY OF NOVEMBER, 2020, FOR THE PURPOSE OF SUBMITTING TO THE REGISTERED VOTERS OF THE CITY OF NORMAN THE QUESTION OF APPROVING OR REJECTING ORDINANCE NO. O-2021-6, WHICH ORDINANCE PROPOSES TO ADD ARTICLE V CREATING THE POSITION OF MUNICIPAL AUDITOR TO BE APPOINTED AND REMOVED BY THE CITY COUNCIL, RENUMBER ARTICLE DESIGNATIONS SET FORTH IN THE CHARTER AFTER ARTICLE V ACCORDINGLY, AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Holman moved that Ordinance O-2021-7 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File O-2021-7 dated July 27, 2020, by Kathryn Walker, City Attorney
2. Ordinance O-2021-7

and the question being upon the Introduction and adoption of Ordinance O-2021-7 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-2021-7 was Introduced, read, and adopted upon First Reading by title.

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Item 6C, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENT AS FOLLOWS:

PUBLIC ART BOARD

TERM: 06-23-20 TO 06-23-23: LIZ BARFIELD, WARD 6

Councilmember Holman moved that the appointment be confirmed, which motion was duly seconded by Councilmember Bierman;

Item 6C, continued:

Items submitted for the record

1. Text File AP-2021-2 dated July 20, 2020, by Brenda Hall, City Clerk

and the question being confirming the appointment, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Foreman,
Hall, Holman, Peacock, Perry,
Petrone, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and the appointment was confirmed.

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Item 7, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF JUNE 30, 2020, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File RPT-2021-2 dated July 17, 2020, by Anthony Francisco, Finance Director
2. Finance Director's Investment Report of June 30, 2020

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, Foreman,
Hall, Holman, Peacock, Perry,
Petrone, Wilson, Mayor Clark

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 8, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF JUNE, 2020, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File RPT-2021-3 dated July 17, 2020, by Stacey Parker, Executive Assistant
2. Monthly Departmental Reports for the month of June, 2020

Item 8, continued:

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

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and receipt of the reports acknowledged; and the filing thereof was directed.

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Item 9, being:

SUBMISSION OF THE ANNUAL REPORT OF THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN.

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

Items submitted for the record

1. Text File RPT-2021-1 dated June 24, 2020, by Joyce Green, GIS Manager
2. Pertinent excerpts from Planning Commission minutes of July 9, 2020
3. City of Norman Annual 2019 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, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 10, being:

ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$5,000 FROM THE BLUEGREEN ALLIANCE FOUNDATION ON BEHALF OF HEALTHY BABIES BRIGHT FUTURES AND THE MAYORS INNOVATION PROJECT TO BE USED FOR A HEALTHY BABIES INITIATIVE “COMMUNITY ACCESS POP-UP SPOTS (CAPS)” IN CONJUNCTION WITH THE CLEVELAND COUNTY HEALTH DEPARTMENT AND OTHER COMMUNITY AGENCY PARTNERS, APPROVAL OF CONTRACT K-2021-32, AND BUDGET APPROPRIATION.

Councilmember Holman moved that a grant in the amount of \$5,000 from the Bluegreen Alliance Foundation on behalf of Healthy Babies Bright Futures and the Mayors Innovation Project to be used for a Healthy Babies Initiative “Community Access Pop-Up Spots (CAPS)” be accepted; Contract K-2021-32 be approved; the execution thereof be authorized; and upon receipt of the grant funds, Other Revenue-Private Grant (109-363377) be increased by \$5,000; and \$5,000 be appropriated to Miscellaneous Services – Private Grant (10110101-44742), which motion was duly seconded by Councilmember Bierman;

Item 10, continued:

Items submitted for the record

- 1. Text File K-2021-32 dated June 21, 2020, by Brenda Hall, City Clerk
- 2. Contract K-2021-32

and the question being upon accepting a grant in the amount of \$5,000 from the Bluegreen Alliance Foundation on behalf of Healthy Babies Bright Futures and the Mayors Innovation Project to be used for a Healthy Babies Initiative “Community Access Pop-Up Spots (CAPS)” and upon the subsequent authorization, increase, and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and a grant in the amount of \$5,000 from the Bluegreen Alliance Foundation on behalf of Healthy Babies Bright Futures and the Mayors Innovation Project to be used for a Healthy Babies Initiative “Community Access Pop-Up Spots (CAPS)” accepted; Contract K-2021-32 was approved; the execution thereof was authorized; and upon receipt of the grant funds, Other Revenue-Private Grant (109-363377) will be increased by \$5,000; and \$5,000 will be appropriated to Miscellaneous Services – Private Grant (10110101-44742).

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Item 11, being:

CONTRACT K-1920-139: A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE TRAE YOUNG FOUNDATION, INC., ESTABLISHING A MUTUAL COMMITMENT TO A LONG-TERM RELATIONSHIP IN FURTHERANCE OF INDOOR YOUTH SPORT ACTIVITIES IN NORMAN.

Councilmember Holman moved that Contract K-1920-139 with the Trae Young Foundation, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. Text File K-1920-139 dated June 18, 2020, by Kathryn Walker, City Attorney
- 2. Contract K-1920-139

and the question being upon approving Contract K-1920-139 with the Trae Young Foundation, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1920-139 with the Trae Young Foundation, Inc., approved, and the execution thereof was authorized.

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Item 12, being

CONTRACT K-2021-26: A PROJECT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) IN THE AMOUNT OF \$574,279 FOR FEDERAL-AID PROJECT STP-114E(300)EH, STATE JOB 28811(04), THE LEGACY TRAIL MULTI MODAL PATH EXTENSION PROJECT ALONG 24TH AVENUE N.W. AND 36TH AVENUE N.W., ADOPTION OF RESOLUTION R-2021-17, BUDGET APPROPRIATION FROM THE CAPITAL FUND BALANCE, AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Councilmember Holman moved that Contract K-2021-26 with the Oklahoma Department of Transportation in the amount of \$574,279 for the City’s share of the project be approved; Resolution R-2021-17 be adopted; the execution of the contract and resolution be authorized; and \$22,598 be appropriated from the Capital Fund Balance and \$191,781 be transferred from Project TR0055, Pavement Overlay Citywide (Lindsey Street, Constitution Street, and Imhoff Road), Construction, (50595511-46101) to Project TR0082, Legacy Trail Multi-Modal Path Extension, Construction (50596688-46101), which motion was duly seconded by Trustee Bierman;

Items submitted for the record

1. Text File K-2021-26 dated July 17, 2020, by Angelo Lombardo, Transportation Engineer
2. Contract K-2021-26 with ADA Exhibit, the Americans with Disabilities Act Non-Discrimination Clause
3. Resolution R-2021-17
4. Project Location Map

and the question being upon approving Contract K-2021-26 with the Oklahoma Department of Transportation in the amount of \$574,279 for the City’s share of the project and upon the subsequent authorization, appropriation, and transfer, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Chairman declared the motion carried and Contract K-2021-26 with the Oklahoma Department of Transportation in the amount of \$574,279 for the City’s share of the project approved; Resolution R-2021-17 was adopted; the execution of the contract and resolution was authorized; and \$22,598 was appropriated from the Capital Fund Balance and \$191,781 was transferred from Project TR0055, Pavement Overlay Citywide (Lindsey Street, Constitution Street, and Imhoff Road), Construction, (50595511-46101) to Project TR0082, Legacy Trail Multi-Modal Path Extension, Construction (50596688-46101).

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Item 13, being:

RESOLUTION R-2021-23: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$7,000 FROM STATE SEIZURE ACCOUNT TO FUND THE MONTHLY PAYMENT OF MOBILE PHONES TO BE USED BY THE SPECIAL INVESTIGATIONS SECTION INVESTIGATORS FOR FISCAL YEAR 2021.

This item was withdrawn by Staff.

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Item 14, being:

RESOLUTION R-2021-28: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY, MORE PARTICULARLY HEREINAFTER DESCRIBED, ALL WITHIN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, FOR THE PURPOSE OF THE PORTER AVENUE AND ACRES INTERSECTION BOND PROJECT IN THE CITY OF NORMAN; AND DECLARING THE NECESSITY FOR ACQUIRING SAID PROPERTY FOR ROADWAY PURPOSES, AND AUTHORIZING INITIATION OF EMINENT DOMAIN PROCEEDINGS FOR THAT PURPOSE.

Councilmember Holman moved that Resolution R-2021-28 be adopted, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. Text File R-2021-28 dated July 23, 2020, by Beth Muckala, Assistant City Attorney
- 2. Resolution R-2021-28 with Exhibit A, legal descriptions of parcels 1 through 10

and the question being upon adopting Resolution R-2021-28, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-2021-28 was adopted.

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Item 15, being:

RESOLUTION R-1920-117: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA DECLARING FINAL COSTS ASSOCIATED WITH RUBY GRANT WATER LINE PAYBACK PROJECT AND AUTHORIZING THE UTILITIES DIRECTOR, OR HIS DESIGNEE, TO RELEASE PROPERTIES AS ASSESSMENTS ARE PAID.

Councilmember Petrone moved that Resolution R-1920-117 be adopted, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

- 1. Text File R-1920-117 dated June 2, 2020, by Mark Daniels, Utilities Engineer
- 2. Resolution R-1920-117 with Exhibit "A" location map, and Exhibit "B", list of property owners

Participants in discussion

- 1. Mr. Nathan Madenwald, Capital Projects Engineer

and the question being upon adopting Resolution R-1920-117; a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1920-117 was adopted.

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Item 16, being:

CONSIDERATION OF ORDINANCE O-1920-55 UPON SECOND AND FINAL READING:
AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE PLANNED UNIT DEVELOPMENT ESTABLISHED IN ORDINANCE O-0203-2, AMENDED BY O-0506-9, REPLACED BY O-0607-13, AND AMENDED BY O-1415-45, O-1516-24, O-1819-12, AND O-1819-37, TO AMEND THE SETBACKS AND LANDSCAPING REQUIREMENTS TO ALLOW CONSTRUCTION OF AN OFFICE COMPLEX FOR A TRACT OF LAND LYING IN THE WEST HALF OF SECTION 13 AND THE EAST HALF OF SECTION 14, ALL IN TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (EAST SIDE OF 24TH AVENUE NW AND NORTH OF CORPORATE CENTER DRIVE)

Ordinance O-1920-55 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 14, 2020, Councilmember Holman moved that Ordinance O-1920-55 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report O-1920-55 dated June 1, 2020, by Janay Greenlee, Planner
2. Ordinance O-1920-55
3. Amendment and Restated University North Park PUD Development Plan, dated May 2020, with Exhibit "K-1", legal description, Exhibit "K-2", location map
4. Location map
5. Planning Commission Staff Report dated June 11, 2020, recommending approval
6. Aerial location map
7. Pertinent excerpts of Planning Commission minutes dated June 11, 2020

Participants in discussion

1. Mr. Terence Haynes, SMC Consulting Engineer, 815 West Main Street, Oklahoma City, engineer representing the applicant
2. Ms. Kathryn Walker, City Attorney

and the question being upon adopting Ordinance O-1920-55 on Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark

NAYES: Councilmember Bierman

The Mayor declared the motion carried and Ordinance O-1920-55 was adopted upon Second Reading section by section.

Thereupon, Councilmember Holman moved that Ordinance O-1920-55 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Petrone; and the question being upon adopting Ordinance O-1920-55, as amended, upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark

NAYES: Councilmember Bierman

The Mayor declared the motion carried and Ordinance O-1920-55 was adopted upon Final Reading as a whole.

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Item 17, being:

RESOLUTION R-1920-114: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN SO AS TO REMOVE A TRACT OF LAND LYING IN THE NORTHEAST QUARTER (NE/4) OF SECTION NINE (9), TOWNSHIP EIGHT (8) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE OFFICE DESIGNATION AND PLACE THE SAME IN THE MIXED USE DESIGNATION. (SOUTHWEST CORNER OF THE INTERSECTION OF STATE HIGHWAY 9 AND 24TH AVENUE S.E.)

Councilmember Holman moved that Resolution R-1920-114 be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File R-1920-114 dated June 1, 2020, by Jane Hudson, Director of Planning and Community Development
2. Resolution R-1920-114
3. Location map
4. Resolution R-1920-114
5. City of Norman Predevelopment Case PD20-12 dated April 23, 2020, for Norman Regional Hospital Authority for property located at the southwest corner of the intersection of Highway 9 and 24th Avenue S.E.
6. Pertinent excerpts from Planning Commission minutes of June 11, 2020

Participants in discussion

1. Mr. Sean Rieger, Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
2. Mr. Richie Splitt, President and Chief Executive Officer, Norman Regional Health System, applicant
3. Mr. Terrence Haynes, SMC Consulting Engineer, 815 West Main Street, Oklahoma City, engineer representing the applicant
4. Mr. Todd Butler, President, Traffic Engineering Consultants, In., 6000 South Western Avenue, Oklahoma City, traffic engineer representing the applicant
5. Mr. Shawn O’Leary, Director of Public Works
6. Mr. Jack Joiner, Project Manager, JHBR Architecture, 600 N.E. 4th Street, #200, Oklahoma City
7. Mr. Gunner Joyce, Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
8. Ms. Lora Hoggatt, Ward 5, made comments
9. Mr. Brandi Studley, Ward 1, proponent
10. Ms. Kim White, Ward 4, made comments
11. Ms. Angela Wacker, Ward 5, asked questions
12. Mr. Scott Martin, Ward 5, proponent

and the question being upon adopting Resolution R-1920-114 and upon the subsequent amendment; a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1920-114 was adopted.

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Item 18, being:

CONSIDERATION OF ORDINANCE O-1920-57 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE A TRACT OF LAND LYING IN THE NORTHEAST QUARTER OF SECTION NINE (9), TOWNSHIP EIGHT (8) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE O-1, OFFICE-INSTITUTIONAL DISTRICT, AND PLACE SAME IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (SOUTHWEST CORNER OF HIGHWAY 9 AND 24TH AVENUE S.E.)

Ordinance O-1920-57 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 14, 2020, Councilmember Holman moved that Ordinance O-1920-57 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report O-1920-57 dated June 1, 2020, by Jane Hudson, Director of Planning and Community Development
2. Ordinance O-1920-57
3. Location map
4. Application for Planned Unit Development, 2025 Amendment, and Preliminary Plat submitted May 4, 2020, and revised June 4, 2020, for Norman Regional Health System East Campus Addition, A Planned Unit Development prepared by Rieger Law Group, P.L.L.C., with Exhibit A, Legal Description of the Property; Exhibit B, Preliminary Site Development Plan; Exhibit C, Preliminary Plat; Exhibit D, Green Space and Open Space Exhibit; Exhibit E, Allowable Uses; and Exhibit F, Signage Package
5. Planning Commission Staff Report dated June 11, 2020, recommending approval
6. Protest Map containing 15.9% protest within notification area
7. Letter of protest received June 4, 2020, from Phyllis Villyard
8. Letter of protest received June 8, 2020, from June and Joe Keyes, Pebblebrook Homeowner
9. Letter of protest received June 8, 2020, from Wiley Robinson
10. Letter of protest received June 8, 2020, from Jason Mueller, St. James Park Homeowner
11. Letter of protest received June 8, 2020, from Paula D. Morton, Pebble Brook Homeowner
12. Letter of protest received June 8, 2020, from Tyler Oliphant, St. James Park Homeowner
13. Letter of protest received June 8, 2020, from Michael Jones, St. James Park Homeowner
14. Letter of protest received June 8, 2020, from Don Annesley, St. James Park Homeowner
15. Letter of protest received June 8, 2020, from Scott Humphreys, Brookfield Custom Homes, St. James Park Homeowner
16. Letter of protest received June 8, 2020, from Nichole Ransom, St. James Park Homeowner
17. Letter of protest received June 8, 2020, from James and Jacqueline Mogendi, St. James Park Homeowner
18. Letter of protest received June 8, 2020, from Bryan Kegans, St. James Park Homeowner
19. Letter of protest received June 8, 2020, from Jerome and Linda Nevels, St. James Park Homeowner
20. Letter of protest received June 8, 2020, from Nicole Cook, St. James Park Homeowner
21. Letter of protest received June 8, 2020, from Ali Farzaneh, Manager, Apple Construction, L.L.C.
22. Letter of protest received June 8, 2020, from Scott Humphreys, CMG Builders, St. James Park Homeowner

Item 18, continued:

Items submitted for the record, continued

23. Letter of protest received June 8, 2020, from Lawrence Wayland Switzer, St. James Park Homeowner
24. Letter of protest received June 8, 2020, from Chris and Lora Hoggatt, to City of Norman Planning Commission
25. Letter of protest received June 8, 2020, from Chris Hoggatt, St. James Park Homeowner
26. Letter of protest received June 8, 2020, from Eric Simpson, St. James Park Homeowner
27. Letter of protest received June 8, 2020, from Terry Dillingham, St. James Park Homeowner
28. Letter of protest received June 8, 2020, from Mark Duncan, St. James Park Homeowner
29. Letter of protest received June 8, 2020, from Keera Perkins, St. James Park Homeowner
30. Letter of protest received June 8, 2020, from Jay Cervi, St. James Park, L.L.C., with attached list of lots in St. James Park, Section 6, and St. James Park, Section 5, owned by St. James Park, L.L.C.
31. Letter of protest received June 8, 2020, from David L. Lewis, Pebble Brook Homeowner
32. Letter of protest received June 5, 2020, from Sheri J. Childress, Pebble Brook Homeowner
33. Letter of protest received June 4, 2020, from Patricia Chojnicki, St. James Park Homeowner, to City of Norman Planning Commission
34. Letter of protest received June 4, 2020, from Edmund Chojnicki. James Park Homeowner
35. Letter of protest received June 8, 2020, from Christopher Becher, St James Park Homeowner
36. Letter of protest received June 8, 2020, from Matt Mungle, St. James Park Homeowner
37. Letter of protest received June 8, 2020, from Josh Craig, St. James Park Homeowner
38. Letter of protest received June 8, 2020, from Alan Cheshier, St. James Park Homeowner
39. Letter of protest received June 8, 2020, from Jason Wisdom, St. James Park Homeowner
40. Letter of protest received June 8, 2020, from Bradley K. Stanton, St. James Park Homeowner
41. Letter of protest received June 8, 2020, from Nikki Methouse, St. James Park Homeowner
42. Letter of protest received June 8, 2020, from Jacob Hunt, St. James Park Homeowner
43. Letter of protest received June 8, 2020, from Tom Musgrave, St. James Park Homeowner
44. Pertinent excerpts of Planning Commission dated June 11, 2020

Participants in discussion

1. Mr. Sean Rieger, Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
2. Mr. Jack Joiner, Project Manager, JHBR Architecture, 600 N.E. 4th Street, #200, Oklahoma City
3. Mr. Richie Splitt, President and Chief Executive Officer, Norman Regional Health System, applicant

Thereupon, Councilmember Holman moved that the Planned Unit Development for Ordinance O-1920-57 be amended to read as follows:

* * *

Item 18, continued:

III. DEVELOPMENT PLAN AND DESIGN CONCEPT

* * *

A. Uses Permitted:

* * *

“Residential” shall allow for senior living facilities, including but not limited to senior independent living, assisted living, and memory care facilities, as well as other uses allowable as a matter of right in the City of Norman’s current RM-6, Medium Density Apartment Zoning District, provided any residential units constructed do not exceed three (3) bedrooms, including any such additional uses that may be added to said zoning district from time to time.

* * *

which motion was duly seconded by Councilmember Bierman; and the question being upon amending Ordinance O-1920-57 as stated above, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Ordinance O-1920-57 was amended as stated above.

Thereupon, Councilmember Bierman moved that Ordinance O-1920-57, as amended, be further amended to read as follows:

* * *

III. DEVELOPMENT PLAN AND DESIGN CONCEPT

* * *

A. Uses Permitted:

The Property shall contain the following allowable uses:

- Medical - (non-FSED) a minimum of 30% of the remaining up to 50% of the entire Property
- Commercial – up to ~~70%~~ 40% of the ~~entire~~ remaining Property
- Residential – up to 30% of the ~~entire~~ remaining property

* * *

which motion was duly seconded by Councilmember Wilson;

Participants in discussion

1. Mr. Sean Rieger, Rieger Law Group, 136 Thompson Drive, attorney representing the applicant

Item 18, continued:

and the question being upon amending Ordinance O-1920-57, as amended, as stated above, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Ordinance O-1920-57, as amended, was further amended as stated above.

and the question being upon adopting Ordinance O-1920-57, as amended, on Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Ordinance O-1920-57, as amended, was adopted upon Second Reading section by section.

Thereupon, Councilmember Peacock moved that Ordinance O-1920-57, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Wilson; and the question being upon adopting Ordinance O-1920-57, as amended, upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Ordinance O-1920-57, as amended, was adopted upon Final Reading as a whole.

* * * * *

Item 19, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR NORMAN REGIONAL HEALTH SYSTEM EAST CAMPUS ADDITION, A PLANNED UNIT DEVELOPMENT. (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF STATE HIGHWAY 9 AND 24TH AVENUE S.E.)

Councilmember Foreman moved that the preliminary plat for Norman Regional Health System East Campus Addition, a Planned Unit Development, be approved, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report PP-1920-15 dated June 1, 2020, by Ken Danner, Subdivision Development Manager
2. Traffic impacts
3. Location map
4. Preliminary plat
5. Master Development Site Plan
6. Planning Commission Staff Report dated June 11, 2020, recommending approval
7. Pertinent excerpts from Planning Commission minutes of June 11, 2020

Item 19, continued:

and the question being upon approving the preliminary plat for Norman Regional Health System East Campus Addition, a Planned Unit Development, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
NAYES:	None

The Mayor declared the motion carried and the preliminary plat for Norman Regional Health System East Campus Addition, a Planned Unit Development, was approved.

* * * * *

Item 20, being:

CONSIDERATION OF ORDINANCE O-1920-61 UPON SECOND AND FINAL READING:
 AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR “ONE AND ONLY ONE OF THE SPECIFIC USES PERMITTED IN THE M-1, RESTRICTED INDUSTRIAL DISTRICT ...”, SPECIFICALLY “(G) MEDICAL MARIJUANA PROCESSOR (ANY TIER, EXCEPT THAT TIER I AND TIER II WILL NOT BE ALLOWED TO HAVE ON-SITE SALES), AS ALLOWED BY STATE LAW” IN THE A-2, RURAL AGRICULTURAL DISTRICT FOR PART OF THE NORTHEAST QUARTER OF SECTION ELEVEN (11), TOWNSHIP NINE (9) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (4520 EAST FRANKLIN ROAD)

Ordinance O-1920-61 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 14, 2020, Councilmember Wilson moved that Ordinance O-1920-55 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Foreman;

Items submitted for the record

1. City Council Staff Report O-1920-61 dated June 1, 2020, by Lora Hoggatt, Planner
2. Ordinance O-1920-61 Exhibit A, Site Plan
3. Letter dated June 11, 2020, from Gunner B. Joyce, Attorney at Law, The Review Law Group, P.L.L.C., to City of Norman Planning Department
4. Location map
5. Planning Commission Staff Report dated June 11, 2020
6. Site plan
7. City of Norman Predevelopment Case PD20-14 dated May 28, 2020, from Jordan Fayak for property located at 4520 East Franklin Road
8. Protest map containing 14.1% protest within notification area
9. Letter of protest received June 8, 2020, from Ellen Patricia and Chase F. Hackler to Norman Planning Commission
10. Letter of protest received June 8, 2020, from Tom and Sharon Myers to Norman Planning Commission
11. Letter of protest received May 28, 2020, from Jim Hamilton to City of Norman Department of Planning and Community Development
12. Letter of protest received May 21, 2020, from Carlene Parker to Whom It May Concern with attached letter from applicant and notice of Pre-Development Information Meeting
13. Letter of protest received June 11, 2020, from Jim and Donna Hamilton to City of Norman Planning and Community Development
14. Pertinent excerpts of Planning Commission dated June 11, 2020

Participants in discussion

1. Mr. Gunner Joyce, Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
2. Mr. Justin Williams, Overman Legal Group, 809 N.W. 36th Street, Oklahoma City, made comments
3. Ms. Jane Hudson, Director of Planning and Community Development
4. Mr. Jordan Fayak, 4520 East Franklin Road, applicant
5. Ms. Beth Muckala, Assistant City Attorney

and the question being upon adopting Ordinance O-1920-61 on Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Holman, Peacock, Petrone, Wilson, Mayor Clark
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NAYES:	Councilmembers Hall and Perry
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The Mayor declared the motion carried and Ordinance O-1920-61 was adopted upon Second Reading section by section.

Thereupon, Councilmember Foreman moved that Ordinance O-1920-61 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Wilson; and the question being upon adopting Ordinance O-1920-61 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Bierman, Foreman, Holman, Peacock, Petrone, Wilson, Mayor Clark
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NAYES:	Councilmembers Hall and Perry
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The Mayor declared the motion carried and Ordinance O-1920-61 was adopted upon Final Reading as a whole.

* * * * *

Item 21, being:

CONSIDERATION OF ORDINANCE O-1920-56 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADDING SECTION 13-108(U) SHORT TERM RENTAL FEE; ADDING ARTICLE XXXV SHORT TERM RENTALS, SECTIONS 13-3500 THROUGH 13-3508; ADDING PURPOSE, GENERAL CONDITIONS, LICENSE APPLICATION REQUIREMENTS, ISSUANCE OF LICENSE REQUIREMENTS, COVENANTS; DEED RESTRICTIONS; OVERLAY REQUIREMENTS, FEES, REQUIRED INFORMATION TO BE POSTED AND PROVIDED TO GUESTS, LICENSE RENEWAL, LICENSE DENIAL, SUSPENSION OR REVOCATION; AMENDING THE FOLLOWING SECTIONS IN ARTICLE XIV OF CHAPTER 22 (ZONING ORDINANCE), 420.1 (A-1, GENERAL AGRICULTURAL DISTRICT), 420.2 (A-2, RURAL AGRICULTURAL DISTRICT), 420.3 (RE, RESIDENTIAL ESTATE DWELLING DISTRICT), 421.1 (R-1, SINGLE-FAMILY DWELLING DISTRICT), 422.2 (RM-4, MOBILE HOME PARK DISTRICT), 422.9 (O-1, OFFICE-INSTITUTIONAL DISTRICT), 423.1 (CO, SUBURBAN OFFICE COMMERCIAL DISTRICT), 424.2 (TC, TOURIST COMMERCIAL DISTRICT), 429, (MUD, MIXED USE DEVELOPMENT DISTRICT); ADDING SECTION 431.11, SHORT-TERM RENTALS; AND AMENDING SECTION 450 (DEFINITIONS) ALL IN ORDER TO UPDATE CITY CODE LICENSING PROVISIONS AND THE ZONING ORDINANCE TO ALLOW FOR SHORT TERM RENTALS, AND TO ADD DEFINITIONS AND OTHER RELATED PROVISIONS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1920-56 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 14, 2020, Councilmember Petrone moved that Ordinance O-1920-56 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Wilson;

Item 21, continued:

Items submitted for the record

1. City Council Staff Report O-1920-56 dated April 21, 2020, by Jane Hudson, Director of Planning and Community Development
2. Ordinance O-1920-56
3. Legislatively notated copy of Ordinance O-1920-56
4. Planning Commission Staff Report dated May 14, 2020, recommending approval
5. First Amendment to Host Compliance Monitoring and Associated Services Agreement signed April 3, 2020, for the term of March 25, 2020, through March 24, 2021
6. Pertinent excerpts of Planning Commission minutes of May 14, 2020

Participants in discussion

1. Ms. Jeanne Snider, Assistant City Attorney
2. Mr. Mark Campbell, Ward 6, made comments
3. Mr. Patrick Shrunk, Ward 6, asked questions
4. Ms. Lindsey Gibson, Ward 2, proponent
5. Mr. Art Shiffle, Ward 1, asked questions
6. Mr. Ryan Houser asked questions
7. Ms. Jane Hudson, Director of Planning and Community Development
8. Mr. Anthony Francisco, Finance Director
9. Mr. Rick Trepagnier, Ward 8, made comments
10. Ms. Kamala Jolly Stewart, Ward 4, asked questions
11. Mr. Paul Foster, Ward 3, protestant
12. Ms. Kathryn Walker, City Attorney
13. Ms. Kim White, Ward 4, made comments
14. Mr. John Felkner, protestant

and the question being upon adopting Ordinance O-1920-56 on Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1920-56 was adopted upon Second Reading section by section.

Thereupon, Councilmember Petrone moved that Ordinance O-1920-56 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Holman; and the question being upon adopting Ordinance O-1920-56 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Perry, Petrone, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1920-56 was adopted upon Final Reading as a whole.

* * * * *

Item 22, being:

MISCELLANEOUS DISCUSSION

Human Trafficking. Mr. Mark Campbell voiced concerns about Short Term Rentals being used by human traffickers because Norman is located on an International Highway and has nearby casinos and there are a lot of football game days. He said there is already a Short Term Rental in Norman that is being investigated by the Federal Bureau of Investigation. He said people renting short term rentals can have parties all night long and the people who reside by them have no rights.

*

Comments from Brandi Studley. Councilmember Bierman read comments from Brandi Studley, Ward 1, who thanked Councilmember Wilson for her service. Ms. Studley thanked Council for listening to their community and looking at alternatives for helping the community. She said she is disgusted that Council is having to deal with hate and lies by a group that includes the Fraternal Order of Police.

Councilmember Wilson thanked Brandi for her kind words.

*

Virtual Ward 1 Meeting. Councilmember Bierman said she is planning a Virtual Ward Meeting within the next four weeks to talk about the election on August 25th. She urged residents to read the information about the bond issue.

*

Thanks to Constituents. Councilmember Petrone said she had received many kind messages from her constituents and thanked them.

Councilmember Holman said he had also been contacted by several people in his ward and was very appreciative.

*

Town Hall for Ward 3. Councilmember Petrone said she is working on a Town Hall meeting for Ward 3.

*

Thanks to Young Family. Councilmember Hall thanked the Young Family for their generous donation and their commitment to scholarships to allow more children the opportunity to participate in youth sports.

*

Register to Vote. Councilmember Hall said the last day to register to vote is Friday, July 31st. She said the deadline to request absentee ballots for the August 25th election is Tuesday, August 18th at 5:00 p.m.

*

Ward 4 Communication. Councilmember Hall said she is trying to find ways to communicate with Ward 4 in a broader fashion. She said she really misses seeing all of them in person.

*

Resignation of Councilmember Wilson. Councilmember Wilson said kind words are important. She announced to those who might not know that August 11th is her last Council meeting. She has resigned because she has sold her house in Ward 5 and is moving to Ward 4. She said all of this is because of COVID-19 and her businesses are suffering.

*

Miscellaneous Discussion, continued:

Sutton Wilderness Cleanup. Councilmember Foreman said she and Councilmember Peacock were asked by the Parks Superintendent to help with a Sutton Wilderness Cleanup Event on Saturday, August 8th from 8-10 a.m. She encouraged everyone to join them.

*

Community Planning and Transportation (CPT) Meeting. Councilmember Holman said there will be a CPT Virtual Meeting on Thursday, July 29th, at 4:00 p.m. He said the topics will be Cottonwood Trees that are impacting some residents and working on ways to allows restaurants to use parking spaces as outdoor seating for restaurants to allow for social distancing.

*

Ward 7 Virtual Meeting. Councilmember Holman said he is looking to have a Ward 7 meeting to discuss the upcoming bond issue. He said he would like to have it outdoors, maybe at Reaves Park.

*

Pioneer Library Systems. Mayor Clark said she is doing “Book Club with the Mayor” through Pioneer Library Systems. She said it will be a virtual format.

*

Vote 16 Project. Mayor Clark said she is always impressed with the intelligent young people in the community. She said she will be interviewing a young man on Instagram Live on Wednesday, July 29th at 3:00 p.m. to discuss allowing 16 year olds to vote. She said he will also be partnered with the League of Women Voters on Sunday, August 2nd, on Social Media. She said Councilmember Bierman will address the issue at the upcoming Oversight Meeting. She clarified that this proposal would have to go to the Charter Review Commission and voted on by the people.

* * * * *

Item 23, being:

ADJOURNMENT

The meeting was adjourned at 12:53 a.m.

ATTEST:

City Clerk

Mayor