

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

September 12, 2017

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 12th day of September, 2017, 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 Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, 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 SPECIAL SESSION MINUTES OF JUNE 27, 2017  
CITY COUNCIL SPECIAL SESSION MINUTES OF AUGUST 22, 2017  
CITY COUNCIL MINUTES OF AUGUST 22, 2017  
NORMAN UTILITIES AUTHORITY MINUTES OF AUGUST 22, 2017  
NORMAN MUNICIPAL AUTHORITY MINUTES OF AUGUST 22, 2017  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF AUGUST 22, 2017

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

- Items submitted for the record
1. Text File GID-1718-11 dated September 6, 2017, by Brenda Hall, City Clerk
  2. City Council Special Session minutes of June 27, 2017
  3. City Council Special Session minutes of August 22, 2017
  4. City Council Minutes of August 22, 2017
  5. Norman Utilities Authority minutes of August 22, 2017
  6. Norman Municipal Authority minutes of August 22, 2017
  7. Norman Tax Increment Finance Authority minutes of August 22, 2017

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

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, 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-1617-2: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SEPTEMBER 15 THROUGH OCTOBER 15, 2017, AS HISPANIC HERITAGE MONTH IN THE CITY OF NORMAN.

Councilmember Hickman moved that receipt of Proclamation P-1718-4 proclaiming September 15 through October 15, 2017, as Hispanic Heritage Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File P-1718-4 dated August 29, 2017
2. Proclamation P-1718-4

Participants in discussion

1. Ms. Gabi Rios, member of the University of Oklahoma Hispanic Student Association, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1718-4 proclaiming September 15 through October 15, 2017, as Hispanic Heritage Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation P-1718-4 proclaiming September 15 through October 15, 2017, as Hispanic Heritage Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

PROCLAMATION P-1718-5: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING FRIDAY, SEPTEMBER 22, 2017, AS AMERICAN BUSINESS WOMEN'S DAY IN THE CITY OF NORMAN.

Councilmember Holman moved that receipt of Proclamation P-1718-5 proclaiming Friday, September 22, 2017, as American Business Women's Day 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-1718-5 dated August 31, 2017
2. Proclamation P-1718-5

Participants in discussion

1. Ms. Stephany Haxel, President of the Norman Chapter of American Business Women's Association, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1718-5 proclaiming Friday, September 22, 2017, as American Business Women's Day in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation P-1718-5 proclaiming Friday, September 22, 2017, as American Business Women's Day in the City of Norman acknowledged; and the filing thereof was directed.

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Item 6, being:

CONSENT DOCKET

Councilmember Holman moved that Item 7 through Item 40 excluding Item 22 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Clark; and the question being upon the placement on the consent docket by unanimous vote of Item 7 through Item 40 excluding Item 22, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
NAYES:	None

The Mayor declared the motion carried and Item 7 through Item 40 excluding Item 22 were placed on the consent docket by unanimous vote.

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Item 7, being:

CONSIDERATION OF ORDINANCE O-1718-10 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 21-201 OF CHAPTER 21 OF THE CODE OF THE CITY OF NORMAN TO REINSTATE YEAR-ROUND WEEKLY PICKUP OF YARD WASTE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Wilson moved that Ordinance O-1718-10 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-1718-10 dated August 30, 2017, by Ken Komiske, Director of Utilities
2. Ordinance O-1718-10
3. Legislatively notated copy of Ordinance O-1718-10

and the question being upon the Introduction and adoption of Ordinance O-1718-10 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
NAYES:	None

The Mayor declared the motion carried and Ordinance O-1718-10 was Introduced, read, and adopted upon First Reading by title.

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Item 8, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

BOARD OF ADJUSTMENT

TERM: 09-12-17 TO 12-22-18: MIKE THOMPSON, WARD 6

NORMAN REGIONAL HOSPITAL AUTHORITY

TERM: 09-12-17 TO 10-31-18: DR. DIANNE CHAMBERS, WARD 3

TERM: 09-12-17 TO 10-31-17: JEFF KIMPEL, WARD 5

Councilmember Wilson moved that the appointments be confirmed, which motion was duly seconded by Councilmember Holman;

Item 8, continued:

Items submitted for the record

1. Text File AP-1718-8 dated August 29, 2017, by Brenda Hall, City Clerk

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

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the appointments were confirmed.

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Item 9, being:

CONSIDERATION OF PAYMENT OF FYE 2018 DUES ASSESSMENT IN THE AMOUNT OF \$62,593 TO THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) FOR THE PERIOD OF JULY 1, 2016, THROUGH JUNE 30, 2017.

Councilmember Wilson moved that payment of FYE 2018 dues assessment in the amount of \$62,593 to the Association of Central Oklahoma Governments through June 30, 2018, be approved, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File GID-1718-5 dated September 6, 2017, by Brenda Hall, City Clerk
2. Invoice 7091 dated July 5, 2017, in the amount of \$62,593 from the Association of Central Oklahoma Governments
3. Letter dated August 24, 2017, from John G. Johnson, Executive Director, Association of Central Oklahoma Governments, to Mr. Steve Lewis, City Manager

and the question being upon approving payment of FYE 2018 dues assessment in the amount of \$62,593 to the Association of Central Oklahoma Governments through June 30, 2018, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and payment of FYE 2018 dues assessment in the amount of \$62,593 to the Association of Central Oklahoma Governments through June 30, 2018, was approved.

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Item 10, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE CITY MANAGER'S CHANGE ORDER REPORT AND DIRECTING THE FILING THEREOF.

Councilmember Wilson 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-1718-16 dated August 31, 2017, by Brenda Hall, City Clerk
2. Memorandum dated August 9, 2017, from Terry Floyd, Development Coordinator, to Steve Lewis, City Manager
3. Change Order No. One to Contract K-1617-83
4. Change Order Request dated June 28, 2017, in the amount of \$5,208 from Flintco Constructive Solutions to Terry Floyd, Norman Municipal Authority
5. Photographs of rain gauge
6. Memorandum dated July 17, 2017, from Terry Floyd, Development Coordinator, to Steve Lewis, City Manager
7. Change Order No. One to Contract K-1617-68

Item 10, continued:

Items submitted for the record, continued

8. Memorandum dated August 22, 2017, from Terry Floyd, Development Coordinator, to Steve Lewis, City Manager
9. Memorandum dated August 22, 2017, from Kyle Lombardo, ADG, PC, to Terry Floyd
10. Memorandum of Explanations dated August 10, 2017, from Thomas Haller, MSR
11. Change Order No. Two to Contract K-1617-68
12. Memorandum dated August 11, 2017, from Terry Floyd, Development Coordinator, to Steve Lewis, City Manager
13. Change Order No. Three to Contract K-1617-56

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 Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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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 11, being:

SUBMISSION OF A FINAL REPORT FROM THE NORMAN ELECTION COMMISSION FOR THE 2017 CITY COUNCIL ELECTION CYCLE.

Councilmember Wilson 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-1718-13 dated August 21, 2017, by Brenda Hall, City Clerk
2. Final Report of the Norman Election Commission 2017 Municipal Cycle dated September 12, 2017, with Attachment A, Norman Election Commission minutes of February 7, April 3, May 8, and August 7, 2017; Attachment B, City Council Candidate Orientation PowerPoint Presentation dated January 17, 2017, presented by the Norman Election Commission entitled "City Council Candidate Orientation; and City Council Candidate Manual

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 Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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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 12, being:

CONSIDERATION OF A FINAL PLAT FOR STONE LAKE ADDITION, DEFERRAL OF PAVING AND DRAINAGE IMPROVEMENTS FOR EAST LINDSEY STREET; AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ON THE SOUTH SIDE OF EAST LINDSEY STREET APPROXIMATELY ONE-HALF MILE EAST OF 24TH AVENUE S.E.)

Councilmember Wilson moved that the final plat for Stone Lake Addition and deferral of paving and drainage improvements in connection with East Lindsey Street be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements and receipt of a Certificate of Deposit in the amount of \$2,147.35 for deferral of paving and drainage improvements in connection with Lindsey Street within ten days after approval; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1718-4 dated August 7, 2017, by Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Revised preliminary plat
5. Development Committee Staff Report dated August 8, 2017, recommending approval
6. Application for Development Committee Action dated April 19, 2017, from Shay Development for the final plat of Stone Lake Addition

and the question being upon approving the final plat for Stone Lake Addition and deferral of paving and drainage improvements in connection with East Lindsey Street and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and the final plat for Stone Lake Addition and deferral of paving and drainage improvements in connection with East Lindsey Street approved; the public dedications contained therein were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements and receipt of a Certificate of Deposit in the amount of \$2,147.35 for deferral of paving and drainage improvements in connection with Lindsey Street within ten days after approval, and the filing of the final plat was directed.

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Item 13, being:

CONSIDERATION OF A FINAL PLAT FOR HIGHLAND VILLAGE ADDITION, SECTION 10, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ONE-FOURTH MILE SOUTH OF TECUMSEH ROAD AND ONE-FOURTH MILE WEST OF PORTER AVENUE.

Councilmember Wilson moved that the final plat for Highland Village Addition, Section 10, be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1718-7 dated August 15, 2017, by Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Revised preliminary plat
5. Development Committee Staff Report dated August 8, 2017, recommending approval
6. Application for Development Committee Action dated July 25, 2017, from Highland Hills, L.L.C., for Highland Village Addition, Section 10

Item 13, continued:

and the question being upon approving the final plat for Highland Village Addition, Section 10, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the final plat for Highland Village Addition, Section 10, approved; the public dedications contained therein were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements, and the filing of the final plat was directed.

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Item 14, being:

CONSIDERATION OF A FINAL SITE DEVELOPMENT PLAN AND A FINAL PLAT FOR GREENLEAF TRAILS ADDITION, SECTION 9, A PLANNED UNIT DEVELOPMENT, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED ONE-FOURTH MILE EAST OF 12TH AVENUE N.W. AND ONE-HALF MILE SOUTH OF TECUMSEH ROAD)

Councilmember Wilson moved that the final site development plan and final plat for Greenleaf Trails Addition, Section 9, a Planned Unit Development, be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements and receipt of a traffic impact fee in the amount of \$9,033.31 and a warranty deed for private park land submitted to the Greenleaf Trails Property Owner's Association; and the filing of the final site development plan and final plat be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1718-8 dated August 7, 2017, by Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Revised preliminary plat
5. Development Committee Staff Report dated August 8, 2017, recommending approval
6. Application for Development Committee Action dated July 25, 2017, from Terra Verde Development, L.L.C., for Greenleaf Trails Addition, Section 9

and the question being upon approving the final site development plan and final plat for Greenleaf Trails Addition, Section 9, a Planned Unit Development, and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the final site development plan and final plat for Greenleaf Trails Addition, Section 9, a Planned Unit Development, approved; the public dedications contained therein were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements and receipt of a traffic impact fee in the amount of \$9,033.31 and a warranty deed for private park land submitted to the Greenleaf Trails Property Owner's Association, and the filing of the final site development plan and final plat was directed.

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Item 15, being:

CONSIDERATION OF A FINAL PLAT FOR HATCHER ADDITION AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED AT THE NORTHEAST CORNER OF 24TH AVENUE S.W. AND BROOKS STREET)

Councilmember Wilson moved that the final plat for Hatcher Addition be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements, and the filing of the final plat be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1718-9 dated August 21, 2017, by Ken Danner, Subdivision Development Manager
2. Location map
3. Final plat
4. Site plan
5. Preliminary plat
6. Development Committee Staff Report dated August 28, 2017, recommending approval
7. Application for Development Committee Action dated August 23, 2017, from Nafa Engineering for Hatcher Addition final plat

and the question being upon approving the final plat for Hatcher Addition and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS: Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and the final plat for Hatcher Addition approved; the public dedications contained therein were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements, and the filing of the final plat was directed.

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Item 16, being:

CONSENT TO ENCROACHMENT EN-1718-3: FOR LOT 40, BLOCK 1, SUTTON PLACE ADDITION NO. 7, CLEVELAND COUNTY, CITY OF NORMAN, OKLAHOMA A/K/A 1505 GOLDFINCH COURT.

Councilmember Wilson moved that Consent to Encroachment EN-1718-1 be approved 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 EN-1718-3 dated August 4, 2017, by Leah Messner, Assistant City Attorney
2. Consent to Encroachment EN-1718-3
3. Memorandum dated August 3, 2017, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities; and Jane Hudson, Principal Planner
4. Letter of request from John Mertens
5. New house plan
6. Addendum E, Site plan showing easement
7. Neighborhood site plan
8. Memorandum dated August 14, 2017, from Charlie Thomas, P.E., Capital Projects Engineer, to Brenda Hall, City Clerk
9. Memorandum dated August 23, 2017, from Ken Danner, Subdivision Development Manager, to Leah Messner, Assistant City Attorney
10. Memorandum dated August 23, 2017, from Jane Hudson, Principal Planner, to Leah Messner, Assistant City Attorney
11. Letter dated August 18, 2017, from Timothy J. Bailey, Right-of-Way Agent, OG&E Energy Corporation, to Ken Danner, Development Coordinator



Item 16, continued:

Items submitted for the record, continued

12. Letter dated August 7, 2017, from Drew Nixon, Right-of-Way and Damages Agent II, Oklahoma Natural Gas Company, a Division of ONE Gas, to Drew Norlin, Subdivision Development Coordinator
13. Email dated August 7, 2017, from Wes White, Oklahoma Electric Cooperative, to Drew Norlin, Subdivision Development Coordinator
14. Letter dated August 7, 2017, from Ann Cypert, Right-of-Way Agent-Contract, Cox Communications, to Ken Danner, City of Norman
15. Letter dated August 23, 2017, from Pat Mason, Manager, Engineering/Right-of-Way, AT&T Oklahoma, to Ken Danner, Subdivision Manager

and the question being upon approving Consent to Encroachment EN-1718-3 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Consent to Encroachment EN-1718-3 approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 17, being:

SPECIAL CLAIM SC-1718-3: SUBMITTED BY CRISTIAN MEJIA FOR OMAR MEJIA ARITA IN THE NEGOTIATED AMOUNT OF \$2,500 FOR DAMAGES INCURRED TO HIS VEHICLE AS A RESULT OF A COLLISION WITH A SANITATION VEHICLE NEAR FLOOD AVENUE AND SYMMES STREET.

Councilmember Wilson moved that Special Claim SC-1718-3 be approved and payment in the negotiated amount of \$2,500 be directed contingent upon obtaining a Release and Covenant Not to Sue from Omar Mejia Arita, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File SC-1718-3 dated August 16, 2017, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated June 27, 2017, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
3. Special Claim SC-1718-3 filed June 21, 2017, by Christian Mejia on behalf of Omar Mejia Arita
4. Kelley Blue Book Pricing Report dated June 29, 2017, for a Used 2000 Toyota Tundra Access Cab
5. Photographs of accident

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Special Claim SC-1718-3 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Special Claim SC-1718-3 approved; and payment in the negotiated amount of \$2,500 was directed contingent upon obtaining a Release and Covenant Not to Sue from Omar Mejia Arita

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Item 18, being:

SPECIAL CLAIM SC-1718-4: SUBMITTED BY JERRY OGLE IN THE NEGOTIATED AMOUNT OF \$14,000 FOR DAMAGES TO HIS LAWN MOWING EQUIPMENT AND TRAILER AS A RESULT OF AN ACCIDENT WITH A SANITATION VEHICLE NEAR THE INTERSECTION OF FLOOD AVE AND SYMMES STREET.

Councilmember Wilson moved that Special Claim SC-1718-4 be approved and payment in the negotiated amount of \$14,000 be directed contingent upon obtaining a Release and Covenant Not to Sue from Jerry Ogle, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File SC-1718-4 dated September 1, 2017, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated June 23, 2017, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
3. Special Claim SC-1718-4 filed June 23, 2017, by Jerry Ogle/Dreamland Lawns in the amount of \$20,026.83
4. Receipt dated April 5, 2014, from Smith Farm and Garden in the amount of \$8,582.21
5. Customer Wise Serial Number Purchase History Report dated July 5, 2017, in the amount of \$10,293.18 from Metro Turf Outdoor Power Equipment
6. Inspection Report dated June 17, 2017, from Country Equipment
7. Estimate dated June 17, 2017, in the amount of \$3,706.42 from OK Truck and Trailer Sales, Inc.
8. Quote 59117 dated June 17, 2017, in the amount of \$9,319.17 from Smith Farm and Garden
9. Quote dated June 17, 2017, in the amount of \$9,320.20 from Country Equipment
10. Quote dated June 17, 2017, in the amount of \$9,395.09 from Country Equipment
11. Quote 1596 dated June 20, 2017, in the amount of \$7,001.24 from Metro Turf Outdoor Power Equipment
12. Photographs of accident

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Special Claim SC-1718-4 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Special Claim SC-1718-4 approved; and payment in the negotiated amount of \$14,000 was directed contingent upon obtaining a Release and Covenant Not to Sue from Jerry Ogle.

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Item 19, being:

SPECIAL CLAIM SC-1718-5: SUBMITTED BY NMD HOLDINGS D/B/A NORMAN MITSUBISHI IN THE AMOUNT OF \$3,431.14 FOR DAMAGE TO THEIR VEHICLE AS A RESULT OF AN ACCIDENT WITH A SANITATION VEHICLE IN THE PARKING LOT OF 2539 WEST MAIN STREET.

Councilmember Wilson moved that Special Claim SC-1718-5 be approved and payment in the amount of \$3,431.14 be directed contingent upon obtaining a Release and Covenant Not to Sue from NMD Holdings d/b/a Norman Mitsubishi, which motion was duly seconded by Councilmember Holman;

Item 19, continued:

Items submitted for the record

1. Text File SC-1718-5 dated September 5, 2017, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated July 25, 2017, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
3. Special Claim SC-1718-5 filed July 25, 2017, from Brandon Koenig on behalf of NMD Holdings, L.L.C., in the amount of \$3,431.14
4. Estimate 1446 dated July 12, 2017, in the amount of \$3,431.14 from Johnson's Collision Specialist
5. Photographs of damaged vehicle and Sanitation vehicle

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Special Claim SC-1718-5 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Special Claim SC-1718-5 approved; and payment in the amount of \$3,431.14 was directed contingent upon obtaining a Release and Covenant Not to Sue from NMD Holdings, L.L.C., d/b/a Norman Mitsubishi.

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Item 20, being:

AMENDMENT NO. FOUR TO CONTRACT K-1213-126: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BENHAM DESIGN, L.L.C., (FORMERLY LEIDOS, INC.) INCREASING THE CONTRACT AMOUNT BY \$22,392 FOR A REVISED CONTRACT AMOUNT OF \$2,811,307 FOR ADDITIONAL ENGINEERING SERVICES FOR THE DESIGN OF WEST LINDSEY STREET PROJECT FROM 24TH AVENUE S.W. TO BERRY ROAD.

Councilmember Wilson moved that Amendment No. Four to Contract K-1213-126 with Benham Design, L.L.C., increasing the contract amount by \$22,392 for a revised contract amount of \$2,811,307 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-1213-126, Amendment No. Four, dated August 7, 2017, by Scott Sturtz, City Engineer
2. Amendment No. Four to Contract K-1213-126
3. Conceptual Plans for Landscaping
4. Table: Summary of the Current Engineering Costs
5. Table: Lindsey Street Cost to City

Items submitted for the record

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Amendment No. Four to Contract K-1213-126 with Benham Design, L.L.C., increasing the contract amount by \$22,392 for a revised contract amount of \$2,811,307 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Amendment No. Four to Contract K-1213-126 with Benham Design, L.L.C., increasing the contract amount by \$22,392 for a revised contract amount of \$2,811,307, approved; and the execution thereof was authorized.

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Item 21, being:

AMENDMENT NO. ONE TO CONTRACT K-1516-71: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND FREESE AND NICHOLS INCREASING THE CONTRACT AMOUNT BY \$39,974 FOR A REVISED CONTRACT AMOUNT OF \$286,786 TO PROVIDE ADDITIONAL ENGINEERING SERVICES FOR THE MAY 2015 STORM PERMANENT REPAIR PROJECTS AND BUDGET APPROPRIATION FROM THE CAPITAL FUND BALANCE.

Councilmember Wilson moved that Amendment No. One to Contract K-1516-71 with Freese and Nichols increasing the contract amount by \$39,974 for a revised contract amount of \$286,786 be approved, the execution thereof be authorized, and \$39,974 be appropriated from the Capital Fund Balance (050-000-253.20-00) designating \$11,554 to Project SR0103, Site #17: Imhoff Creek Channel Repair, Design (050-9387-419.62-01) and \$28,420 to Project SR0110, Site #3: Franklin Road Culvert Replacement Project, Design (050-9387-419.62-01), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1516-71, Amendment No. One, dated September 1, 2017, by Tim Miles, Capital Projects Engineer
2. Amendment No. One to Contract K-1516-71
3. Contract K-1516-71 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
4. Location Map of Infrastructure Damages in May Flooding
5. Norman, Oklahoma, Precipitation: May 2015
6. Purchase Requisition 0000283422 dated August 23, 2017 in the amount of \$11,554 to Freese and Nichols, Inc.
7. Purchase Requisition 0000283423 dated August 23, 2017 in the amount of \$28,420 to Freese and Nichols, Inc.

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Amendment No. One to Contract K-1516-71 with Freese and Nichols increasing the contract amount by \$39,974 for a revised contract amount of \$286,786 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Amendment No. One to Contract K-1516-71 with Freese and Nichols i increasing the contract amount by \$39,974 for a revised contract amount of \$286,786 approved; the execution thereof was authorized and \$39,974 was appropriated from the Capital Fund Balance (050-000-253.20-00) designating \$11,554 to Project SR0103, Site #17: Imhoff Creek Channel Repair, Design (050-9387-419.62-01) and \$28,420 to Project SR0110, Site #3: Franklin Road Culvert Replacement Project, Design (050-9387-419.62-01).

\* \* \* \* \*

Item 22, being:

AMENDMENT NO. ONE TO CONTRACT K-1516-128: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA AND MOORE IACOFANO GOLTSMAN, INC., (MIG) INCREASING THE CONTRACT BY \$16,552 FOR A REVISED TOTAL CONTRACT AMOUNT OF \$466,551 IN ORDER TO ADD TWO ADDITIONAL STEERING COMMITTEE MEETINGS FOR ADDITIONAL REVIEW AND CONSIDERATION ON THE PREFERRED GROWTH SCENARIO AND OTHER ELEMENTS OF THE COMPREHENSIVE PLAN AND FOR ADDITIONAL CONSULTANT TIME IN THE PREPARATION OF THE COMPREHENSIVE PLAN FOR THE CITY OF NORMAN.

Councilmember Castleberry moved that Amendment No. One to Contract K-1516-128 with MIG increasing the contract amount by \$16,552 for a revised contract amount of \$466,551 be rejected, which motion was duly seconded by Councilmember Karjala;

## Item 22, continued:

## Items submitted for the record

1. Text File K-1516-128, Amendment No. One, dated August 25, 2017, by Susan Connors, Director of Planning and Community Development with Exhibit "A", PlanNorman Steering Committee Members List, and Exhibit "B", Comprehensive Plan Timeline and Synopsis
2. Amendment No. One to Contract K-1516-128

## Participants in discussion

1. Ms. Susan Connors, Director of Planning and Community Development
2. Ms. Cindy Rogers, 633 Reed Avenue, protestant
3. Mr. Anthony Francisco, Finance Director

and the question being upon rejecting Amendment No. One to Contract K-1516-128 with MIG increasing the contract amount by \$16,552 for a revised contract amount of \$466,551, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Castleberry,  
Hickman, Holman, Karjala, and Wilson

NAYES:

Councilmembers Allison and Clark and  
Mayor Miller

The Mayor declared the motion carried and Amendment No. One to Contract K-1516-128 with MIG increasing the contract amount by \$16,552 for a revised contract amount of \$466,551 was rejected.

\* \* \* \* \*

## Item 23, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1617-104 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND PLAYWELL GROUP/PLAYWORKS, INC., FOR THE HIGHLAND VILLAGE PARK PLAYGROUND PROJECT.

Councilmember Wilson moved that the project be accepted and final payment in the amount of \$54,393 be directed to Playwell Group/Playworks, Inc., which motion was duly seconded by Councilmember Holman;

## Items submitted for the record

1. Text File K-1617-104, Final, dated August 28, 2017, by Mitch Miles, Park Planner
2. Photograph of completed project
3. Purchase Order 28871 dated March 2, 2017, in the amount of \$120,000 subtracting payments totaling \$69,772.15 leaving a balance of \$54,393

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

YEAS:

Councilmembers Allison, Bierman,  
Castleberry, Clark, Hickman, Holman,  
Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$54,393 was directed to Playwell Group/Playworks, Inc.

\* \* \* \* \*

Item 24, being:

CONSIDERATION AND AWARDDING OF BID 1718-5; APPROVAL OF CONTRACT K-1718-5 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND MCKEE UTILITY CONTRACTORS, INC., IN THE AMOUNT OF \$1,184,999; PERFORMANCE BOND B-1718-9, STATUTORY BOND B-1718-10, AND MAINTENANCE BOND MB-1718-5 FOR THE CROSSROADS BOULEVARD AREA WATER LINE PROJECT.

Acting as the Norman Utilities Authority, Trustee Wilson moved that all bids meeting specifications be accepted; the bid in the amount of \$1,184,999 be awarded to McKee Utility Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1718-5 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized; the Norman Utilities Authority as part of the contract be further authorized to pay subcontractors for equipment and supplies for the Crossroads Boulevard Area Water Line Project; and the filing of the bonds be directed, which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1718-5 dated August 29, 2017, by Charlie Thomas, Capital Projects Engineer
2. Recommendation of Award of Project dated August 14, 2017, from M. Joshua Risley, P.E., Project Manager, Cardinal Engineering, L.L.C., to Mr. Charlie Thomas, P.E., City of Norman/Norman Utilities Authority
3. Contract K-1718-5
4. Performance Bond B-1718-9
5. Statutory Bond B-1718-10
6. Maintenance Bond MB-1718-5
7. Location map
8. Purchase Requisition 0000283680 dated August 30, 2017, in the amount of \$1,184,999 to McKee Utility Contractors, Inc.

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

YEAS:

Trustees Allison, Bierman, Castleberry,  
Clark, Hickman, Holman, Karjala,  
Wilson, Chairman Miller

NAYES:

None

The Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$1,184,999 was awarded to McKee Utility Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1718-5 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized; the Norman Utilities Authority as part of the contract was further authorized to pay subcontractors for equipment and supplies for the Crossroads Boulevard Area Water Line Project; and the filing of the bonds was directed.

\* \* \* \* \*

Item 25, being:

CONTRACT K-1718-11: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE CROSSROADS YOUTH AND FAMILY CENTER, INC., IN THE AMOUNT OF \$40,000 FOR THE OPERATION OF THE EMERGENCY YOUTH SHELTER FOR THE PERIOD JULY 1, 2017 THROUGH JUNE 30, 2018.

Councilmember Wilson moved that Contract K-1718-11 with Crossroads Youth and Family Center, Inc., in the amount of \$40,000 for the operation of the Emergency Youth Shelter from July 1, 2018, 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-1718-11 dated August 18, 2017, by Major Kevin Foster
2. Contract K-1617-11
3. Purchase Order 295190 dated August 18, 2017, in the amount of \$40,000 to Crossroads Youth and Family

Item 25, continued:

and the question being upon approving Contract K-1718-11 with Crossroads Youth and Family Center, Inc., in the amount of \$40,000 for the operation of the Emergency Youth Shelter from July 1, 2018, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-11 with Crossroads Youth and Family Center, Inc., in the amount of \$40,000 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 26, being:

CONSIDERATION OF AWARDING REQUEST FOR PROPOSAL RFP-1718-13, APPROVAL OF CONTRACT K-1718-49 WITH PLAYWELL GROUP/PLAYWORKS, INC. IN THE AMOUNT OF \$129,847.86; PERFORMANCE BOND B-1718-28, STATUTORY BOND B-1718-29, AND MAINTENANCE BOND MB-1718-18 FOR THE OAKHURST PARK PLAYGROUND PROJECT AND ADOPTION OF PROJECT AGENT RESOLUTION R-1718-28.

Councilmember Wilson moved that Request for Proposal RFP-1718-13 with Playwell Group/Playworks, Inc., for the Oakhurst Park Playground Equipment Project be accepted; Contract K-1718-49 in the amount of \$129,847.86 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized; the filing of the bonds be directed; and Resolution R-1718-28 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-49 dated September 5, 2017, by Mitch Miles, Park Planner
2. Summary of Request for Proposal RFP-1718-13 for Oakhurst Park Playground Project
3. Contract K-1718-49
4. Performance Bond B-1718-28
5. Statutory Bond B-1718-29
6. Maintenance Bond MB-1718-18
7. Resolution R-1718-28
8. Photograph showing example of Oakhurst Park after completion of project
9. Purchase Requisition 0000283780 dated September 5, 2017, in the amount of \$129,847.86 to Playwell Group/Playworks, Inc.

and the question being upon accepting Request for Proposal RFP-1718-13 with Playwell Group/Playworks, Inc., for the Oakhurst Park Playground Equipment Project and upon the subsequent approval, authorization, directive, and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Chairman declared the motion carried and Request for Proposal RFP-1718-13 with Playwell Group/Playworks, Inc., for the Highland Village Park Playground Equipment Project accepted; Contract K-1718-49 in the amount of \$129,847.86 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized; the filing of the bonds was directed; and Resolution R-1718-28 was adopted.

\* \* \* \* \*

Item 27, being:

CONTRACT K-1718-39: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) TO PROVIDE FUNDING IN THE AMOUNT OF \$10,400 AS A PART OF THE UNIFIED PLANNING WORKS PROGRAM FOR THE COLLECTION OF TRAFFIC DATA AND THE PREPARATION OF TRAVEL TIME/DELAY STUDIES AND BUDGET APPROPRIATION FROM THE SPECIAL REVENUE FUND BALANCE.

Councilmember Wilson moved that Contract K-1718-39 with ACOG to provide funding in the amount of \$10,400 as part of the UPWP Program be approved; the execution thereof be authorized; \$10,400 be appropriated from the Special Revenue Fund Balance (022-0000-253.20-00) to Maintenance Supplies/Traffic Signal Parts (022-5023-429.32-12), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-39 dated August 29, 2017, by Angelo Lombardo, Transportation Engineer
2. Contract K-1718-39 with Exhibit A, Federal-Aid Eligibility Certification; Exhibit B, Addendum to Form FHWA-1273, Required Contract Provisions; Exhibit C, Nondiscrimination of Employees; Exhibit D, Oklahoma Department of Transportation, Disadvantaged Business/Women's Business Enterprises Policy Statement; and Exhibit E, Certification for Federal-Aid Contracts

and the question being upon approving Contract K-1718-39 with ACOG to provide funding in the amount of \$10,400 as part of the UPWP Program and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Contract K-1617-33 with ACOG to provide funding in the amount of \$10,400 as part of the UPWP Program approved; the execution thereof was authorized and \$10,400 was appropriated from the Special Revenue Fund Balance (022-0000-253.20-00) to Maintenance Supplies/Traffic Signal Parts (022-5023-429.32-12).

\* \* \* \* \*

Item 28, being:

CONTRACT K-1718-47: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND JAMES K. JOHNSON IN THE AMOUNT OF \$30,000 FUNDED THROUGH THE NORMAN FORWARD PUBLIC ARTS FUND FOR THE PURCHASE OF A SCULPTURE TO BE PLACED AT THE EAST BRANCH LIBRARY.

Councilmember Wilson moved that Contract K-1718-47 with James K. Johnson in the amount of \$30,000 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-1718-47 dated August 15, 2017, by Leah Messner, Assistant City Attorney
2. Contract K-1617-47
3. Site plan
4. Photograph of rendering of sculpture
5. Three dimensional sculpture placement example
6. Statement from James Johnson, artist of *Prairie Wind*

Participants in discussion

1. Ms. Erinn Gavaghan, Executive Director of Norman Arts Council



Item 28, continued:

and the question being upon approving Contract K-1718-47 with James K. Johnson in the amount of \$30,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-47 with James K. Johnson in the amount of \$30,000 approved; the execution thereof was directed.

\* \* \* \* \*

Item 29, being:

CONTRACT K-1718-42: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND AUDIO VIDEO DESIGNS IN THE AMOUNT OF \$43,971.43 FOR THE SOONER THEATRE AUDIO SYSTEM UPGRADE PROJECT AND ADOPTION OF RESOLUTION R-1718-41.

Councilmember Wilson moved that Contract K-1718-42 with Audio/Video Designs in the amount of \$43,971.43 be approved, the execution thereof be authorized, and Resolution R-1718-41 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-42 dated September 5, 2017, by James Briggs, Park Planner
2. Tabulation of Bid Quotes dated September 1, 2017, for the Sooner Theatre Audio System Upgrade Project
3. Contract K-1718-42
4. Estimate 22073 dated September 7, 2017, in the amount of \$43,971.43 from AVD Audio/Video Designs
5. Resolution R-1718-42
6. Purchase Requisition 0000283796 dated September 5, 2017, in the amount of \$43,971.43 to Audio/Video Designs, Inc.

and the question being upon approving Contract K-1718-42 with Audio/Video Designs in the amount of \$43,971.43 and upon the subsequent authorization and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-42 with Audio/Video Designs in the amount of \$43,971.43 approved; the execution thereof was directed and Resolution R-1718-41 was adopted.

\* \* \* \* \*

Item 30, being:

CONTRACT K-1718-50: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND EST, INC., IN THE AMOUNT OF \$59,935 FOR ENGINEERING SERVICES ASSOCIATED WITH THE WIDENING AND SIGNALIZATION IMPROVEMENTS OF THE 36TH AVENUE N.W. AND CRAIL DRIVE INTERSECTION AND BUDGET APPROPRIATION FROM THE CURRENT LIABILITIES AND SITE IMPROVEMENTS ACCOUNT.

Councilmember Wilson moved that Contract K-1718-50 with EST, Inc., in the amount of \$59,935 be approved, the execution thereof be authorized, and \$19,935 be appropriated from Current Liabilities and Site Improvements (050-0000-229.24-11) to Project TR0102, 36th Avenue NW and Crail Drive Traffic Signal, Design (050- 9079-431.62-01), which motion was duly seconded by Councilmember Holman;

Item 30, continued:

Items submitted for the record

1. Text File K-1718-50 dated September 1, 2017, by Michael Rayburn, Capital Projects Engineer
2. Contract K-1718-50 with Attachment “A”, Scope of Services; Attachment “B”, Anticipated Schedule and Period of Service; Attachment “C”, Payments to Engineer; and Attachment “D”, City’s responsibilities
3. Location map
4. Purchase Requisition 0000283563 dated August 29, 2017, in the amount of \$59,935 to EST, Inc.

and the question being upon approving Contract K-1718-50 with EST, Inc., in the amount of \$59,935 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman,  
Castleberry, Clark, Hickman, Holman,  
Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Contract K-1718-50 with EST, Inc., in the amount of \$59,935 approved; the execution thereof was authorized and \$19,935 was appropriated from Current Liabilities and Site Improvements (050-0000-229.24-11) to Project TR0102, 36th Avenue NW and Crail Drive Traffic Signal, Design (050- 9079-431.62-01).

\* \* \* \* \*

Item 31, being:

CONTRACT K-1718-51: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GARVER, L.L.C., IN THE AMOUNT OF \$49,250 TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN OF NEW TRAFFIC SIGNALS AT THE INTERSECTIONS OF 36TH AVENUE N.W. AND BART CONNER DRIVE AND 36TH AVENUE N.W. AND CASCADE BOULEVARD AND FOR THE INSTALLATION OF TRAFFIC SIGNAL FIBER-OPTIC INTERCONNECT CABLE ON 36TH AVENUE N.W. BETWEEN ROBINSON STREET AND TECUMSEH ROAD.

Councilmember Wilson moved that Contract K-1718-51 with Garver, L.L.C., in the amount of \$49,250 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-1718-51 dated September 1, 2017, by Michael Rayburn, Capital Projects Engineer
2. Contract K-1718-51 with Appendix A, Scope of Services; Attachment B, Schedule; Appendix C, Project Description; and Attachment D, Owner’s Responsibilities
3. Location map
4. Purchase Requisition 0000283587 dated August 29, 2017, in the amount of \$49,250 to Garver, L.L.C.

and the question being upon approving Contract K-1718-51 with Garver, L.L.C., in the amount of \$49,250 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman,  
Castleberry, Clark, Hickman, Holman,  
Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Contract K-1718-51 with Garver, L.L.C., in the amount of \$49,250 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 32, being:

CONTRACT K-1718-52: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND EST, INC., FOR THE AMOUNT OF \$79,165 FOR ENGINEERING DESIGN SERVICES ASSOCIATED WITH ROADWAY WIDENING AND TRAFFIC SIGNAL MODIFICATIONS AT THE INTERSECTION OF TECUMSEH ROAD WITH 36TH AVENUE NW AND BUDGET APPROPRIATION OF CAPITAL FUND BALANCE.

Councilmember Wilson moved that Contract K-1718-52 with EST, Inc., in the amount of \$79,165 be approved, the execution thereof be authorized, and \$29,165 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TR0108, 36th Avenue NW and Tecumseh Road Intersection Improvements, Design (050-9079-431.62-01), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-52 dated September 2, 2017, by Michael Rayburn, Capital Projects Engineer
2. Contract K-1718-52 with Attachment "A", Scope of Services; Attachment "B", Anticipated Schedule and Period of Service; Attachment "C", Payments to Engineer; and Attachment "D", City's responsibilities
3. Fee Estimate for Surveying Costs
4. Fee Estimate for Traffic Related Items
5. Roadway Engineering Contract Cost Proposal
6. Location map
7. Purchase Requisition 0000283563 dated August 29, 2017, in the amount of \$59,935 to EST, Inc.

and the question being upon approving Contract K-1718-52 with EST, Inc., in the amount of \$79,165 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Contract K-1718-52 with EST, Inc., in the amount of \$79,165 approved; the execution thereof was authorized and \$29,165 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project TR0108, 36th Avenue NW and Tecumseh Road Intersection Improvements, Design (050-9079-431.62-01).

\* \* \* \* \*

Item 33, being:

CONTRACT K-1718-53: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN TAX INCREMENT FINANCE AUTHORITY AND GARVER, L.L.C., IN THE AMOUNT OF \$320,750 TO PROVIDE ENGINEERING DESIGN SERVICES ASSOCIATED WITH THE WIDENING AND TRAFFIC SIGNALS MODIFICATION PROJECT TO IMPROVE THE INTERSECTIONS OF TECUMSEH ROAD WITH 24TH AVENUE N.W. AND FLOOD AVENUE; AND APPROPRIATION OF UNIVERSITY NORTH PARK TAX INCREMENT FINANCE AUTHORITY FUND BALANCE.

Acting as the Norman Tax Increment Finance Authority, Trustee Wilson moved that Contract K-1718-53 with Garver, L.L.C., in the amount of \$320,750 be approved, the execution thereof be authorized, and \$320,730 be appropriated from the University North Park Tax Increment Finance District Fund Balance (057-0000-252.20-00) to Project UT0015, Intersection Improvements, Design (050-9552-431.62-01), which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1718-53 dated September 2, 2017, by Michael Rayburn, Capital Projects Engineer
2. Contract K-1718-53 with Appendix A, Scope of Services; Attachment B, Schedule; Appendix C, Project Description; and Attachment D, Owner's Responsibilities
3. Location map

Item 33, continued:

and the question being upon approving Contract K-1718-53 with Garver, L.L.C., in the amount of \$320,750 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Trustees Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Chairman Miller
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NAYES:	None
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The Chairman declared the motion carried and Contract K-1718-53 with Garver, L.L.C., in the amount of \$320,750 approved; the execution thereof was authorized and \$320,730 was appropriated from the University North Park Tax Increment Finance District Fund Balance (057-0000-252.20-00) to Project UT0015, Intersection Improvements, Design (050-9552-431.62-01).

\* \* \* \* \*

Item 34, being:

CONTRACT K-1718-54: A PROJECT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) IN THE AMOUNT OF \$600,000 FOR THE CITY'S SHARE FOR PROJECT STP-214(C)(080)AG, STATE JOB. 29289(04), AND FOR THE WIDENING OF 12TH AVENUE S.E. FROM CEDAR LANE ROAD TO OAK TREE AVENUE AND ADOPTION OF PROJECT AGENT RESOLUTION R-1718-29.

Councilmember Wilson moved that Contract K-1718-54 with ODOT be approved, Resolution R-1718-29 be adopted, the execution of the contract and resolution be authorized, and payment in the amount of \$600,000 for the City's share be directed to ODOT, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-54 dated August 22, 2017, by Tim Miles, Capital Projects Engineer
2. Contract K-1718-54
3. Resolution R-1718-29
4. Invoice 29289(4) dated August 21, 2017, in the amount of \$600,000 from Oklahoma Department of Transportation
5. Location map
6. Purchase Requisition 0000283259 dated August 22, 2017, in the amount of \$600,000 to Oklahoma Department of Transportation

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract K-1718-54 with ODOT and upon the subsequent adoption, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-54 with ODOT approved; Resolution R-1718-29 was adopted, execution of the contract and resolution was authorized, and payment in the amount of \$600,000 was directed to ODOT.

\* \* \* \* \*

Item 35, being:

CONTRACT K-1718-55: A PROJECT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) IN THE AMOUNT OF \$1,120,000 FOR THE CITY'S SHARE FOR PROJECT STP-114(C)(255)AG, STATE JOB. 26836(04), FOR THE WEST MAIN STREET BRIDGE AT BROOKHAVEN CREEK AND ADOPTION OF RESOLUTION R-1718-30.

Councilmember Wilson moved that Contract K-1718-55 with ODOT be approved, Resolution R-1718-30 be adopted, the execution of the contract and resolution be authorized, and payment in the amount of \$1,120,000 for the City's share be directed to ODOT, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-55 dated August 22, 2017, by Shelly Williams, Capital Projects Engineer
2. Contract K-1718-55
3. Resolution R-1718-30
4. Invoice 26836(4) dated August 21, 2017, in the amount of \$1,200,000 from Oklahoma Department of Transportation
5. Purchase Requisition 0000283399 dated August 23, 2017, in the amount of \$1,200,000 to Oklahoma Department of Transportation

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract K-1718-55 with ODOT and upon the subsequent adoption, authorization, and directive, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Contract K-1718-55 with ODOT approved; Resolution R-1718-29 was adopted, execution of the contract and resolution was authorized, and payment in the amount of \$1,120,000 was directed to ODOT.

\* \* \* \* \*

Item 36, being:

CONTRACT K-1718-56: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) IN THE AMOUNT OF \$600,000 FOR THE CITY'S 20% SHARE FOR FEDERAL-AID PROJECT STP-114E(258)EH, STATE JOB 26879(04) FOR THE STATE HIGHWAY 9 MULTIMODAL PATH, PHASE 1, THROUGHOUT THE CITY AND ADOPTION OF RESOLUTION R-1718-31.

Councilmember Wilson moved that Contract K-1718-56 with ODOT be approved, Resolution R-1718-31 be adopted, the execution of the contract and resolution be authorized, and payment in the amount of \$600,000 for the City's share be directed to ODOT, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-56 dated August 29, 2017, by Angelo Lombardo, Transportation Engineer
2. Contract K-1718-56
3. Resolution R-1718-31
4. Location map
5. Invoice 26879(4) dated August 21, 2017, in the amount of \$600,000 from Oklahoma Department of Transportation
6. Purchase Requisition 0000283502 dated August 28, 2017, in the amount of \$600,000 to Oklahoma Department of Transportation

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

Item 36, continued:

and the question being upon approving Contract K-1718-56 with ODOT and upon the subsequent adoption, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-56 with ODOT approved; Resolution R-1718-31 was adopted, execution of the contract and resolution was authorized, and payment in the amount of \$600,000 was directed to ODOT.

\* \* \* \* \*

Item 37, being:

CONTRACT K-1718-57: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL-AID PROJECT STPG-214C(082)AG, STATE JOB 33127(04) FOR THE INSTALLATION OF PAVEMENT MARKINGS ALONG FEDERAL FUNCTIONALLY CLASSIFIED ROADWAYS THROUGHOUT THE CITY (PHASE 6) AND ADOPTION OF RESOLUTION R-1718-32.

Councilmember Wilson moved that Contract K-1718-57 with ODOT be approved, Resolution R-1718-32 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-57 dated August 25, 2017, by Angelo Lombardo, Transportation Engineer
2. Contract K-1718-57
3. Resolution R-1718-32
4. Invoice 33127(4) dated August 21, 2017, in the amount of \$0 from Oklahoma Department of Transportation
5. Location map

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract K-1718-57 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-57 with ODOT approved; Resolution R-1718-32 was adopted, and the execution of the contract and resolution was authorized.

\* \* \* \* \*

Item 38, being:

CONTRACT K-1718-58: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL-AID PROJECT STPG-214E(081)AG, STATE JOB 30484(04) FOR TRAFFIC SIGNAL UPGRADES WITH NEW PEDESTRIAN PUSH BUTTONS AND SIGNAL DISPLAYS AT VARIOUS LOCATIONS THROUGHOUT THE CITY AND ADOPTION OF RESOLUTION R-1718-33.

Councilmember Wilson moved that Contract K-1718-58 with ODOT be approved, Resolution R-1718-33 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-58 dated August 25, 2017, by Angelo Lombardo, Transportation Engineer
2. Contract K-1718-58
3. Resolution R-1718-33
4. Invoice 30484(4) dated August 21, 2017, in the amount of \$0 from Oklahoma Department of Transportation

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract K-1718-58 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Contract K-1718-58 with ODOT approved; Resolution R-1718-33 was adopted, and the execution of the contract and resolution was authorized.

\* \* \* \* \*

Item 39, being:

CONTRACT K-1718-59: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND GRISSOM LANDSCAPE NURSERY, LLC, IN THE AMOUNT OF \$39,822 FOR THE LINDSEY STREET BRIDGE LANDSCAPE PROJECT AND ADOPTION OF RESOLUTION R-1718-34.

Councilmember Wilson moved that Contract K-1718-59 with Grissom Landscape Nursery, L.L.C., in the amount of \$39,822 be approved, the execution thereof be authorized, and Resolution R-1718-34 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-59 dated September 5, 2017, by James Briggs, Park Planner
2. Tabulation of Bid Quotes dated September 1, 2017, for the Lindsey Street Bridge Landscape Project
3. Contract K-1718-59
4. Proposal dated August 16, 2017, in the amount of \$39,822 from Grissom Landscape Nursery, L.L.C.
5. Landscape Plant Materials List
6. Warranty for one year dated September 7, 2017, from Grissom Landscape Nursery, L.L.C.
7. Resolution R-1718-34
8. Purchase Requisition 0000283797 dated September 5, 2017, in the amount of \$39,822 to Grissom Landscape Nursery, L.L.C.

Item 39, continued:

and the question being upon approving Contract K-1718-59 with Grissom Landscape Nursery, L.L.C., in the amount of \$39,822 and upon the subsequent authorization and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-59 with Grissom Landscape Nursery, L.L.C., in the amount of \$39,822 approved; the execution thereof be authorized, and Resolution R-1718-34 was adopted.

\* \* \* \* \*

Item 40, being:

RESOLUTION R-1718-43: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, GRANTING A PARTIAL EXEMPTION OF CURB AND GUTTER AND PUBLIC SIDEWALKS FROM CURRENT STANDARDS FOR LOT 2, BLOCK 7, MARLATT ADDITION, LOCATED AT 3714 NW PIONEER STREET IN ASSOCIATION WITH ADVANCEMENT OF THE SHORT FORM PLAT PROCESS. (3714 N.W. PIONEER STREET)

Councilmember Wilson moved that Resolution R-1718-43 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1718-43 dated August 22, 2018, by Ken Danner, Subdivision Development Manager
2. Location map
3. Letter of request received June 28, 2017, from Jim Gendill, P.E., Anasazi Engineering, to Ken Danner, Subdivision Development Manager
4. Resolution R-1718-43

and the question being upon adopting Resolution. R-1718-43, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1718-43 was adopted.

\* \* \* \* \*

Item 41, being:

PUBLIC HEARING REGARDING APPLICATION FOR 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.

Councilmember Hickman moved that a public hearing be conducted, which motion was duly seconded by Councilmember Karjala;



Item 41, continued:

Items submitted for the record

1. Text File K-1718-48 dated August 17, 2017, by Mr. John Stege, Professional Standards, Police Department
2. Contract K-1718-48 with Appendix 1, Certifications and Assurances by the Chief Executive of the Applicant Government; Appendix II, State or Local Government: Certification of Compliance with 8 U.S.C. § 1373; Appendix III, 8 U.S.C. § 1373; and Appendix IV, OJP Certified Standard Assurances

and the question being upon conducting a public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and a public hearing was conducted.

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Mr. John Stege, Professional Standards, Norman Police Department

Thereupon, Councilmember Hickman moved that the public hearing be closed, which motion was duly seconded by Councilmember Clark, and the question being upon closing the public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the public hearing was closed.

Thereupon, Councilmember Hickman moved that a grant in the amount of \$13,064 from DOJ/BJA through the JAG Program to be used by the Police Department be accepted; Contract K-1718-48 be approved; the execution thereof be authorized; and payment in the amount of \$1,306 be directed to Cleveland County upon receipt of invoices, which motion was duly seconded by Councilmember Clark; and the question being upon accepting a grant in the amount of \$13,064 from DOJ/BJA through the JAG Program to be used by the Police Department and upon the subsequent approval, authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller
-------	---

NAYES:	None
--------	------

The Mayor declared the motion carried and a grant in the amount of \$13,064 from DOJ/BJA through the JAG Program to be used by the Police Department accepted; Contract K-1718-48 was approved, the execution thereof was authorized, and payment in the amount of \$1,306 will be directed to Cleveland County upon receipt of invoices.

\* \* \* \* \*

Item 42, being:

CONSIDERATION OF ORDINANCE O-1718-2 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADOPTING AND RATIFYING THE ASSESSMENT ROLL FOR THE UNIVERSITY NORTH PARK BUSINESS IMPROVEMENT DISTRICT; ESTABLISHING THE TIME AND TERMS OF PAYMENT OF THE ASSESSMENTS AND OTHER EXPENSES; FIXING PENALTIES TO BE CHARGED FOR DELINQUENT PAYMENT OF THE ASSESSMENT OR AN INSTALLMENT THEREOF; SETTING FORTH THE TRACTS OR PARCELS OF LAND AGAINST WHICH THE ASSESSMENTS ARE BEING ADOPTED, RATIFIED AND LEVIED; DIRECTING THE CITY CLERK TO PREPARE, SIGN, ATTEST AND RECORD WITH THE COUNTY CLERK OF CLEVELAND COUNTY, FOLLOWING PASSAGE OF THE PAYMENT DEADLINE, A CLAIM OF LIEN FOR ANY UNPAID AMOUNT DUE AND ASSESSED AGAINST A TRACT OR PARCEL OF LAND; PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1718-2 having been Introduced and adopted upon First Reading by title in City Council's meeting of August 22, 2017 and postponed until September 12, 2017, on August 22, 2017, Councilmember Hickman moved that Ordinance O-1718-2 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File O-1718-2 dated July 24, 2017, by Kathryn Walker, Assistant City Attorney
2. Ordinance O-1718-2 with Exhibit A, 2018 University North Park Assessment Roll
3. 2018 Assessment Plat

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney

and the question being upon adopting Ordinance O-1718-2 upon Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1718-2 was adopted upon Second Reading section by section.

Thereupon, Councilmember Hickman moved that Ordinance O-1718-2 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Holman; and the question being upon adopting Ordinance O-1718-2 upon Final Reading as a whole, the roll was called with the following result:

YEAS:

Councilmembers Allison, Bierman, Castleberry, Clark, Hickman, Holman, Karjala, Wilson, Mayor Miller

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1718-2 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 43, being:

### MISCELLANEOUS DISCUSSION

OG&E Franchise Election. Mr. Pat Shore, Attorney representing OG&E, 3101 36th Avenue N.W., said OG&E valued the comradery that the City has given and believes that OG&E has been a transparent and open business partner with the City of Norman. He said during the last few years, OG&E has invested over \$14 million in infrastructure including almost \$4 million in the downtown area. He said he wanted to provide Council with the company's thoughts on the upcoming election for the franchise agreement on November 14th. He expressed disappointment that OG&E is in the situation that they are in today and wanted Council to know what is planned and why the company is taking the action that they are. He said the company feels that the two amendments to the franchise agreement are flawed for various reasons and

Miscellaneous Discussion, continued:

OG&E Franchise Election, continued.

have previously provided a letter to Councilmembers explaining their position on the amendments. He said in the next few days, the City will be receiving a letter from the company advising them that OG&E will not paying for the election as they have in the past because OG&E pays for these elections as a courtesy to the City to defray costs when the franchise is being put on the ballot. Inasmuch as this is not OG&E's franchise, they do not feel it is necessary or appropriate to pay for it. He said, secondly, pursuant to state law, a franchisee has the right, upon the franchise election, to accept or reject the franchise. Based upon OG&E's review, the amended franchise will not be accepted and they will reject it. He said Council will be receiving official notice and he felt it was important for Council to hear that from the company upfront. He thanked them for their time.

\*

Thanks to Audience. Councilmember Bierman thanked everyone for coming to the meeting today and appreciated everyone being engaged with the issues that Council is working on.

Councilmember Clark thanked the University of Oklahoma (OU) students who had stayed for the whole meeting.

Councilmember Holman thanked the OU students still in attendance and said if they lived in the campus area, they were probably in his ward, Ward Seven. He encouraged them to contact him via Facebook or email if they have any questions about the City of Norman. It was his goal to get the OU students more interested in City issues.

\*

Friends of Lake Thunderbird Association. Councilmember Wilson said a new group, Friends of Lake Thunderbird Association that will be meeting Saturday, September 16th at 10:30 a.m. at the Lake Thunderbird Park Office at 13101 Alameda. She said projects they had done so far are lake cleanup, birdseed donations to the naturalist, and a fundraising car show. She said if there is someone interested in being a part of this group, please come to the meeting.

\*

Hispanic Heritage Night at the Cleveland County Fair. Councilmember Clark thanked the Cleveland County Fair organizers for including Hispanic Heritage Night on Thursday night at the Cleveland County Fair.

\*

Friendly Market Ruling. Councilmember Holman said many had followed the Friendly Market issue and a ruling was received Monday from the Supreme Court which possibly might be the end of the issue. He thanked everyone that has been supportive of him throughout the very interesting experience. He said they are glad to move on.

\*

Aircraft Owners and Flyers Association (AOPA). Councilmember Allison said he and Councilmember Hickman attended the AOPA Fly In occurred at Max Westheimer Field on September 8th and it was an excellent event. He said people do not realize the financial impact Max Westheimer Field has in Norman and the number of corporate and private jets housed at the airport.

\*

Second Friday Art Walk. Councilmember Allison said he attended the Second Friday Art Walk on Friday, September 8th and it there was a large turnout at the fundraiser at Stash with all proceeds going to the Animal Welfare Center.

Mayor Miller said she had been at the Mainsite Gallery who hosted artists from Norman Sister City, Clermont-Ferrand, France and then she went to the Senior Citizens' gala with dancing at the Senior Citizen Center because the month of September is Senior Citizen Month. She recognized the following Senior Treasures who have done a lot of work for the Senior Center, Kaye Coffee, Sam Garcia, Rick Geiger, Bette Maffucci, Wanda Perry, Carol Jo Rench, Dorothy Strickland, and Marilee Tussing.

\*

Miscellaneous Discussion, continued:

**City Manager's Report**

**Sales Tax Update.** September sales tax revenue which represents sales during the month of July, 2017, was \$4,530,632, down \$98,869 or -2.14% from September, 2016 levels. Sales tax receipts are now 0.95% below last year's levels.

#

**Stormwater Citizens Committee.** The 16 member citizen committee has been meeting twice monthly since May. They have been learning about Norman's water quality concerns, stormwater infrastructure, as well as state and federal mandates. There has been a lot of discussion and great participation. Their next meeting will be a field trip to the public works center to look at some of the stormwater equipment and how this equipment fits in the total operation. They will be recommending solutions to the City Council in the future

#

**Norman Fire Department – Hurricane Relief.** Two Norman firefighters along with fourteen other firefighters from Central Oklahoma assisted in recovery operations in the Houston area. They were able to rescue 36 people and evacuate 534 flood victims and 109 pets. Three members of our team along with one the rescue canines is on standby for recovery assistance in Florida.

#

**National Night Out.** National Night Out has been set for Tuesday, October 3rd from 5:30-8:30 p.m. Last year this event had great participation last year throughout Norman. One event will be held at Target, 1400 24th Avenue N.W. with firefighters and police officers participating in the event.

\* \* \* \* \*

ADJOURNMENT

The Mayor adjourned the meeting at 8:31 p.m.

ATTEST:

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City Clerk

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Mayor