

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

December 19, 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 19th day of December, 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, Castleberry,
Clark, Hickman, Holman, Wilson,
Mayor Miller

ABSENT: Councilmembers Bierman and Karjala

The Pledge of Allegiance was led by Mayor Miller.

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Item 3, being:

CONSENT DOCKET

Councilmember Holman moved that Item 4 through Item 29 excluding Item 18 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 4 through Item 29 excluding Item 18, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Item 4 through Item 29 excluding Item 18 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL CONFERENCE MINUTES OF NOVEMBER 28, 2017
CITY COUNCIL CONFERENCE MINUTES OF DECEMBER 5, 2017
CITY COUNCIL MINUTES OF DECEMBER 5, 2017
NORMAN UTILITIES AUTHORITY MINUTES OF DECEMBER 5, 2017
NORMAN MUNICIPAL AUTHORITY MINUTES OF DECEMBER 5, 2017
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF DECEMBER 5, 2017

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

Items submitted for the record

1. Text File GID-1718-28 dated December 13, 2017, by Brenda Hall, City Clerk
2. City Council Conference minutes of November 28, 2017
3. City Council Conference minutes of December 5, 2017
4. City Council minutes of December 5, 2017
5. Norman Utilities Authority minutes of December 5, 2017
6. Norman Municipal Authority minutes of December 5, 2017
7. Norman Tax Increment Finance Authority minutes of December 5, 2017

Item 4, continued:

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

YEAS: Councilmembers Allison, Castleberry, Clark, Hickman, Holman, 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 5, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF NOVEMBER 30, 2017, 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-1718-34 dated December 5, 2017, by Anthony Francisco, Finance Director
- 2. Finance Director's Investment Report as of November 30, 2017

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, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller

NAYES: None

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

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Item 6, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF NOVEMBER, 2017, 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-1718-35 dated December 8, 2017, by Stacey Parker, Executive Assistant
- 2. Monthly Departmental Reports for the month of November, 2017

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, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller

NAYES: None

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

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Item 7, 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-1718-33 dated December 8, 2017, by Brenda Hall, City Clerk
- 2. Memorandum dated December 4, 2017, from Carrie Evenson, Stormwater Program Manager, through Shawn O’Leary, Director of Public Works, to Steve Lewis, City Manager
- 3. Change Order No. Four to Contract K-1516-72

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, Castleberry, Clark, Hickman, Holman, 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 8, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF REPORTS ENTITLED “COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2017,” AND “THE CITY OF NORMAN SINGLE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2017,” AS PREPARED BY THE CITY OF NORMAN FINANCE DEPARTMENT AND AUDITED BY THE FIRM OF BKD, LLP, FOR THE CITY OF NORMAN, OKLAHOMA, NORMAN UTILITIES AUTHORITY, NORMAN MUNICIPAL AUTHORITY, AND NORMAN TAX INCREMENT FINANCE AUTHORITY.

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Wilson moved that receipt of the reports 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-1718-32 dated December 7, 2017, by Anthony Francisco, Finance Director
- 2. Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2017
- 3. City of Norman Single Audit Report as of June 30, 2016
- 4. Audit Scope and results from BKD CPAs and Advisors to Honorable Mayor, City Council, and Management
- 5. Letter dated December 19, 2017, from Mr. Steve Lewis, City Manager; Mr. Anthony Francisco, Director of Finance; and Mr. Clint Mercer, Chief Accountant, with attached General Fund Quantitative Analysis, Schedule of Uncorrected Misstatements (Adjustments Passed), and Aggregate Remaining Funds Quantitative Analysis

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

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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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 be directed.

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Item 9, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY CONSTRUCTION PERMIT WL000014170837 ISSUED NOVEMBER 13, 2017, FOR THE ROCK CREEK ROAD WATER LINE REPLACEMENT PROJECT (FLOOD AVENUE TO RESEARCH PARK BOULEVARD), AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File GID-1718-27 dated December 4, 2017, by Michael Rayburn, Capital Projects Engineer
2. Location map
3. Letter dated November 13, 2017, from D. Adam Divine, E.I., Construction Permit Section, Water Quality Division, Oklahoma Department of Environmental Quality, to Mr. Mark Daniels, Development Engineer
4. Oklahoma Department of Environmental Quality Water Line Permit WL000014170837 dated November 13, 2017

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

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

NAYES: None

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

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Item 10, being:

CONSIDERATION OF AUTHORIZATION FOR THE PURCHASE OF OUTDOOR FURNITURE; PICNIC TABLES, BENCHES AND TRASH CANS FOR WESTWOOD FAMILY AQUATICS CENTER FROM PLAYWELL GROUP, L.L.C., IN THE AMOUNT OF \$31,498.36 FOR THE PARKS AND RECREATION DEPARTMENT.

Acting as the City Council and Norman Municipal Authority, Councilmember Holman moved that authorization for the purchase of outdoor furniture, picnic tables, benches, and trash cans for Westwood Family Aquatic Center in the amount of \$31,498.36 from Playwell Group, L.L.C., be approved, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File GID-1718-23 dated December 1, 2017, by Jason Olsen, Interim Recreation Superintendent
2. Quotation 9681 dated November 14, 2017, in the amount of \$31,498.36 from Playwell Group, L.L.C.
3. Photographs of bench, picnic table, and trash cans
4. Purchase Requisition 0000287362 dated December 1, 2017, in the amount of \$31,498.36 to Playwell Group, L.L.C.

Item 10, continued:

and the question being upon approving authorization for the purchase of authorization for the purchase of outdoor furniture, picnic tables, benches, and trash cans for Westwood Family Aquatic Center in the amount of \$31,498.36 from Playwell Group, L.L.C., a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and authorization for the purchase of outdoor furniture, picnic tables, benches, and trash cans for Westwood Family Aquatic Center in the amount of \$31,498.36 from Playwell Group, L.L.C., was approved.

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Item 11, being:

CONSIDERATION OF AN AMENDED FINAL SITE DEVELOPMENT PLAN AND AMENDED FINAL PLAT FOR UNIVERSITY NORTH PARK ADDITION, SECTION XIII, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN. (GENERALLY LOCATED EAST OF 24TH AVENUE N.W. ON THE SOUTH SIDE OF CONFERENCE DRIVE.

Councilmember Wilson moved that the amended final site development plan and amended final plat for University North Park Addition, Section XIII, a Planned Unit Development, be approved; the public dedications contained therein be accepted; the Mayor be authorized to sign the amended 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 amended final site development plan and amended final plat be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File FP-1718-13 dated November 30, 2017, by Ken Danner, Subdivision Development Manager
2. Location map
3. Amended final plat
4. Amended site plan
5. Filed final plat
6. Filed site development plan
7. Development Committee Staff Report dated December 1, 2017, recommending approval
8. Application for Development Committee Action dated October 19, 2017, submitted by University Town Center, L.L.C., for University North Park Addition, Section XIII - Amended

and the question being upon approving the amended final site development plan and amended final plat for University North Park Addition, Section XIII, a Planned Unit Development, and upon the subsequent acceptance and directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and he amended final site development plan and amended final plat for University North Park Addition, Section XIII, 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 the filing of the amended final site development plan and amended final plat was directed.

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Item 12, being:

CONSIDERATION OF ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$500 FROM THE J.W. WILLIAMS REVOCABLE TRUST TO THE POLICE DEPARTMENT.

Councilmember Wilson moved that a donation in the amount of \$500 from J.W. Williams Revocable Trust to be used by the Norman Police Department be accepted and Miscellaneous Revenue/Donations/Police donations be (010-0000-365.13-76) be increased by \$500, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File GID-1718-55 dated November 20, 2017, by Deputy Chief Jim Maisano

and the question being upon accepting a donation in the amount of \$500 from J.W. Williams Revocable Trust to be used by the Police Department and upon the subsequent increase, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and a donation in the amount of \$500 from J.W. Williams Revocable Trust to be used by the Norman Police Department accepted; and Miscellaneous Revenue/Donations/Police donations (010-0000-365.13-76) was increased by \$500.

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Item 13, being:

CONSIDERATION OF ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$500 FROM THE J.W. WILLIAMS REVOCABLE TRUST TO BE USED BY THE FIRE DEPARTMENT.

Councilmember Wilson moved that a donation in the amount of \$500 from J.W. Williams Revocable Trust to be used by the Fire Department be accepted, Citizens Donation Revenue Account (010-0000-365.13-72) be increased by \$500, and \$500 be appropriated to General Supplies/Public Information (010-6442-422.30-15), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File GID-1718-75 dated December 5, 2017, by Travis King, Fire Chief

and the question being upon accepting a donation in the amount of \$500 from J.W. Williams Revocable Trust to be used by the Fire Department and upon the subsequent increase and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and a donation in the amount of \$500 from J.W. Williams Revocable Trust to be used by the Fire Department accepted; Citizens Donation Revenue Account (010-0000-365.13-72) was increased by \$500 and \$500 was appropriated to General Supplies/Public Information (010-6442-422.30-15).

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Item 14, being:

SPECIAL CLAIM SC-1718-11: SUBMITTED BY ANDREW J. START IN THE AMOUNT OF \$2,504.72 FOR DAMAGE TO HIS VEHICLE AS A RESULT OF AN ACCIDENT WITH A CITY RECYCLING BIN AT 2443 WEST MAIN STREET.

Councilmember Wilson moved that Special Claim SC-1718-11 be approved and payment in the amount of \$2,504.72 be directed contingent upon obtaining a Release and Covenant Not to Sue from Andrew J. Start, which motion was duly seconded by Councilmember Holman;

Item 14, continued:

Items submitted for the record

1. Text File SC-1718-11 dated November 28, 2017, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated October 10, 2017, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
3. Special Claim SC-1718-11 filed October 10, 2017, by Andrew J. Start in the amount of \$2,504.37
4. Preliminary Estimate 813b97d8 dated October 10, 2017, in the amount of \$2,504.37 from Reynolds Ford Collision Center
5. Photographs of damage

and the question being upon approving Special Claim SC-1718-11 and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Special Claim SC-1718-11 approved; and payment in the amount of \$2,504.72 was directed contingent upon obtaining a Release and Covenant Not to Sue from Andrew J. Start.

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Item 15, being:

SPECIAL CLAIM SC-1718-12: SUBMITTED BY YVONNE AND KENDAL GALEY IN THE AGREED SETTLEMENT AMOUNT OF \$16,698 FOR DAMAGES TO THEIR VEHICLE, FEES AND MEDICAL EXPENSES AS A RESULT OF AN ACCIDENT WITH A CITY ANIMAL WELFARE VEHICLE AT THE INTERSECTION OF BELMAR CIRCLE AND INDIAN HILLS ROAD.

Councilmember Wilson moved that Special Claim SC-1718-12 be approved and the agreed settlement amount of \$16,698 be directed contingent upon obtaining a Release and Covenant Not to Sue from Yvonne and Kendal Galey, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File SC-1718-12 dated November 30, 2017, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated August 10, 2017, from Brenda Hall, City Clerk, to Keith Humphrey, Police Chief, and Jeff Bryant, City Attorney
3. Special Claim SC-1718-12 filed August 10, 2017, from Kendal and Yvonne Galey in the amount of \$12,594.50
4. Memorandum dated August 14, 2017, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney
5. Addendum to Special Claim SC-1718-12 dated September 9, 2017, from Kendal and Yvonne Galey in the amount of \$23,353.53 for pain and suffering
6. Official Oklahoma Traffic Collision Report 16-28557 dated August 15, 2016

and the question being upon approving Special Claim SC-1718-12 and upon the subsequent directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Special Claim SC-1718-12 approved; and payment and the agreed settlement amount of \$16,698 was directed contingent upon obtaining a Release and Covenant Not to Sue from Yvonne and Kendal Galey.

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Item 16, being:

SPECIAL CLAIM SC-1718-13: SUBMITTED BY SHANE AND JOE WILLIAMS IN THE AGREED SETTLEMENT AMOUNT OF \$6,400 FOR PROPERTY DAMAGE, MEDICAL EXPENSES, AND PAIN AND SUFFERING AS A RESULT OF A VEHICLE ACCIDENT WITH A CITY POLICE OFFICER ON STATE HIGHWAY 9.

Councilmember Wilson moved that Special Claim SC-1718-13 be approved and the agreed settlement amount of \$6,400 be directed contingent upon obtaining a Release and Covenant Not to Sue from Shane and Joe Williams, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File SC-1718-13 dated December 12, 2017, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated October 25, 2017, from Brenda Hall, City Clerk, to Keith Humphrey, Police Chief, and Jeff Bryant, City Attorney
3. Special Claim SC-1718-13 filed October 25, 2017, from Joe and Shane Williams in an amount in excess of \$10,000 for property damage and personal injuries, including but not limited to medical expenses, pain and suffering.
4. Official Oklahoma Traffic Collision Report 2007-000049810 dated July 13, 2017, with additional narrative

and the question being upon approving Special Claim SC-1718-13 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Special Claim SC-1718-13 approved; and payment and the agreed settlement amount of \$6,400 was directed contingent upon obtaining a Release and Covenant Not to Sue from Shane and Joe Williams.

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Item 17, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1516-72 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CENTRAL CONTRACTING SERVICES, INC., FOR THE WEST MAIN STREET DRAINAGE PROJECT.

Councilmember Wilson moved that the project be accepted and final payment in the amount of \$34,643.47 be directed to Central Contracting Services, Inc., which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1516-72, Final, dated November 28, 2017, by Carrie Evenson, Stormwater Engineer
2. Application and Certificate for Payment dated November 27, 2017, in the amount of \$34,643.47 from Central Contracting Services, Inc.

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

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and project accepted; and final payment in the amount of \$34,643.47 was directed to Central Contracting Services, Inc.

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Item 18, being:

CHANGE ORDER NO. SIX TO CONTRACT K-1516-80: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND CENTRAL CONTRACTING SERVICES, INC. INCREASING THE CONTRACT AMOUNT BY \$60,646.54 FOR A REVISED CONTRACT AMOUNT OF \$3,422,066.54 AND ADDING 59 CALENDAR DAYS TO THE CONTRACT FOR THE BERRY ROAD WATER LINE REPLACEMENT PROJECT, PHASE 3, FINAL ACCEPTANCE OF THE PROJECT, AND BUDGET TRANSFERS BETWEEN PROJECT ACCOUNTS.

Item 18 was withdrawn at the request of staff.

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Item 19, being:

CHANGE ORDER NO. THREE TO CONTRACT K-1516-122: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND URBAN CONTRACTORS, L.L.C., DECREASING THE CONTRACT AMOUNT BY \$56,989 FOR A REVISED CONTRACT PRICE OF \$2,124,371 FOR THE FYE 2014 SEWER MAINTENANCE PROJECT, PHASE 1 AND FINAL ACCEPTANCE OF THE PROJECT.

Acting as the Norman Utilities Authority, Trustee Wilson moved that Change Order No. Three to Contract K-1516-122 with Urban Contractors, L.L.C., decreasing the contract amount by \$56,989 for a revised contract price of \$2,124.371 be approved, the execution thereof be authorized, and final payment in the amount of \$10,621.86 be directed to Urban Contractors, L.L.C., which motion was duly seconded by Trustee Karjala;

Items submitted for the record

1. Text File K-1516-122, Change Order No. Three, dated November 29, 2017, by Charlie Thomas, Capital Project Engineer
2. Change Order No. Three to Contract K-1516-122 with Attachment One, Final Reconciliation

and the question being upon approving Change Order No. Three to Contract K-1516-122 with Urban Contractors, L.L.C., decreasing the contract amount by \$56,989 for a revised contract price of \$2,124.371 and upon the subsequent authorization and directive. a vote was taken with the following result:

YEAS:	Trustees Allison, Castleberry, Clark, Hickman, Holman, Wilson, Chairman Miller
NAYES:	None

The Chairman declared the motion carried and Change Order No. Three to Contract K-1516-122 with Urban Contractors, L.L.C., decreasing the contract amount by \$56,989 for a revised contract price of \$2,124.371 approved; the execution thereof was authorized and final payment in the amount of \$10,621.86 was directed to Urban Contractors, L.L.C.

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Item 20, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1617-97 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MGA SCULPTURE STUDIO, L.L.C., FOR THE WESTWOOD COMPLEX SCULPTURE PROJECT.

Councilmember Wilson moved that the project be accepted and final payment in the amount of \$22,700 be directed to MGA Sculpture Studio, L.L.C., which motion was duly seconded by Councilmember Holman;

Item 20, continued:

Items submitted for the record

1. Text File K-1617-97, Final, dated December 1, 2017, by Jud Foster, Director of Parks and Recreation
2. Photograph of sculpture
3. Purchase Order 287166 dated January 23, 2017, in the amount of \$100,000 deducting payments totaling \$75,000 and \$2,500 discount given by contractor leaving a balance of \$22,700

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

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

NAYES: None

The Mayor declared the motion carried and project accepted; and final payment in the amount of \$22,700 was directed to MGA Sculpture Studio, L.L.C.

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Item 21, being:

CONTRACT K-1718-77: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND TYLER TECHNOLOGIES, INC., IN THE AMOUNT OF \$2,373,769 FOR THE PURCHASE OF SOFTWARE, HARDWARE, AND TO PROVIDE PROFESSIONAL SERVICES FOR INSTALLATION, CONFIGURATION, DATA CONVERSION, TRAINING, AND PROJECT MANAGEMENT OF ENTERPRISE RESOURCE PLANNING (ERP) AND MUNICIPAL COURT MANAGEMENT SOFTWARE.

Councilmember Wilson moved that Contract K-1718-77 with Tyler Technologies, Inc., in the amount of \$2,373,769, 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-1718-77 dated November 30, 2017, by Kari Madden, Operations Manager
2. Contract K-1718-77 with Exhibit A, Investment Summary; Exhibit B, Invoicing and Payment Policy and Schedule 1, Business Travel Policy; Exhibit C, Maintenance and Support Agreement and Schedule 1, Support Call Process; Exhibit D, Third Party Terms; Exhibit E, Statement of Work, Schedule 1, Munis Statement of Work and Schedule 2, Incode Statement of Work; Exhibit F, Agreement with Tyler Systems Management; Exhibit G, Disaster Recovery Agreement; Exhibit H, Web Services – Hosted Applications Terms; Exhibit I, Functional Requirements; Exhibit J, Client's Request for Proposal; and Exhibit K, Tyler's Proposal

Participants in discussion

1. Mr. Tim Powers, Director of Information Technology

and the question being upon approving Contract K-1718-77 with Tyler Technologies, Inc., in the amount of \$2,373,769 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract K-1718-77 with Tyler Technologies, Inc., in the amount of \$2,373,769 approved; and the execution thereof was authorized.

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Item 22, being:

CONTRACT K-1718-78: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CITYVIEW, A DIVISION OF HARRIS CORPORATION, IN THE AMOUNT OF \$683,951 TO PURCHASE SOFTWARE, HARDWARE, AND PROFESSIONAL SERVICES FOR INSTALLATION, CONFIGURATION, DATA CONVERSION, TRAINING, AND PROJECT MANAGEMENT OF PLANNING AND COMMUNITY DEVELOPMENT MANAGEMENT SOFTWARE.

Councilmember Wilson moved that Contract K-1718-78 with CityView, a Division of Harris Corporation, in the amount of \$683,951 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-1718-78 dated December 5, 2017, by Kari Madden, Operations Manager
2. Contract K-1718-78, Contractual Services Agreement, with Schedule "A", Payment Milestones and Project Deliverables; Schedule "B", CityView Software License and Support Agreement; Schedule "C", CityView Service Level Agreement; and Schedule "D", Statement of Work

Participants in discussion

1. Mr. Tim Powers, Director of Information Technology

and the question being upon approving Contract K-1718-78 with CityView, a Division of Harris Corporation, in the amount of \$683,951 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract K-1718-78 with CityView, a Division of Harris Corporation, in the amount of \$683,951 approved; and the execution thereof was authorized.

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Item 23, being:

CONTRACT K-1718-79: A CONTRACT BY AND BETWEEN ADVANCED UTILITY SYSTEMS, A DIVISION OF HARRIS CORPORATION, IN THE AMOUNT OF \$1,483,650 FOR THE PURCHASE OF SOFTWARE, HARDWARE, AND PROFESSIONAL SERVICES FOR THE INSTALLATION, CONFIGURATION, DATA CONVERSION, TRAINING, AND PROJECT MANAGEMENT OF UTILITY BILLING SOFTWARE.

Councilmember Wilson moved that Contract K-1718-79 with Advanced Utility Systems, a Division of Harris Corporation, in the amount of \$1,483,650 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-1718-79 dated December 5, 2017, by Kari Madden, Operations Manager
2. Contract K-1718-79, Software Implementation Agreement with Schedule "A", Scope of Work with Schedule 1, Fee Structure and Services Payment Milestones, Appendix A, Draft Project Schedule, and Appendix B, Table of Responsibilities for Deliverables; Schedule "B", Fee Structure and Payment Schedule; and Schedule "C", Sample Form Change Order
3. Contract K-1718-79, Software License Agreement with Schedule "A", Description of Software, and Schedule "B", License Fees and Payment Schedule
4. Contract K-1718-79, Support and Maintenance Agreement, with Schedule "A", Escrow Terms, Exhibit 1, Annual Support and Maintenance Fee, and Exhibit 2, Standard Support and Maintenance Services – Standard Guidelines

Participants in discussion

1. Mr. Tim Powers, Director of Information Technology

Item 23, continued:

and the question being upon approving Contract K-1718-79 with Advanced Utility Systems, a Division of Harris Corporation, in the amount of \$1,483,650 and upon the subsequent authorization, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract K-1718-79 with Advanced Utility Systems, a Division of Harris Corporation, in the amount of \$1,483,650 approved; and the execution thereof was authorized.

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Item 24, being:

CONTRACT K-1718-80: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND VERMONT SYSTEMS, INC., IN THE AMOUNT OF \$61,775 FOR THE PURCHASE OF SOFTWARE, HARDWARE, AND TO PROVIDE PROFESSIONAL SERVICES FOR THE INSTALLATION, CONFIGURATION, DATA CONVERSION, TRAINING, AND PROJECT MANAGEMENT OF PARKS AND RECREATION SOFTWARE.

Councilmember Wilson moved that Contract K-1718-80 with Vermont Systems, Inc., in the amount of \$61,775 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-1718-80 dated December 5, 2017, by Kari Madden, Operations Manager
2. Contract K-1718-80 with Exhibit A, VSI Standard Sales and Support Policies; Exhibit B, Investment Summary (all modules being purchased, training and travel expenses "not to exceed" per module, total cost of annual maintenance for all modules, list of optional modules not within the total (only Park Maintenance at this time should be alternate and any hardware that was quoted as well); Exhibit C, VSI Standard Certificate of Liability Insurance; Exhibit D, Detailed project plan (modules with expected dates to start and deploy, training, and assignment of resources to each for VSI); and Exhibit E, Project Payment Schedule

Participants in discussion

1. Mr. Tim Powers, Director of Information Technology

and the question being upon approving Contract K-1718-80 with Vermont Systems, Inc., in the amount of \$61,775 and upon the subsequent authorization, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract K-1718-80 with Vermont Systems, Inc., in the amount of \$61,775 approved; and the execution thereof was authorized.

* * * * *

Item 25, being:

CONTRACT K-1718-81: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND INTELLITIME SYSTEMS CORPORATION IN THE AMOUNT OF \$250,175 FOR THE PURCHASE OF SOFTWARE, HARDWARE, AND TO PROVIDE PROFESSIONAL SERVICES FOR THE INSTALLATION, CONFIGURATION, DATA CONVERSION, TRAINING, AND PROJECT MANAGEMENT OF TIME AND ATTENDANCE SOFTWARE.

Councilmember Wilson moved that Contract K-1718-81 with Intellitime Systems Corporation in the amount of \$250,175 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-1718-81 dated December 5, 2017, by Kari Madden, Operations Manager
- 2. Contract K-1718-81 with Exhibit A, Customer Provided Equipment; Exhibit B, Customer Facilities; Exhibit C, Project Payment Schedule; Exhibit D, Intellitime System Deliverables; Exhibit E, System Specifications; Exhibit F, Third Party Licenses; Exhibit G, Project Plan and Delivery Schedule; Exhibit H, Annual Support and Maintenance Agreements; and Exhibit I, Certificates

Participants in discussion

- 1. Mr. Tim Powers, Director of Information Technology

and the question being upon approving Contract K-1718-81 with Intellitime Systems Corporation in the amount of \$250,175 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1718-81 with Intellitime Systems Corporation in the amount of \$250,175 approved; and the execution thereof was authorized.

* * * * *

Item 26, being:

RESOLUTION R-1718-67: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$8,500 FROM THE NORMAN FORWARD DONATION ACCOUNT TO BE USED FOR SIDEWALK CONSTRUCTION AT THE EAST BRANCH LIBRARY PROJECT.

Councilmember Wilson moved that Resolution R-1718-67 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. Text File R-1718-67 dated November 30, 2017, by Terry Floyd, Development Coordinator
- 2. Resolution R-1718-67

and the question being upon adopting Resolution R-1718-67, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1718-67 was adopted.

* * * * *

Item 27, being:

RESOLUTION R-1718-68: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, SELECTING H.W. LOCHNER AS THE CITY OF NORMAN'S APPOINTED BRIDGE INSPECTION CONSULTANT TO THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR COMPLIANCE WITH THE NATIONAL BRIDGE INSPECTION STANDARDS.

Councilmember Wilson moved that Resolution R-1718-68 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1718-68 dated December 5, 2017, by Shelly Williams, Capital Projects Engineer
2. Resolution R-1718-68
3. Bridge Inspection Selection Ranking Matrix
4. Letter dated September 25, 2017, from Steve Jacobi, P.E., Bridge Engineer, Oklahoma Department of Transportation, to City Official with attached Qualified Bridge Inspectors EC-1925

and the question being upon adopting Resolution R-1718-68, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution R-1718-68 was adopted.

* * * * *

Item 28, being:

RESOLUTION R-1718-90: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING COMPROMISE SETTLEMENT OF THE CLAIM FILED BY MARK HELM UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF MARK HELM V. THE CITY OF NORMAN, WORKERS' COMPENSATION CASE NO. 2007-07137A; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COURT JUDGMENT FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Wilson moved that Resolution R-1718-90 be adopted and payment of claims in the amount of \$75,000 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1718-90 dated November 29, 2017, by Jeanne Snider, Assistant City Attorney
2. Resolution R-1718-90
3. Purchase Requisition 0000287275 dated November 29, 2017, in the amount of \$75,000 to Mark Helm and Richard Bell
4. Purchase Requisition 0000287278 dated November 29, 2017, in the amount of \$1,500 to Workers Compensation Administrative Fund
5. Purchase Requisition 0000287281 dated November 29, 2017, in the amount of \$562.50 to Special Occupational Health and Safety Fund
6. Purchase Requisition 0000287282 dated November 29, 2017, in the amount of \$140 to Workers' Compensation Court
7. Purchase Requisition 0000287290 dated November 29, 2017, in the amount of \$131.64 to Cleveland County Court Clerk

Item 28, continued:

and the question being upon adopting Resolution R-1718-90 and upon the subsequent directive, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution R-1718-90 adopted; and payment of claims in the amount of \$75,000 which will constitute judgment against the City of Norman was directed.

* * * * *

Item 29, being:

CONTRACT K-1718-92: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE UNIVERSITY OF OKLAHOMA (OU) FOR THE LEASE OF LAND SOUTH OF LEXINGTON AVENUE FOR NORMAN FORWARD PROJECTS, AND AN EXCHANGE OF CITY PROPERTY LOCATED ON THE WESTHEIMER RUNWAY FOR OU PROPERTY LOCATED ON THE NORTHEAST CORNER OF ROBINSON STREET AND FLOOD AVENUE FOR THE EXTENSION OF JAMES GARNER AVENUE.

Acting as the City Council and the Norman Municipal Authority, Councilmember Wilson moved that Contract K-1718-92 with the University of Oklahoma be approved and the Mayor be authorized to sign the exchange agreement contingent upon the City Attorney's approval and the City Manager be further authorized to sign any and all documentation related to the execution of the exchange agreement contingent upon the City Attorney's approval, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1718-92 dated November 29, 2017, by Jeff Bryant, City Attorney
2. Contract K-1718-92 with Exhibit A, Legal Description – University Property; Exhibit B, Legal Description – City Property; Exhibit C, Ground Lease; Exhibit D, Form of Special Warranty Deed – University with Exhibit A, Legal Description of Property and Exhibit B, Permitted Exceptions; Exhibit E, Form of Special Warranty Deed – City; Exhibit F, Description of Roadway Improvements; Exhibit F-1, Roadway Site Plan
3. Ground Lease between the Board of Regents of the University of Oklahoma, Landlord, and the Norman Municipal Authority, Tenants with Exhibit A, Site Plan; Exhibit B, Description of the Land; Exhibit C, Provisions Relating to the Design and Construction of Tenant's Improvements; Exhibit C-1, Contractor Insurance Requirements; Exhibit D, Tenant's Insurance; Exhibit E, Statement of Tenant Regarding Lease; Exhibit F, MWA and Swearingen Park Development Covenants, Conditions and Restrictions; Exhibit G, NWS Development Guidelines
4. Location map of Lease Area 3, 16 acres, dated December 5, 2017
5. Location map of OU Property at Flood and Robinson dated September 26, 2017
6. Deed Locations

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Contract K-1718-92 with the University of Oklahoma and upon the subsequent authorizations, a vote was taken with the following result:

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

The Mayor declared the motion carried and Contract K-1718-92 with the University of Oklahoma approved; and the Mayor was authorized to sign the exchange agreement contingent upon the City Attorney's approval and the City Manager was further authorized to sign any and all documentation related to the execution of the exchange agreement contingent upon the City Attorney's approval.

* * * * *

Item 30, being:

RESOLUTION R-1718-73: A RESOLUTION AUTHORIZING THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SALES TAX REVENUE NOTE, SERIES 2017B (THE "NOTE") IN THE AGGREGATE PRINCIPAL AMOUNT OF \$6,105,000; WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE NOTE TO BE SOLD ON A NEGOTIATED BASIS; APPROVING AND AUTHORIZING EXECUTION OF A SALES TAX AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA (THE "CITY") AND THE AUTHORITY PERTAINING TO A YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUE; APPROVING AND AUTHORIZING EXECUTION OF A NOTE INDENTURE PROVIDING THAT THE ORGANIZATIONAL DOCUMENT CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE NOTE INDENTURE; AUTHORIZING AND DIRECTING THE EXECUTION OF THE NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Acting as the Norman Municipal Authority, Trustee Holman moved that Resolution R-1718-73 be adopted, which motion was duly seconded by Trustee Wilson;

Items submitted for the record

1. Text File R-1718-73 dated December 7, 2017, by Anthony Francisco, Finance Director
2. Resolution R-1718-73
3. Memorandum dated December 19, 2017, from Anthony Francisco, Finance Director/NMA Treasurer, to Honorable Mayor and City Councilmembers and Honorable Trustees of Norman Municipal Authority

Participants in discussion

1. Mr. Anthony Francisco, Finance Director

and the question being upon adopting Resolution R-1718-73, a vote was taken with the following result:

YEAS: Trustees Allison, Castleberry, Clark, Hickman, Holman, Wilson, Chairman Miller

NAYES: None

The Chairman declared the motion carried and Resolution R-1718-73 was adopted.

* * * * *

Item 31, being:

RESOLUTION R-1718-74: A RESOLUTION OF THE CITY OF NORMAN, OKLAHOMA (THE "CITY") APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") ISSUING ITS SALES TAX REVENUE NOTE, SERIES 2017B (THE "NOTE"); PROVIDING THAT THE ORGANIZATIONAL DOCUMENT CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE NOTE INDENTURE; AUTHORIZING THE ISSUANCE OF SAID NOTE; WAIVING COMPETITIVE BIDDING WITH RESPECT TO THE SALE OF SAID NOTE AND APPROVING THE PROCEEDINGS OF THE AUTHORITY PERTAINING TO THE SALE OF SAID NOTE; APPROVING AND AUTHORIZING THE EXECUTION OF A SALES TAX AGREEMENT BY AND BETWEEN THE CITY AND THE AUTHORITY PERTAINING TO THE YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUES; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Councilmember Holman moved that Resolution R-1718-68 be adopted, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File R-1718-74 dated December 7, 2017, by Anthony Francisco, Finance Director
2. Resolution R-1718-74
3. Memorandum dated December 19, 2017, from Anthony Francisco, Finance Director/NMA Treasurer, to Honorable Mayor and City Councilmembers and Honorable Trustees of Norman Municipal Authority

Participants in discussion

1. Mr. Anthony Francisco, Finance Director

Item 31, continued:

and the question being upon adopting Resolution R-1718-74, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution R-1718-74 was adopted.

* * * * *

Item 32, being:

CONSIDERATION OF ORDINANCE O-1718-19 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 A CHURCH, TEMPLE OR OTHER PLACE OF WORSHIP IN THE R-3, MULTI-FAMILY DWELLING DISTRICT FOR PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION SIX (6), TOWNSHIP EIGHT (8) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (SOUTHEAST CORNER OF ELM AVENUE AND ELMWOOD DRIVE)

Ordinance O-1718-19 having been Introduced and adopted upon First Reading by title in City Council's meeting of December 5, 2017, Councilmember Wilson moved that Ordinance O-1718-19 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Clark;

Items submitted for the record

1. Text File O-1718-19 dated October 24, 2017, by Janay Greenlee, Park Planner
2. Ordinance O-1718-19
3. Site plan
4. Location map
5. Staff Report dated November 9, 2017, recommending approval
6. Aerial photograph
7. Floor plan for first floor
8. Floor plan for second floor
9. Predevelopment Summary Case PD 17-22 dated October 26, 2017, for Wynn Construction for Baptist General Convention of Oklahoma for property located on the southeast corner of Elm Avenue and Elmwood Drive
10. Pertinent excerpts from Planning Commission minutes of November 9, 2017

Participants in discussion

1. Mr. Bryan Coon, Huit-Zollars, Inc., 2832 West Wilshire Boulevard, Oklahoma City, engineer representing the applicant
2. Ms. Susan Connors, Director of Planning and Community Development

and the question being upon adopting Ordinance O-1718-19 upon Second Reading section by section, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance O-1718-19 was adopted upon Second Reading section by section.

Item 32, continued:

Thereupon, Councilmember Holman moved that Ordinance O-1718-19 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Clark; and the question being upon adopting Ordinance O-1718-19 upon Final Reading as a whole, the roll was called with the following result:

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

The Mayor declared the motion carried and Ordinance O-1718-19 was adopted upon Final Reading as a whole.

* * * * *

Item 33, being:

THE SECOND OF TWO PUBLIC HEARINGS REGARDING THE PROPOSED NORMAN CENTER CITY PROJECT PLAN AND TAX INCREMENT FINANCE DISTRICT LOCATED GENERALLY WITHIN THE BOUNDARIES OF TONHAWA STREET ON THE NORTH, THE RAILROAD TRACKS ON THE EAST, BOYD STREET ON THE SOUTH, AND ON THE WEST: THE ALLEY EAST OF ELM AVENUE NORTH TO PARK DRIVE, THEN WEST ALONG COMANCHE STREET TO FLOOD AVENUE, THEN NORTH TO MAIN STREET.

CONSIDERATION OF ORDINANCE O-1718-27 UPON SECOND AND FINAL READING AND DECLARING AN EMERGENCY: AN ORDINANCE APPROVING AND ADOPTING THE NORMAN CENTER CITY PROJECT PLAN; DESIGNATING AND ADOPTING PROJECT AREA AND INCREMENT DISTRICT BOUNDARIES; ESTABLISHING A DATE FOR THE CREATION OF INCREMENT DISTRICT NO. THREE, CITY OF NORMAN; ADOPTING CERTAIN FINDINGS; AUTHORIZING THE CITY OF NORMAN TO CARRY OUT AND ADMINISTER THE PROJECT PLAN; ESTABLISHING A TAX APPORTIONMENT FUND; DECLARING APPORTIONED FUNDS TO BE SPECIAL FUNDS OF THE CITY OF NORMAN OR THE NORMAN TAX INCREMENT FINANCE AUTHORITY; AUTHORIZING THE USE OF AD VALOREM INCREMENT REVENUES FOR THE PAYMENT OR FINANCING OF CERTAIN PROJECT COSTS; AUTHORIZING THE USE OF OTHER RESOURCES TO PAY FOR OR FINANCE PROJECT COSTS; AUTHORIZING THE NORMAN TAX INCREMENT FINANCE AUTHORITY, OR ALTERNATIVE AUTHORIZED ENTITY, TO ISSUE BONDS AND CARRY OUT CERTAIN PROVISIONS OF THE PROJECT PLAN; RATIFYING AND CONFIRMING THE ACTIONS, RECOMMENDATIONS AND FINDINGS OF THE REVIEW COMMITTEE AND THE PLANNING COMMISSION; DIRECTING CONTINUING APPORTIONMENT; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY.

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

Items submitted for the record

1. Text File O-1718-27 dated November 14, 2017, by Jeff Bryant, City Attorney
2. Ordinance O-1718-27
3. Norman Center City Project Plan, Increment District No. 3, City of Norman, Draft approved by Center City Review Committee on November 21, 2017, with Exhibit A, Center City Project Area and Increment District; Exhibit B, Project Area and Increment District Legal Description; Exhibit C, Existing Uses and Conditions; and Exhibit D, Proposed Uses and Proposed Improvements
4. Norman Center City Project Plan, Increment District No. 3, City of Norman Eligibility Report with Exhibit A, Project Area and Increment District Boundary Map, and Exhibit B, Project Area and Increment District Enterprise Zone Map
5. Norman Center City Project Plan, Increment No. 3, City of Norman, Financial Impacts Report presented to the Center City Review Committee on November 21, 2017
6. Project area and Norman Public School District Boundaries dated August 23, 2017
7. Findings and Recommendation of the Norman Center City Project Review Committee
8. Norman Center City Project Review Committee minutes of September 14, 2017, with PowerPoint dated September 14, 2017, entitled "Tax Increment Financing: A Valuable Tool for Economic Development" prepared by the Center for Economic Development Law for the Norman Center City Project Review Committee

Item 33, continued:

Items submitted for the record, continued

9. Norman Center City Project Review Committee minutes of October 9, 2017, with PowerPoint dated October 9, 2017, entitled "Norman Center City Project Plan" prepared by the Center for Economic Development Law for the Norman Center City Project Review Committee
10. Norman Center City Project Review Committee minutes of November 6, 2017, with PowerPoint dated November 6, 2017, entitled "Norman Center City Project Plan" prepared by the Center for Economic Development Law for the Norman Center City Project Review Committee
11. Norman Center City Project Review Committee minutes of November 21, 2017, with PowerPoint dated November 21, 2017, entitled "Norman Center City Project Plan" prepared by the Center for Economic Development Law for the Norman Center City Project Review Committee
12. Notice to the Public of Two Public Hearings Regarding the Creation of Increment No. 3 with Exhibit A, location map
13. Resolution PCR-1718-1 from the Planning Commission

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

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

NAYES: None

The Mayor declared the motion carried and a public hearing was conducted.

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Ms. Emily Pomeroy, Center for Economic Development Law
2. Mr. Steve Ellis, 633 Reed Avenue, proponent

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, Castleberry, Clark, Hickman, Holman, Wilson, Mayor Miller

NAYES: None

The Mayor declared the motion carried and the public hearing was closed.

Thereupon, Ordinance O-1718-27 having been Introduced and adopted upon First Reading by title in City Council's meeting of December 5, 2017, Councilmember Hickman moved that Ordinance O-1718-27 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Holman;

Participants in discussion

1. Ms. Emily Pomeroy, Center for Economic Development Law
2. Mr. Jeff Bryant, City Attorney

and the question being upon adopting Ordinance O-1718-27 upon Second Reading section by section, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance O-1718-27 was adopted upon Second Reading section by section.

Item 33, continued:

Thereupon, Councilmember Holman moved that Emergency Section No. 16 be approved, which motion was duly seconded by Councilmember Clark;

Participants in discussion

1. Mr. Steve Ellis, 633 Reed Avenue, made comments
2. Ms. Mary Francis, 850C Cardinal Creek Condos, made comments
3. Mr. Jeff Bryant, City Attorney

and the question being upon approving Emergency Section No. 16, a vote was taken with the following result:

YEAS: Councilmembers Allison, Clark,
Hickman, Holman, Wilson,
Mayor Miller

NAYES: Councilmember Castleberry

The Mayor declared the motion carried and Emergency Section No. 16 was approved.

Thereupon, Councilmember Hickman moved that Ordinance O-1718-27 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Holman; and the question being upon adopting Ordinance O-1718-27 upon Final Reading as a whole, the roll was called with the following result:

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

NAYES: None

The Mayor declared the motion carried and Ordinance O-1718-27 was adopted upon Final Reading as a whole.

* * * * *

Item 34, being:

RESOLUTION R-1718-71: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CHANGING THE STREET NAME FROM DEBARR AVENUE TO DEANS ROW AVENUE FOR PROPERTY GENERALLY LOCATED NORTH OF BOYD STREET, SOUTH OF DUFFY STREET AND WEST OF JENKINS AVENUE.

Councilmember Holman moved that Resolution R-1718-71 be adopted, which motion was duly seconded by Councilmember Clark;

Items submitted for the record

1. Text File R-1718-71 dated November 30, 2017, by Ken Danner, Subdivision Development Manager
2. Resolution R-1718-71
3. Resolution R-0809-60 with attached Citizens Recognition Policy
4. Letter dated November 28, 2017, from Property Owners on DeBarr Avenue to Shawn O'Leary, Director of Public Works
5. Excerpts from proposed policy for street name changes submitted to the Oversight Committee
6. List of property owners on DeBarr Avenue
7. Signed petition letter from Mark Millsap for 766 DeBarr Avenue
8. Signed petition letter from Fredrick J. Reinke for 757 DeBarr Avenue
9. Signed petition letter from Tiffany Smith, Aspen Family Trust for 760 DeBarr Avenue
10. Signed petition letter from Cindy Martin for 746 DeBarr Avenue
11. Signed petition letter from Cindy Martin for 751 DeBarr Avenue
12. Signed petition letter from Elizabeth A. Bevel for 725 DeBarr Avenue
13. Signed petition letter from V.T. Bevel for 720 DeBarr Avenue

Item 34, continued:

Items submitted for the record, continued

14. Signed petition letter from V.T. Bevel for 731 DeBarr Avenue
15. Signed petition letter from V.T. Bevel for 739 DeBarr Avenue
16. Signed petition letter from V.T. Bevel for 764 DeBarr Avenue
17. Signed petition letter from Elizabeth A. Bevel for 724 DeBarr Avenue
18. Signed petition letter from Bette Whitson Maffucci, 752 DeBarr Avenue
19. Signed petition letter from James Crafton, 730 and 730 1/2 DeBarr Avenue
20. Signed petition letter from Rusty Rains, 783 DeBarr Avenue
21. Signed petition letter from Vincent Precilla, 743 DeBarr Avenue
22. Signed petition letter from Lisa C. Williams, 708 DeBarr Avenue
23. Signed petition letter from H. Rainey Powell, Manager, 329 Partners II, L.P., 211 West Boyd Street
24. Signed petition letter from H. Rainey Powell, Member, Asp Street Investments, L.L.C., 211 West Boyd, Parking Lot
25. Signed petition letter from H. Rainey Powell, Member, Asp Street Investments, L.L.C., 770 DeBarr Avenue
26. Signed petition letter from H. Rainey Powell, Member, Asp Street Investments, L.L.C., 787 DeBarr Avenue
27. Signed petition letter from M. Rainey Powell, Member, Asp Street Investments, L.L.C., 119 West Boyd
28. Signed petition letter from Mike and Lee Nelson, 737 DeBarr Avenue
29. Signed petition letter from Katharine M. Jenkins, 710 DeBarr Avenue
30. Signed petition letter from Lisa G. Williams, 715 DeBarr Avenue
31. Signed petition letter from Lisa G. Williams, 715 1/2 DeBarr Avenue
32. Revised letter dated December 8, 2017, from Property Owners on DeBarr Avenue to Shawn O'Leary, Director of Public Works
33. Staff's verification of Petition

Participants in discussion

1. Mr. Shawn O'Leary, Director of Public Works
2. Mr. Steve Ellis, 633 Reed Avenue, proponent

and the question being upon adopting Resolution R-1718-71, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Resolution R-1718-71 was adopted.

* * * * *

Item 35, being:

MISCELLANEOUS DISCUSSION

Right of Due Process Violations. Mr. TaMichael McCloud, 328 East Main Street, said he owned a business called McCloud's Pipes on Main Street two years ago. He came to this meeting to ask for an investigation of Detective Newell because his rights to due process had allegedly been violated and he provided a list of the violations of his right to due process to Council. He said due process has two requirements, that notice be provided to the person of what is prohibited and standards be provided to law enforcement officials to prevent arbitrary and discriminatory enforcement. He said the Norman Police Department never informed him that he was doing anything illegal. He said another violation is that every statute within the warrant was an old version of the statute, therefore it was not valid. He said Detective Newell did not put the current amended statute in the warrant. He said there is a website provided on the list of violations where the statute is argued and he also provided Council with the current statute. He said there is a violation within the Affidavit for Search Warrant. He said at first he was worried that he or his employees had done something wrong and he waited two weeks to get the warrant to find out what they had done wrong and when he received it, he still did not find anything wrong. He said there was never criminal intent. He said the warrant also had two items omitted from it regarding obtaining statements from him or any of his employees before issuing a warrant and the proximity of an object in time and space to a direct violation of the act. He said there was no direct violation of the act in time and proximity.

Miscellaneous Discussion, continued:

Right of Due Process Violations, continued

Items submitted for the record

1. List of violations submitted by TaMichael McCloud
2. Senate Bill No. 114
3. Affidavit for Search Warrant filed Mary 12, 2015, in the District Court of Cleveland County, State of Oklahoma SW-15-98, TaMichael McCloud

Councilmember Holman said he appreciated Mr. McCloud coming to the meeting to speak about the issue he is experiencing. He said the citizens of Norman voted for a charter amendment to give City Council the ability to request an investigation into employee conduct. He said this particular issue is a good candidate to be used.

*

Thanks to City Council. Mr. Larry Steele, 730 Hoover Street, commended Council for responding to his wife's email asking them to tread lightly on the entertainment district Tax Increment Financing District and she received five replies within an hour. He also thanked Councilmember Hickman for helping him with a lighting problem.

*

Public Transportation for Seniors. Ms. Mary Francis, 850C Cardinal Creek Condos, said there are many senior citizens on fixed incomes who might want to access the Senior Center when it is built and they would have to travel several miles if it were located on North Base. She said presently there is no public transportation that is timely or regular. She said most cities provide this service and senior citizens do not have the money to buy gasoline or are not able to drive. She said they need public transportation.

Councilmember Wilson said she agreed wholeheartedly on the issue of public transportation. She said she would like to see our city do a better job especially when considering a location for the Senior Center. She said in her ward, the Little Axe area has no bus service at all.

*

Renaming DeBarr Avenue. Councilmember Castleberry said tonight had been a historic night and he was glad changing the street name of DeBarr Avenue had been approved. He said, going forward, a procedure should be put in place in case this comes up again.

Councilmember Wilson thanked everyone for the DeBarr Avenue name change. She said she knows it had been difficult for longtime residents living on DeBarr. She said there had been many people involved in pushing and motivating people to get this done. She said Council wanted it changed immediately but also wanted to make sure there was a process in place for a future situation like this. She appreciated all of Council taking this seriously.

Councilmember Clark said it has been a long year but it had been accomplished and she thanked everyone.

Councilmember Holman said he was honored to have the opportunity to vote on changing the name of DeBarr Avenue this evening. He said a few months ago, Dr. George Henderson had told Council that it costs too much not to do it. He agreed with him and is glad Council got it done.

Councilmember Allison thanked his fellow Councilmembers for working together through the DeBarr Avenue issue.

*

Center City TIF. Councilmember Castleberry said he voted for the Center City TIF because he believes in it. He said he understood why the emergency clause was requested but he did not believe it was a true emergency and that was why he voted against the emergency clause.

Miscellaneous Discussion, continued:

Center City TIF, continued. Councilmember Hickman said he thinks approving the Emergency Clause was necessary because from his perspective, it deals with safety and health of the residents of the people who reside in the Center City area. He said the infrastructure is old and there is not enough money to repair and replace water and sewer lines and alleys as well as streets.

Councilmember Allison said he is excited about the Center City TIF because he loves Downtown Norman and Core Norman. He said the City is putting in \$3 million dollars upfront to get investors involved.

*

Happy Holidays. Councilmember Castleberry said this is the last meeting of the year and wished everyone a Merry Christmas and safe travel to both playoff games.

Councilmembers Hickman and Allison wished everyone a wonderful Christmas and a happy holiday season. They said they looked forward to seeing everyone next year.

Councilmember Clark said Merry Christmas, Happy Kwanza, and Happy Hanukkah to everyone. She said she hoped everyone was celebrating with their loved ones and enjoying living in the beautiful community we share together.

Councilmember Holman wished everyone Happy Holidays and asked them to be sure to do their shopping at a real brick and mortar store in Norman.

Mayor Miller asked everyone to have a wonderful holiday season.

*

Thanks for Attendance Tonight. Councilmembers Hickman and Holman thanked everyone who came to the meeting tonight and everyone watching at home.

*

Thanks to Staff and City Council. Councilmember Clark thanked City Staff for all of the hard work that they do. She said she emails them on weekends or late at night and they always answer. She said she does not know if Norman residents realize this. She said no one knows how hard Council works and being a Councilmember was actually like a second full time job. She works with amazing people every Tuesday. She feels incredibly blessed and excited for what was accomplished in 2017 and is looking forward to 2018.

Mayor Miller said a lot has been accomplished this year with the assistance of a very capable staff and the work of many citizen volunteers.

*

Westwood Complex Sculpture. Councilmember Allison said he had been happy to celebrate at the ribbon cutting ceremony for the new art work at the Westwood Family Aquatic Center on a very cold morning. He said he was excited to see the first piece of NORMAN FORWARD art work.

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Lease of Land for NORMAN FORWARD Projects. Councilmember Allison said is excited about the lease with the University of Oklahoma for land for the NORMAN FORWARD projects.

Mayor Miller said the land that has been secured might also give the City a site for the a Senior Center.

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Christmas Day Dinner. Mayor Miller announced that the Community Christmas Dinner would be held at Norman High School from 11:00 a.m. to 2:00 p.m. for those who might be alone or those who would like to volunteer to help out. She said it is sponsored by the wonderful Magarian family and many other volunteers and free to the public.

*

Miscellaneous Discussion, continued:

CITY MANAGER’S REPORT

NORMAN FORWARD

Norman Public Library Central. The site work at the Norman Public Library Central is coming along nicely and the steel is in the process of being erected. The project is 25% complete. The underground utilities have been installed and the underground stormwater detention work is complete on the site. All of the steel work should be completed in early 2018 and the library is proposed to be completed in the summer of 2019.

Westwood Family Aquatic Center. Light level and aiming tests for the outdoor lights were conducted last week at the Westwood Family Aquatic Center. The final concrete pours for the decking were completed as well. There is still work to be done on the bathhouse and the parking lot. The pool will be filled in April, 2018, with final testing and staff training to be done as well.

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West Lindsey Street Update. All work is substantially complete. All the final landscaping will be done in the Spring. Lindsey is now fully open to traffic.

#

Wildfire Preparedness Workshop. The Norman Fire Department and the Oklahoma Forestry Service conducted a workshop Saturday, December 16th, at Fire Station 9 to give homeowners information about preparing for and taking steps to mitigate damage from a wildfire. Councilmember Wilson helped host the event and a good number of citizens attended. There is quite a bit of public information that will be added to the City website and copies of the information can be obtained from the Fire Department.

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ADJOURNMENT

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

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

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 8:41 p.m.

ATTEST:

City Clerk

Mayor