

City of Norman, OK

*Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069*



Meeting Agenda - Final-revised

Tuesday, March 12, 2019

6:30 PM

**City Council, Norman Utilities Authority, Norman Municipal
Authority, and Norman Tax Increment Finance Authority**

City Council

*Mayor Lynne Miller
Council Member Kate Bierman
Council Member Joe Carter
Councilmember Robert Castleberry
Council Member Bill Hickman
Councilmember Sereta Wilson
Council Member Breea Clark
Council Member Stephen Holman
Council Member Alexandra Scott*

1 Roll Call

2 Pledge of Allegiance

Minutes

3 [GID-1819-62](#) APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL CONFERENCE MINUTES OF JANUARY 22, 2019
CITY COUNCIL COMMUNITY PLANNING AND TRANSPORTATION COMMITTEE
MINUTES OF JANUARY 24, 2019
CITY COUNCIL MINUTES OF FEBRUARY 26, 2019
NORMAN UTILITIES AUTHORITY MINUTES OF FEBRUARY 26, 2019
NORMAN MUNICIPAL AUTHORITY MINUTES OF FEBRUARY 26, 2019
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF FEBRUARY 26, 2019

Attachments: [Text File](#)

[January 22 Conference Minutes](#)

[January 24 CPT Minutes](#)

[February 26 CC Minutes](#)

ACTION NEEDED: Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, motion to approve or reject the minutes; and, if approved, direct the filing thereof.

ACTION TAKEN: _____

Resolution

4 [R-1819-92](#) RESOLUTION R 1819-92: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, COMMENDING AND EXTENDING RECOGNITION TO THE AMERICAN LEGION ON THEIR 100TH BIRTHDAY ANNIVERSARY.

Attachments: [Text File](#)

[American Legion](#)

ACTION NEEDED: Motion to adopt or reject Resolution R-1819-92.

ACTION TAKEN: _____

Proclamation

5 [P-1819-21](#) PROCLAMATION P-1819-21: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING MONDAY, APRIL 22, 2019, AS EARTH DAY IN THE CITY OF NORMAN AND MARCH 22 THROUGH APRIL 22 AS EARTHMONTH@OU2019.

Attachments: [Text File](#)
[Proclamation](#)

ACTION NEEDED: Motion to acknowledge receipt of Proclamation P-1819-21 proclaiming Monday, April 22, 2019, as Earth Day in the City of Norman and March 22 through April 22 as EarthMonth@OU2019; and, direct the filing thereof.

ACTION TAKEN: _____

6 **Consent Docket**

Consent Docket

This item is placed on the agenda so that the City Council, by unanimous consent, can designate those routine agenda items that they wish to be approved or acknowledged by one motion. If any item proposed does not meet with approval of all Councilmembers, that item will be heard in regular order. Staff recommends that Item 7 through Item 15 be placed on the consent docket.

ACTION NEEDED: Motion to place Item _____ through Item _____ on the Consent Docket by unanimous vote.

ACTION TAKEN: _____

ACTION NEEDED: Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, motion to approve or acknowledge all items on the Consent Docket subject to any conditions included in the individual action needed by item.

ACTION TAKEN: _____

Zoning Ordinance

- 7 [O-1819-29](#) CONSIDERATION OF ORDINANCE O-1819-29 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR A SCHOOL IN THE R-1, SINGLE FAMILY DWELLING DISTRICT FOR LOT ONE (1), BLOCK ONE (1), BOYD VIEW II ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (2323 CLASSEN BOULEVARD)

Attachments: [Text File](#)

[O-1819-29](#)

[Location Map](#)

[Staff Report](#)

[2323 Classen Site Map](#)

[Predevelopment Summary](#)

[2-14-19 PC Minutes](#)

ACTION NEEDED: Motion to Introduce and adopt Ordinance O-1819-29 upon First Reading by title.

ACTION TAKEN: _____

Request for Proposal

- 8 [K-1819-119](#) CONSIDERATION OF AWARDING REQUEST FOR PROPOSAL RFP-1819-47, APPROVAL OF CONTRACT K-1819-119 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA AND DOWNEY CONSTRUCTION COMPANY, INC., IN THE AMOUNT OF \$156,421.25; PERFORMANCE BOND B-1819-73, STATUTORY BOND B-1819-74, AND MAINTENANCE BOND MB-1819-54 FOR THE NORMAN FORWARD NEIGHBORHOOD PARK CONCRETE TRAILS PROJECT AND RESOLUTION R-1819-86 GRANTING TAX EXEMPT STATUS.

Attachments: [Text File](#)

[RFP-1819-47 Bid Tab](#)

[K-1819-119](#)

[Perf B-1819-73](#)

[Stat B-1819-74](#)

[MB-1819-54](#)

[R-1819-86](#)

ACTION NEEDED: Motion to accept or reject Request for Proposal RFP-1819-47 with Downey Construction Company, Inc., for the NORMAN FORWARD Neighborhood Park Concrete Trails Project; and, if accepted, approve Contract K-1819-119 in the amount of \$156,421.25 and the performance, statutory, and maintenance bonds; authorize execution of the contract and bonds; direct the filing of the bonds; and adopt Resolution R-1819-86.

ACTION TAKEN: _____

Request for Payment

- 9 [GID-1819-61](#) CONSIDERATION OF A REQUEST FROM THE NORMAN HOUSING AUTHORITY TO WAIVE THE PAYMENT IN LIEU OF TAXES (PILOT) IN THE AMOUNT OF \$15,270.87 FOR FISCAL YEAR ENDING (FYE) 2018.

Attachments: [Text File](#)

[NHA Request](#)

ACTION NEEDED: Motion to approve or reject the request from the Norman Housing Authority to waive the fee in the amount of \$15,270.87 in lieu of taxes payment for 2018.

ACTION TAKEN: _____

Donation

- 10 [GID-1819-60](#) CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$350 FROM BRECKENRIDGE GROUP NORMAN OKLAHOMA, L.L.C., TO BE USED AT THE NORMAN ANIMAL WELFARE CENTER.

Attachments: [Text File](#)

ACTION NEEDED: Motion to accept or reject a donation of \$350 from Breckenridge Group Norman Oklahoma, L.L.C. to be used at the Norman Animal Welfare Center; and, if accepted, increase Other/Animal Control (010-0000-227.24-31) by \$350.

ACTION TAKEN: _____

Contract

- 11 [K-1718-115](#)
[AMD#1](#) AMENDMENT NO. ONE TO CONTRACT K-1718-115: BY AND BETWEEN E & E LAWN CARE, L.L.C., FOR MOWING, SECURING OF STRUCTURES, AND THE REMOVAL OF HEALTH NUISANCES FOR THE CODE COMPLIANCE DIVISION OF THE PLANNING DEPARTMENT EXTENDING THE CONTRACT THROUGH MARCH 31, 2020.

Attachments: [Text File](#)

[Amendment K-1718-115](#)

[K-1718-115](#)

ACTION NEEDED: Motion to approve or reject Amendment No. One to Contract K-1718-115 with E & E Lawn Care, L.L.C., extending the contract through March 31, 2020; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

- 12 [K-1819-123](#) CONTRACT K-1819-123: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, NORMAN AFFORDABLE HOUSING CORPORATION, INC., AND NORMAN COMMUNITY HOUSING DEVELOPMENT 2015, INC. IN THE AMOUNT OF \$191,430 AS AGREED UPON UNDER THE FYE 2019 HOME INVESTMENT PARTNERSHIP PROGRAM TO PURCHASE PROPERTY LOCATED AT 1917/1919 DURHAM PLACE TO BE USED AS AFFORDABLE RENTAL HOUSING IN THE CITY OF NORMAN.

Attachments: [Text File](#)

[CHDO Request](#)

[K-1819-123](#)

[PR CHDO](#)

ACTION NEEDED: Motion to approve or reject Contract K-1819-123 with Norman Affordable Housing Corporation, Inc., and Norman Community Housing Development 2015, Inc., in the amount of \$191,430; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

- 13 [K-1819-124](#) CONTRACT K-1819-124: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GIVENS PROPERTY MAINTENANCE, L.L.C., FOR MOWING, SECURING OF STRUCTURES, AND THE REMOVAL OF HEALTH NUISANCES AND EASEMENT OBSTRUCTIONS FOR THE CODE COMPLIANCE DIVISION THROUGH MARCH 31, 2020.

Attachments: [Text File](#)

[K-1819-124](#)

ACTION NEEDED: Motion to approve or reject Contract K-1819-124 with Givens Property Maintenance, L.L.C., through March 31, 2020; and, if approved, authorize the execution thereof.

ACTION TAKEN: _____

WCC Court

- 14 [GID-1819-59](#) CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$19,249.22 REGARDING ROBERT PACK V. THE CITY OF NORMAN, WORKERS' COMPENSATION COMMISSION CASE 2017-06285 R (LUMBAR SPINE).

Attachments: [Text File](#)

[Pack-2-19-19 Court Order](#)

[Pack-2-27-19-Order Nunc Pro Tunc](#)

[Pack - PR - Court Order - cc 3-12-19](#)

ACTION NEEDED: Motion to approve or reject the City Attorney's recommendation; and if approved, authorize compliance with the Workers' Compensation Court Order and direct payment of claims in the amount of \$19,249.22 which will constitute judgment against the City of Norman.

ACTION TAKEN: _____

Resolution WCC

- 15 [R-1819-91](#) RESOLUTION R-1819-91: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING JOINT PETITION SETTLEMENT OF THE CLAIM FILED BY JASON HOUSER UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF *JASON HOUSER V. THE CITY OF NORMAN*, WORKERS' COMPENSATION COMMISSION CASE NO. 2015-02888 Y; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COMMISSION, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COMMISSION JUDGMENT FROM THE RISK MANAGEMENT INSURANCE FUND.

Attachments: [Text File](#)

[Houser-R-1819-91 Resolution](#)

[Houser - PR - Sttlmt cc3-12-19](#)

ACTION NEEDED: Motion to adopt or reject Resolution R-1819-91; and, if adopted, direct payment of claims in the amount of \$14,156.83 which will constitute judgment against the City of Norman.

ACTION TAKEN: _____

Non-Consent Items

- 16 [O-1819-30](#) CONSIDERATION OF ORDINANCE O-1819-30 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE LOTS ELEVEN (11), TWELVE (12) AND THIRTEEN (13), BLOCK EIGHTY-EIGHT (88), OF THE ORIGINAL TOWN OF NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE CCFBC, CENTER CITY FORM-BASED CODE, AND PLACE SAME IN THE CCPUD, CENTER CITY PLANNED UNIT DEVELOPMENT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (421 WEST GRAY STREET)

Attachments: [Text File](#)

[O-1819-30](#)

[Revised PUD Narrative 2-20-19](#)

[Location Map](#)

[Staff Report](#)

[PUD Narrative-Exhibits](#)

[Protest Map as of 2-12-19](#)

[Protest Letters as of 2-12-19](#)

[Academic study housing prices 1](#)

[Academic study housing prices 2](#)

[2-14-19 PC Minutes - Item 8 Blankenship CCPUD](#)

ACTION NEEDED: Motion to adopt or reject Ordinance O-1819-30 upon Second Reading section by section.

ACTION TAKEN: _____

ACTION NEEDED: Motion to adopt or reject Ordinance O-1819-30 upon Final Reading as a whole.

ACTION TAKEN: _____

- 17 [R-1819-90](#) RESOLUTION R-1819-90: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA GRANTING AN APPEAL OF THE TEMPORARY ADMINISTRATIVE DELAY TO ALLOW THE SUBMITTAL OF AN APPLICATION FOR 405 PARK DRIVE.

Attachments: [Text File](#)

[R-1819-90](#)

[Revised Application](#)

[Location Map](#)

[Form Based Code Frontage Map](#)

[Site Plan & Drawings](#)

ACTION NEEDED: Motion to adopt or reject Resolution R-1819-90.

ACTION TAKEN: _____

- 18 [GID-1819-65](#) CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES, TITLE 25 § 307(B)(4) TO DISCUSS POSSIBLE LITIGATION ASSOCIATED WITH THE UNIVERSITY NORTH PARK TAX INCREMENT FINANCE DISTRICT.

Attachments: [Text File](#)

ACTION NEEDED: Motion to adjourn out of the Council Meeting and convene into an Executive Session in order to discuss possible litigation associated with University North Park Tax Increment Finance District.

ACTION TAKEN: _____

ACTION NEEDED: Motion to adjourn out of Executive Session and reconvene the Council Meeting.

ACTION TAKEN: _____

- 19 [R-1819-83](#) **RESOLUTION R-1819-83:** A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA FORMALLY EXPRESSING THE DESIRE OF COUNCIL TO ENTER INTO BINDING AGREEMENTS BY JUNE 30, 2019 PROVIDING FOR EARLY TERMINATION OF THE UNIVERSITY NORTH PARK INCREMENT FINANCE DISTRICT (UNP TIF) SALES TAX AND AD VALOREM TAX INCREMENT; DIRECTING THE CITY MANAGER TO DIRECT STAFF TO NEGOTIATE WITH RELATED DEVELOPMENT PARTNERS, NORMAN ECONOMIC DEVELOPMENT COALITION (NEDC) AND OTHER COMMUNITY PARTNERS TO REACH A MUTUALLY AGREEABLE SETTLEMENT OF ALL OUTSTANDING MATTERS RELATED TO THE UNP TIF; AND DIRECTING THE CITY MANAGER TO PREPARE THE FISCAL YEAR ENDING 2020 BUDGET BASED ON THE GOAL OF SALES TAX AND AD VALOREM TAX INCREMENTS ENDING ON JUNE 30, 2019.

Attachments: [Text File](#)

[Resolution R-1819-83](#)

ACTION NEEDED: Motion to adopt or reject Resolution R-1819-83.

ACTION TAKEN: _____

20 **Miscellaneous Discussion**

This is an opportunity for citizens to address City Council. Remarks should be directed to the Council as a whole and limited to five minutes or less.

21 **Adjournment**