

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

March 12, 2019

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 on the 12th day of March, 2019, at 6:30 p.m., and notice and agenda of the meeting were posted at the Norman Municipal Complex at 201 West Gray Street and at the Norman Public Library at 225 North Webster Avenue 24 hours prior to the beginning of the meeting.

PRESENT:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
ABSENT:	None

The Pledge of Allegiance was led by Mayor Miller.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL 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  
CONSENT DOCKET

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Scott 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-1819-62 dated March 7, 2019, by Brenda Hall, City Clerk
  2. City Council Conference minutes of January 22, 2019
  3. City Council Community Planning and Transportation Committee minutes of January 24, 2019
  4. City Council minutes of February 26, 2019
  5. Norman Utilities Authority minutes of February 26, 2019
  6. Norman Municipal Authority minutes of February 26, 2019
  7. Norman Tax Increment Finance Authority minutes of February 26, 2019

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

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

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

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Item 4, being:

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.

Councilmember Hickman moved that Resolution R-1819-92 be adopted, which motion was duly seconded by Councilmember Clark;

Items submitted for the record

1. Text File R-1819-92 dated March 7, 2019, by Brenda Hall, City Clerk
2. Resolution R-1819-92

Participants in discussion

1. Mr. Don Schulenberg, American Legion Post 88, accepted the proclamation and thanked the Council
2. Mr. Jim Hood, District Representative to the Executive Council of the State of Oklahoma American Legion, made comments

and the question being upon adopting Resolution R-1819-92, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor Pro tem declared the motion carried and Resolution R-1819-92 was adopted.

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Item 5, being:

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, 2019, AS EARTHMONTH@OU2019.

Councilmember Scott moved that 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, 2019, as EarthMonthOU2019 be acknowledged, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File P-1819-21 dated March 6, 2019, by Debbie Smith, Environmental Services Coordinator
2. Proclamation P-1819-21

Participants in discussion

1. Ms. Debbie Smith, Environmental Services Coordinator, accepted the proclamation and thanked the Council

and the question being upon acknowledging 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, 2019, as EarthMonthOU2019, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation P-1819-21 proclaiming Monday, April 22, 2019, as Earth Day in the City of Norman and March 22 through April 22, 2019, as EarthMonthOU2019 was acknowledged.

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Item 6, being:

CONSENT DOCKET

Councilmember Wilson moved that Item 7 through Item 15 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Holman; and the question being upon the placement on the consent docket by unanimous vote of Item 7 through Item 15, a vote was taken with the following result:

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

The Mayor declared the motion carried and Item 7 through Item 15 were placed on the consent docket by unanimous vote.

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Item 7, being:

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)

Councilmember Wilson moved that Ordinance O-1819-29 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File O-1819-29 dated January 15, 2019, by Jane Hudson, Interim Planning Director
2. Ordinance O-1819-29
3. Location map
4. Staff Report dated February 14, 2019, recommending approval
5. Aerial site plan
6. City of Norman Predevelopment Summary PD19-01 dated January 24, 2019, for Children's House Montessori School located at 2323 Classen Boulevard
7. Pertinent excerpts from Planning Commission minutes of February 14, 2019

and the question being upon the Introduction and adoption of Ordinance O-1819-29 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance O-1819-29 was Introduced, read, and adopted upon First Reading by title.

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Item 8, being:

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.

Councilmember Wilson moved that Request for Proposal RFP-1819-47 with Downey Construction Company, Inc., for the NORMAN FORWARD Neighborhood Park Concrete Trails Project be accepted; Contract K-1819-119 in the amount of \$156,421.25 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-1819-86 be adopted, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File K-1819-119 dated February 28, 2019, by James Briggs, Park Planner
2. Tabulation of bids dated February 18, 2019, for the Neighborhood Park Concrete Work Project
3. Contract K-1819-119
4. Performance Bond B-1819-73
5. Statutory Bond B-1819-74
6. Maintenance Bond MB-1819-54
7. Resolution R-1819-86
8. Purchase Requisition 0000305686 dated February 28, 2019, in the amount of \$156,421.25 to Downey Construction Company, Inc.

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

YEAS:

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

NAYES:

None

The Mayor declared the motion carried and Request for Proposal RFP-1819-47 with Downey Construction Company, Inc., for the NORMAN FORWARD Neighborhood Park Concrete Trails Project accepted; Contract K-1819-119 in the amount of \$156,421.25 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-1819-86 was adopted.

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Item 9, being:

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.

Councilmember Wilson moved that the request from the Norman Housing Authority to waive the Payment in Lieu of Taxes (PILOT) in the amount of \$15,270.87 for FYE 2018 be approved, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File GID-1819-61 dated March 6, 2019, by Brenda Hall, City Clerk
2. Letter of request received February 28, 2019, from Karen Canavan, Executive Director, Norman Housing Authority, to Mayor Lynne Miller
3. United States Department of Housing and Urban Development Office of Public and Indian Housing Computation of Payments in Lieu of Tax dated June 30, 2018

Item 9, continued:

and the question being upon approving the request from the Norman Housing Authority to waive the Payment in Lieu of Taxes (PILOT) in the amount of \$15,270.87 for FYE 2018, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and the request from the Norman Housing Authority to waive the Payment in Lieu of Taxes (PILOT) in the amount of \$15,270.87 for FYE 2018 was approved.

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Item 10, being:

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.

Councilmember Wilson moved that a donation in the amount of \$350 from Breckenridge Group Norman Oklahoma, L.L.C., to be used at the City of Norman Animal Welfare Center be accepted and Other/Animal Control (010-0000-227.24-31) be increased by \$350, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File GID-1819-60 dated March 5, 2019, by Major David Teuscher

and the question being upon accepting a donation in the amount of \$350 from Breckenridge Group Norman Oklahoma, L.L.C., to be used at the City of Norman Animal Welfare Center and upon the subsequent increase, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, 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 \$350 from Breckenridge Group Norman Oklahoma, L.L.C., to be used at the City of Norman Animal Welfare Center accepted; and Other/Animal Control (010-0000-227.24-31) was increased by \$350.

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Item 11, being:

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.

Councilmember Wilson moved that Amendment No. One to Contract K-1718-115 with E & E Lawn Care, L.L.C., extending the contract through March 31, 2020, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File K-1718-115, Amendment No. One, dated February 25, 2019, by Kelvin Winter, Code Compliance Supervisor
2. Amendment No. One to Contract K-1718-115
3. Contract K-1718-115

Item 11, continued:

and the question being upon approving Amendment No. One to Contract K-1718-115 with E & E Lawn Care, L.L.C., extending the contract through March 31, 2020, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, 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-1718-115 with E & E Lawn Care, L.L.C., extending the contract through March 31, 2020, approved; and the execution thereof was authorized.

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Item 12, being:

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 \$193,692 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.

Councilmember Wilson moved that Contract K-1819-123 with Norman Affordable Housing Corporation, Inc., and Norman Community Housing Development 2015, Inc., in the amount of \$193,692 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File K-1819-123 dated February 25, 2019, by Lisa Krieg, CDBG/Grants Planner
2. Letter dated February 15, 2019, from Steve Mohr, President, NormanCHDO 2015, to City of Norman
3. Contract K-1819-123
4. Purchase Requisition 0000305756 dated March 4, 2019, in the amount of \$193,692 to Norman 2015 CHDO, Inc.

and the question being upon approving Contract K-1718-123 with K-1819-132 with Norman Affordable Housing Corporation, Inc., and Norman Community Housing Development 2015, Inc., in the amount of \$193,692 and the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Contract K-1819-132 with Norman Affordable Housing Corporation, Inc., and Norman Community Housing Development 2015, Inc., in the amount of \$193,692 approved; and the execution thereof was authorized.

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Item 13, being:

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.

Councilmember Wilson moved that Contract K-1819-124 with Givens Property Maintenance, L.L.C., through March 31, 2020, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Bierman;

Item 13, continued:

Items submitted for the record

1. Text File K-1819-124 dated February 25, 2019, by Kelvin Winter, Code Compliance Supervisor
2. Contract K-1819-124

and the question being upon approving Contract K-1819-124 with Givens Property Maintenance, L.L.C., through March 31, 2020, and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract K-1819-124 with Givens Property Maintenance, L.L.C., through March 31, 2020, approved; and the execution thereof was authorized.

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Item 14, being:

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).

Councilmember Wilson moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Commission Court Order be authorized, and payment of claims in the amount of \$19,249.22 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File GID-1819-59 dated March 5, 2019, by Jeanne Snider, Assistant City Attorney
2. Workers' Compensation Commission Court Case CM-2017-06285K, Robert Pack vs. the City of Norman, Order Awarding Permanent Partial Disability, filed February 19, 2019
3. Workers' Compensation Commission Court Case CM-2017-06285K, Robert Pack vs. the City of Norman, Order Nunc Pro Tunc, filed February 27, 2019
4. Purchase Requisition 0000305841 dated March 5, 2019, in the amount of \$18,457.50 to Joe Farnan and Robert Pack
5. Purchase Requisition 0000305844 dated March 5, 2019, in the amount of \$369.15 to the Workers' Compensation Commission Administration Fund
6. Purchase Requisition 0000305850 dated March 5, 2019, in the amount of \$138.43 to the Special Occupational Health and Safety Fund
7. Purchase Requisition 0000305855 dated March 5, 2019, in the amount of \$140 to the Workers' Compensation Commission
8. Purchase Requisition 0000305852 dated March 5, 2019, in the amount of \$144.14 to Cleveland County Court Clerk

and the question being upon approving the City Attorney's recommendation and upon the subsequent authorization and directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Commission Court Order was authorized and payment of claims in the amount of \$19,249.22 which will constitute judgment against the City of Norman was directed.

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Item 15, being:

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.

Councilmember Wilson moved that Resolution R-1819-91 be adopted and payment of claims in the amount of \$14,156.83 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File R-1819-91 dated March 5, 2019, by Jeanne Snider, Assistant City Attorney
2. Resolution R-1819-91
3. Purchase Requisition 0000305832 dated March 5, 2019, in the amount of \$13,501.40 to Joe Farnan and Jason Houser
4. Purchase Requisition 0000305834 dated March 5, 2019, in the amount of \$270.03 to Workers Compensation Administrative Fund
5. Purchase Requisition 0000305837 dated March 5, 2019, in the amount of \$101.26 to Special Occupational Health and Safety Fund
6. Purchase Requisition 0000305838 dated March 5, 2019, in the amount of \$140 to Workers' Compensation Commission
7. Purchase Requisition 0000305839 dated March 5, 2019, in the amount of \$144.44 to Cleveland County Court Clerk

and the question being upon adopting Resolution R-1819-91 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-1819-91 adopted; and payment of claims in the amount of \$14,156.83 which will constitute judgment against the City of Norman was directed.

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Item 16, being:

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)

Ordinance O-1819-30 having been Introduced and adopted upon First Reading by title in City Council's meeting of February 26, 2019, Councilmember Wilson moved that Ordinance O-1819-30 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File O-1819-30 dated January 15, 2019, by Anais Starr, Historic Preservation Planner
2. Ordinance O-1819-30
3. Location map
4. A Center City Planned Unit Development Application for Rezoning originally submitted January 15, 2019, and revised February 20, 2019, for 421 W. Gray Street with Exhibit "A", location map; Exhibit "B", logo; Exhibit "C", rendering of proposed business; Exhibit D, equipment room and warehouse area and floor plan; and Exhibit "E", Carbon Dioxide (CO) filters and specification sheet



## Item 16, continued:

## Items submitted for the record, continued:

5. Planning Commission Staff Report dated February 14, 2019, recommending approval
6. A Center City Planned Unit Development Application for Rezoning originally submitted January 15, 2019, for 421 West Gray Street with Exhibit “A”, location map; Exhibit “B”, logo; Exhibit “C”, rendering of proposed business; Exhibit D, equipment room, warehouse area, and floor plan; and Exhibit “E”, Carbon Dioxide (CO) filters and specification sheet
7. Protest area map dated February 12, 2019, with 22.7% protest by property owners within notification area
8. Letter of protest received February 4, 2019, from Ali Ghaniabadi, Charlie Inman Properties, L.L.C., to Norman Planning Commission
9. Letter of protest received February 12, 2019, from Gordon G. Baker, LEED AP, Vice President, Specialty Asset Manager, Real Estate Group, BOK Financial Real Estate Services, to Norman Planning Commission
10. Article dated August 29, 2017, entitled “Contact High: The External Effects of Retail Marijuana Establishments on House Prices” by James Conklin, University of Georgia; Moussa Diop, University of Wisconsin-Madison; and Herman Li, California State University, Sacramento, with Figure 1, Sales within one mile of a retail conversion in 2014; Figure 2, Sales located near Higher Ground MMC in 2013 (pre-conversion); Figure 3, Sales located near Higher Ground MMC in 2014 (post-conversion); Figure 4, Sales within one mile of exactly one retail conversion in 2014; Figure 5, Retail Conversions and Non-Converting Medical Centers; Table I, Descriptive Statistics; Table II, Transaction Prices at Different Distances from Retail Stores; Table III: Impact of Retail Marijuana on Property Values; Table IV, Relationship between property characteristics and treatment; Table V: Impact of Retail Marijuana on Property Values; Table VI, Impact of Retail Marijuana on Property Values Excluding Distant Locations; Table VII: Impact of Retail Marijuana on Property Values with Different Control Groups; Table VIII, Impact of Retail Marijuana on Property Values with an Expanded Definition of Treatment; and Table IX: Impact of Retail Marijuana on Property Values for Retail Conversions and Medicinal Stores that did not Switch to Retail
11. Article from Contemporary Economic Policy entitled “The Effect of Marijuana Dispensary Openings on Housing Prices” by Jesse Burkhardt and Matthew Flyr with Figure 1, Number of Marijuana Dispensaries Over Time; Figure 2, Map of Marijuana Dispensaries and Neighborhoods; and Figure 3, Map of Representative Dispensary Opening and Housing Transactions
12. Pertinent excerpts from Planning Commission minutes of February 14, 2019

## Participants in discussion

1. Mr. Craig Blankenship, 441 Heritage Boulevard, Edmond, applicant
2. Ms. Beth Muckala, Assistant City Attorney

Thereupon, Councilmember Hickman moved that the Planned Unit Development (PUD) Narrative be amended to state the applicant shall not engage in any decarboxylation or curing at the location, which motion was duly seconded by Councilmember Scott; and the question being upon amending the PUD Narrative to state the applicant shall not engage in any decarboxylation or curing at the location, a vote was taken with the following result:

YEAS:

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

NAYES:

None

The Mayor declared the motion carried and the Planned Unit Development (PUD) Narrative was amended to state the applicant shall not engage in any decarboxylation or curing at the location.

and the question being upon adopting Ordinance O-1819-30, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS:

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

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1819-30, as amended, was adopted upon Second Reading section by section.

Item 16, continued:

Thereupon, Councilmember Hickman moved that Ordinance O-1819-30, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Bierman; and the question being upon adopting Ordinance O-1819-30, as amended, upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Bierman, Carter, Castleberry, Clark, Hickman, Holman, Scott, Wilson, Mayor Miller
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1819-30, as amended, was adopted upon Final Reading as a whole.

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Item 17, being:

**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.**

Councilmember Wilson moved that Resolution R-1819-90 be adopted, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. Text File R-1819-90 dated March 4, 2019, by Anais Starr, Historic District Planner
2. Resolution R-1819-90
3. Central Norman Administrative Delay Appeal Case No. R-1819-90 submitted by Pete and Shelly Wilson for property located at 405 Park Drive
4. Location map
5. Form Based Code Frontage Map
6. Plot plan
7. Second floor construction plan
8. First floor construction plan

Participants in discussion

1. Mr. Chad Trease, Gladiator Roofing and Construction, 3803 Kindle Lane, contractor representing the applicant
2. Ms. Kathryn Walker, Interim City Attorney

and the question being upon adopting Resolution R-1819-90 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Clark, Holman, Scott, Wilson, Mayor Miller
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NAYES:	Councilmembers Bierman, Carter, Castleberry, and Hickman
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The Mayor declared the motion carried and Resolution R-1819-90 was adopted.

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Item 18, being:

**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.**

Councilmember Scott moved that the Special Session be adjourned out of and an Executive Session be convened into in order to discuss possible litigation associated with the University North Park Tax Increment Finance District, which motion was duly seconded by Councilmember Castleberry;

Item 18, continued:

Items submitted for the record

1. Text File GID-1819-65 dated March 11, 2019, by Kathryn Walker, Interim City Attorney

and the question being upon adjourning out of the Special Session and convening into an Executive Session in order to discuss the possible litigation associated with the University North Park Tax Increment Finance District, a vote was taken with the following result:

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

NAYES: Councilmembers Bierman and Hickman

The Mayor declared the motion carried and the Special Session adjourned out of; and an Executive Session was convened into in order to discuss possible litigation associated with the University North Park Tax Increment Finance District.

The City Council convened into Executive Session at 8:00 p.m. Ms. Mary Rupp, Interim City Manager; Ms. Kathryn Walker, Interim City Attorney; and Mr. Anthony Francisco, Director of Finance, were in attendance at the Executive Session.

Thereupon, Councilmember Wilson moved that the Special Session be reconvened, which motion was duly seconded by Councilmember Bierman; and the question being upon reconvening the Special Session, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the Special Session was reconvened at 8:49 p.m.

The Mayor said possible litigation associated with the University North Park Tax Increment Finance District was discussed in Executive Session. No action was taken and no votes were cast.

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Item 19, being:

**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.

Resolution R-1819-83 having been postponed in City Council's meeting of February 12, 2019, until March 12, 2019, Councilmember Carter moved that Resolution be postponed until March 26, 2019; which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1819-83 dated February 8, 2019
2. Resolution R-1819-83

Item 19, continued:

and the question being upon postponing Resolution R-1819-83 until March 26, 2019, a vote was taken with the following result:

YEAS:

Councilmembers Carter, Castleberry, Clark, Holman, Scott, Mayor Miller

NAYES:

Councilmembers Bierman, Hickman, and Wilson

The Mayor declared the motion carried and Resolution R-1819-83 was postponed until March 26, 2019.

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Item 20, being:

#### MISCELLANEOUS DISCUSSION

Abortion. Ms. Tammy Dodson, Ward 8, read scripture from the Bible and said City Council's duties are to adopt ordinances, discuss recycling and animals, pass bonds, approve infrastructure and she prays along with everything they do. She said no amount of intimidation, slander, or threats of harming their business will deter them from proclaiming what many are talking about but not verbalizing. She said she does not want abortion in our city. She said for far too long, women have believed the lie that they get to decide whether or not to kill, but that choice has already been made. She voiced concerns that while women are shouting out and crying for the right to kill, forsaking their own flesh and blood, that part of their soul dies along with that baby. She asked if the conscience can be ignored for the sake of what we call liberty.

Ms. Jennifer Robertson said there are 43,600 homeless children in Oklahoma; many living in Norman. She said there are children who do not have foster homes and these children are hungry every night. She said these are things our City government can do something about. She said the City government has no business or ability to control women's reproductive health. She understands there is no rule at this point about coming to Council for miscellaneous comments, whether it relates to city government or not but felt it showed a great deal of disrespect for the process. She said people are being threatened, largely because Mr. Dodson and his wife have shared all of this on social media and on various platforms which are, in theory, Christian. She said 46% of the citizens of Norman say that they are religious, of that 46%, 11% are non-Christian religions, Jewish, Muslim, Hindu, etc. She said there is no agreement in any of the Christian churches regarding when life begins. She said for someone to come before Council and shame probably half the women in Norman and say they do not have the right to decide what happens to their bodies, to inflame hatred and possible violence against the one doctor in Norman that continues to be here after many years so he can provide desperate women with a health solution is wrong. She said the one thing all religions have in common is that all of them say that judgment is left to God, not to anyone else. Many of these same people do not think any form of birth control should be used and that women's husbands and fathers should control all of their reproductive choices.

Mr. Shane Dodson, Ward 8, said he appreciates the Mayor reciting the rules about Miscellaneous Discussion. He said City business is moral, such as collecting taxes and deciding what to do with the tax money. He quoted Bible scripture and said this morality has a foundation and it is God's word. He said it is immoral to kill children and he hopes everyone agrees to that. It is wrong to take any group of people made in the image of God, male or female, black or white, rich or poor, young or old, and declare them as subhuman and therefore not deserving full protection under the law. He said let it stand as a testimony for those who have their backs turned that they are somehow turning their back on what he is saying. He said some people say the fetus is not human and yet fetuses contain every biological component necessary for human life. As followers of Christ, we believe that every life is worthy of full legal protection.

Ms. Vicki Lavistida, Chateau Drive, said she remembered being taught that women should not make waves or be unladylike. She said she is almost 50 years old and has grown weary of worrying about others' discomfort. She recounted actions at the last meeting and means no disrespect to anyone sitting before her. She said since two of the Councilmembers chose to call out other Councilmembers for their behavior, she feels compelled to do the same. She said women should be able to protest however they choose.

Miscellaneous Discussion, continued:

Abortion, continued. Mr. Brady Brewer, Ward 5, said he is a follower of Jesus Christ and he is here to be a voice of the voiceless. He said he finds it interesting that he is here because he cares about babies and it is interesting that it is considered hate speech. He quoted Bible scripture and urged Council to protect these children and stand for life.

Mr. Gary Barksdale, Ward 8, said his Councilmember had told him that signs would not be allowed in here and he thinks that City Councilmembers should be subject to the same rule. He expressed concern about what is going on behind the dais and how it affects the citizens of Norman. He said whenever any elected official behaves in a manner that results in any private citizen unjustly suffering as a result of their actions, it is the responsibility of free men and women to voice their concerns. He said a government official on this Council acted in such a way that incited her echo chamber to call for the destruction of a private citizen's business. He said another Councilmember made a public accusation against private citizens with whom she disagreed, of hate speech. He said City Councilmembers should be held to the same standard as citizens. He said, yes, there have been threats and hate speech, and they have been made against the Pro-Life people who have voiced their opinions. He said the First Amendment guarantees the rights of citizens to petition to the government for the redress of grievances without fear of reprisal.

Councilmember Bierman said she is always listening regardless of whether or not you can see her face. She said thousands of women die due to pregnancy related complications before, during, and after their children are born. She said Oklahoma has a terrible maternal mortality rate; so bad that the governor has convened a Mortality Rate Panel to address the issue. Oklahoma is ranked 34th for maternal mortality, 43rd for infant mortality, and 60% of the complications that kill these women are preventable. She said there are 568 children ready for adoption right now and 9,600 in state custody. She would like to know what everyone in this room is going to do to reduce those numbers.

Councilmember Scott said she turned her chair around when a constituent talked about abortion which is not a City issue. She said politicians do not dictate women's autonomy or reproductive justice. She said it is reasonable to disagree and she will not be turning her chair again. She said the discussion should focus on City issues and things that Council can control and not things that are going to divide us. She said it is shameful because people might not know what a woman has been through. She read some disturbing comments that she has received from people and said it has gone too far.

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Council Residency. Ms. Lauren Lackey, 1130 Grover Lane, said she was here to discuss residency requirements for City Councilmembers. She said the home her Ward Four representative claims is his residence is available on Airbnb after being removed from the site a month before his mayoral campaign and had remained off the site up until at least a month ago. She said there are, as of 7:30 p.m., five days available in March, 25 in April, 20 in May. She asked City Council to acknowledge that her ward representative is in no way following in the spirit or intent of the law. She said she believes that none of City Council believes that he is living in that residence, so does this mean that if a Norman resident owns several properties and pays a utility bill at that residence that they can pick and choose where to claim to live. She asked that the Charter be amended to strengthen the definition of residency and be specific about the requirements and validation process as well as adding penalties for not complying.

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Norman North/Norman High Girls State Basketball Playoffs. Councilmember Castleberry commended Norman High and Norman North Girls' Basketball teams for making it to the state playoffs and congratulated Norman High girls for winning the State Championship.

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Thanks to Sutton Wilderness Volunteers. Councilmember Clark thanked the 65 volunteers that helped clean up Sutton Wilderness last Saturday, March 9th. She said almost 400 pounds of trash had been picked up. She said this cleanup was a partnership between Ward 6 and Ward 8 residents, the Stormwater Division, Parks and Recreation, Norman Police Department, the Homeless Outreach Division, City Council, and the Blue Thumb Volunteers.

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Miscellaneous Discussion, continued:

Senate Bill 1001. Councilmember Clark said Senate Bill 1001 authored by Senator Leewright will pre-empt the City from creating an ordinance that will deal with single use bags. She said regardless how people feel about the ordinance, she hopes we can all stand together and value local control and recognize government overreach when we see it. She thinks this is a local issue because it deals with our environment and our drinking water. She is mounting a campaign to defeat the bill and stand with local control. She is reaching out to local officials from other cities because they are dealing with the same problem that Norman has, because plastic bags cannot be recycled. She said the Oversight Committee will be discussing the current proposal on Thursday, March 14th, at 4:00 p.m. in the City Council Conference Room.

Councilmember Holman said he spent some time at the State Capitol last Spring trying to get legislators not to pre-empt this issue. He said it is true the bags cannot be recycled and there is nowhere that takes these bags to recycle.

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Children with Special Needs. Councilmember Clark said Norman is an inclusive community and has recently hired an Americans with Disabilities Act (ADA) Technician to help update the ADA Plan. She feels that children with Special Needs are being overlooked. She said Norman Public Schools does such a great job of providing services for children of all abilities and families will move here to get that kind of special assistance. She said she was told tonight that there is a single mom who likely has mental health issues with an 11 year old son who is non-verbal and has reached a point where he is physically strong and has some temper issues. He came to school with marks on his face indicating abuse and after reporting that there were issues, the Department of Human Services told her there was nowhere to take him. She said the state departments are ill-equipped to take care of our children. She said there are no daycare facilities for children with Special Needs. She said she would like to see Council work on this issue.

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Trip to Washington D.C. Councilmember Holman said he and Mayor Miller went to Washington D.C. last week to meet with Norman's Federal Delegation. He said issues in Norman from infrastructure funding to weather research grants were discussed. He said the University of Oklahoma (OU) received the largest grant in the history of OU for weather related issues. He said the Interstate 35 and Indian Hills Road interchange was discussed with legislators. He said the highlight of the trip was the reception at Capitol Hill where Senator Langford gave them a private tour of the Senate floor. He said he and the Mayor also toured Washington D.C. City Hall. He thought it was interesting that the Washington D.C. Councilmembers are full-time employees and make over \$100,000 per year. He said it was a great trip.

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Vision for Norman. Councilmember Scott said there is a Stormwater Utility and Transportation Bond Program, "Vision for Norman", which will be voted on April 2nd. She said this will fund infrastructure which is used by everyone. She encouraged people to support this measure.

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Ward 8 Meeting. Councilmember Scott said there will be Ward 8 meeting at Fire Station No. 7 on Sunday, March 31st, at 1:30 p.m.

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Item 21, being:

ADJOURNMENT

The meeting was adjourned at 9:48 p.m.

ATTEST:

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City Clerk

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Mayor