

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

May 11, 2021

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in a virtual Regular Session in the Council Chambers of the Norman Municipal Building on the 11th day of May, 2021, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray 24 hours prior to the beginning of the meeting.

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

ABSENT: Councilmember Nash

The Pledge of Allegiance was led by Mayor Clark.

* * * * *

Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL FINANCE COMMITTEE MINUTES OF MARCH 18, 2021
CITY COUNCIL MINUTES OF APRIL 28, 2020
NORMAN UTILITIES AUTHORITY MINUTES OF APRIL 28, 2020
NORMAN MUNICIPAL AUTHORITY MINUTES OF APRIL 28, 2020
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF APRIL 28, 2020

Approved. Moved by Councilmember Holman, Seconded by Councilmember Peacock. Ayes: Mayor Clark, Councilmembers Bierman, Foreman, Hall, Holman, Peacock, and Petrone. Nays: None.

Items submitted for the record

1. City Council Staff Report GID-2021-59 dated May 7, 2021, by Brenda Hall, City Clerk
2. City Council Finance Committee minutes of March 18, 2021
3. City Council minutes of April 27, 2021
4. Norman Utilities Authority minutes of April 27, 2021
5. Norman Municipal Authority minutes of April 27, 2021
6. Norman Tax Increment Finance Authority minutes of April 27, 2021

* * * * *

The order of the agenda was changed as follows: Item 6, Item 5, Item 4, and Item 4A.

* * * * *

Item 6, being:

CONSIDERATION OF ADOPTION, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2021-100: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, COMMENDING AND EXTENDING APPRECIATION TO KATE BIERMAN FOR SERVING AS WARD ONE COUNCILMEMBER IN NORMAN, OKLAHOMA.

Adopted: Moved by Councilmember Hall, Seconded by Councilmember Petrone. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, and Petrone. Nays: None.

Item 6, being:

Items submitted for the record

1. City Council Staff Report R-2021-100 dated May 7, 2021, by Brenda Hall, City Clerk
2. Resolution R-2021-100

Participants in discussion

1. Ms. Kate Bierman accepted the resolution and thanked the Council

* * * * *

Item 5, being:

ADMINISTERING THE OATH OF OFFICE TO AND SEATING OF COUNCILMEMBERS-ELECT BRANDI STUDLEY, WARD 1, ~~AND LAUREN SCHUELER, WARD 2.~~

Presiding Judge Drew Nichols administered the Oath of Office to the elected member of the City Council.

Items submitted for the record

1. City Council Staff Report AP-2021-26 dated May 6, 2021, by Brenda Hall, City Clerk

Thereupon, Councilmember Studley was formally seated.

* * * * *

Item 4, being:

NOMINATION AND APPOINTMENT OF LAUREN SCHUELER TO FILL THE COUNCIL VACANCY IN WARD TWO FOR THE REMAINDER OF THE TERM.

Appointed. Moved by Councilmember Hall, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report AP-2021-25 dated May 6, 2021, by Brenda Hall, City Clerk

* * * * *

Item 4A, being:

ADMINISTERING THE OATH OF OFFICE TO AND SEATING OF COUNCILMEMBERS-ELECT ~~BRANDI STUDLEY, WARD 1, AND~~ LAUREN SCHUELER, WARD 2.

Presiding Judge Drew Nichols administered the Oath of Office to the appointed and elected members of the City Council.

Items submitted for the record

1. City Council Staff Report AP-2021-26 dated May 6, 2021, by Brenda Hall, City Clerk

Thereupon, Councilmember Schueler was formally seated.

* * * * *

Item 7, being:

CONSIDERATION OF ACKNOWLEDGEMENT OF RECEIPT OF PROCLAMATION P-2021-25: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF MAY 16 THROUGH 21, 2021, AS EMERGENCY MEDICAL SERVICES WEEK IN THE CITY OF NORMAN.

Acknowledged: Moved by Councilmember Holman, Seconded by Councilmember Petrone. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Item 7, continued:

Items submitted for the record

1. City Council Staff Report P-2021-25 dated May 7, 2021, by Brenda Hall, City Clerk
2. Proclamation P-2021-25

Participants in discussion

1. Mr. Eddie Sims, Manager of EMSSTAT, accepted the proclamation and thanked the Council

* * * * *

Item 8, being:

CONSIDERATION OF ACKNOWLEDGEMENT OF RECEIPT OF PROCLAMATION P-2021-26: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF MAY, 2021, AS BIKE MONTH AND FRIDAY, MAY 21, 2021, AS BIKE-TO-WORK DAY IN THE CITY OF NORMAN.

Acknowledged: Moved by Councilmember Foreman, Seconded by Councilmember Peacock. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report P-2021-26 dated May 7, 2021, by James Briggs, Park Planner
2. Proclamation P-2021-26

Participants in discussion

1. Mr. Jordan Evans, Associate Transportation Planner, Association of Central Oklahoma Governments, accepted the proclamation and thanked the Council

* * * * *

Item 9, being:

CONSIDERATION OF ACKNOWLEDGEMENT OF RECEIPT OF PROCLAMATION P-2021-27: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SATURDAY, MAY 15, 2021, AS PEACE OFFICERS MEMORIAL DAY AND THE WEEK OF MAY 9 THROUGH 15, 2021, AS POLICE WEEK IN THE CITY OF NORMAN.

Acknowledged. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report P-2021-27 dated May 7, 2021, by Brenda Hall, City Clerk
2. Proclamation P-2021-27

Participants in discussion

1. Lieutenant Lee McWhorter, Norman Police Department Honor Guard, accepted the proclamation and thanked the Council

* * * * *

Item 10, being:

COUNCIL ANNOUNCEMENTS

Ward Two Selection Committee. Councilmember Schueler extended her thanks and appreciation to the members of the Ward 2 Selection Committee for their service and their time and for moving this process forward quickly. She said the committee was comprised of Aleisha Karjala, Chairman; Richard Stawicki; Britton Perry; and Ex-Officio Member Councilmember Lee Hall.

Item 10, Council Announcements, continued:

Ward Two Selection Committee, continued. Councilmember Schueler said everyone knows that it has been a rocky road for Ward Two since the passing of Councilmember David Perry last year. She said he left incredibly large shoes to fill. She thanked both the committee and City Council for their vote of confidence in her as she tries to provide stability for the residents of Ward 2.

Councilmember Hall thanked former Councilmembers Karjala and Stawicki and Britton Perry, son of former Councilmember David Perry, for their service and their commitment to their ward. She said as an ex-officio member of the committee who also serves on the City Council Oversight Committee, she presented a list of recommendations to the committee to help them follow guidelines discussed by the Oversight Committee. She said there were three very productive meetings that allowed the committee to fine tune the process going forward. She said the number one goal was to select an applicant by, if possible, a unanimous consensus and the committee was able to accomplish this goal. She said, as an ex-officio member, she was impressed with the number and the quality of the candidates who applied.

Councilmember Holman said he has been very confident that this committee would choose the right person for this position. He appreciates the time they spent on the committee.

*

New Councilmembers. Councilmember Schueler said she looks forward to working on stormwater issues and redevelopment of West Lindsey Street. She said she intends to work hard to earn the trust of Ward 2 constituents and to insure concerns are heard and represented. She is excited to learn the issues that concern residents in Ward Two.

Mayor Clark said she looks forward to working with Councilmember Schueler.

Councilmember Studley said she is really excited to be part of this wonderful crew and she really appreciates all the tours and information about how the City works. She said she has a lot of great ideas from people in her ward.

Councilmember Petrone, Holman, and Foreman welcomed Councilmember Schueler.

Councilmembers Petrone, Hall, Foreman, and Holman congratulated both Councilmembers and look forward to working with both.

Mayor Clark said Councilmember Studley started her term early because of the vacancy in Ward One. She said she is excited to work with her.

Councilmember Petrone said she was sad to see Kate Bierman leave but is excited to work with Councilmember Studley.

Councilmember Peacock said it is no secret that the learning curve is pretty steep and if there is anything he can do to make their transition easier, please do not hesitate to call him. He said he is looking forward to working with both of them.

Mr. Darrel Pyle welcomed the new Councilmembers and said City staff is here to make their job as easy as possible. He asked them to please reach out if something does not make sense or there is something they do not understand.

*

Appointments. Councilmember Hall congratulated Miranda Steffen Hooper, Victor Long, and Tom Burke for their appointments to the ADA Citizens Advisory Committee; and Jayme Shelton for his appointment to the Library Board.

Councilmember Holman congratulated Megan Straughan for being reappointed to the Library Board

*

Item 10, Council Announcements, continued:

Congratulations to the Nash Family. Councilmember Foreman congratulated Councilmember Nash and his beautiful wife, Shandell, for bringing a beautiful daughter into the world.

Councilmember Holman congratulated both of them and said he had gone to school with them and remembers when they started dating. He said this is baby number three and they now have two boys and a girl.

*

Ward Six. Councilmember Foreman said Ward Six has had a rough couple of months with the hailstorm and then E. coli. She asked her constituents to hang in there.

*

Four Way Stop Sign at Stinson and George. Councilmember Holman thanked City Staff for helping him address the traffic issue of the intersection of Stinson Street and George Avenue, which is now a four-way stop.

*

Healthy Babies Pop Up Event. Mayor Clark announced that Saturday, May 15th, from 10:00 a.m. to 1:00 p.m. in the parking lot at Adams Elementary School a Healthy Babies Pop-Up Event will take place. She said information is available on Facebook. She said activities include COVID vaccinations, free car seat checks, and the Department of Human Services (DHS) will be there to help anyone fill out any paperwork to access DHS benefits. She said Norman Police officers will be there to provide bike safety tips for the kids and Pioneer Library System will be having Story-Time at 11:00 a.m.

*

Move with the Mayor. Mayor Clark said “Move with the Mayor” will be happening Thursday, May 27th. She said Norman is one of twenty cities in the United States that is a “Move with the Mayor” city.

*

New Parks and Recreation Director. Mr. Darrel Pyle, City Manager, announced the City’s search for our next Director of Parks and Recreation has concluded. He said the net was cast far and wide because the citizens of Norman deserve the best. He said candidates were interviewed from Wyoming to South Carolina and all parts in between and he introduced the new “Director of Fun”, Mr. Jason Olsen. He said Mr. Olsen came to the interview well prepared and his career with the City of Norman has served him well. He welcomed him to the Management Team.

Mr. Jason Olsen, Director of Parks and Recreation, thanked the City Manager and said he looked forward to working with his neighbors in Norman to make the Parks and Recreation system more awesome. He said he looked forward to working with City Council to make everyone’s life better.

Mayor Clark congratulated Mr. Olsen.

*

OU Graduation. Mayor Clark said this weekend is the University of Oklahoma (OU) Graduation. She said it is set up a little different this year with four days of graduation because they are bringing back past graduates who were unable to make last year’s graduation due to COVID-19. She said the morning graduations will have a “flyover” and the evening graduations will have fireworks.

*

Item 10, Council Announcements, continued:

Second Friday Art Walk. Mayor Clark said the Second Friday Art Walk is returning this Friday, May 14th.

*

Summer Breeze at Lions Park. Mayor Clark said Summer Breeze will be Friday, May 14th this. She said Mike Hosty will be playing and there will be food and drink trucks.

*

Emergency Communications. Mayor Clark said she had spoken to staff this morning about room for improvements for emergency communications to the residents. She said improvements will be made with Norman News and the RAVE Emergency Text System. She said they will not work if residents have not signed up for them so once staff gets all of the bugs out of the system, she will ask City Council to push these systems out to the citizens. She said communication is very important to our residents.

Mr. Pyle said one of the things we do is send out a communication on Saturday confirming when weather permits, the audible weather siren at noon. He said this last event confirmed that Staff will need to send out more regular texts to those citizens signed up for RAVE. He said using it more frequently will show staff who is not receiving those texts.

* * * * *

Item 11, being:

CONSENT DOCKET (Items 12 through 30)

Placed. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

* * * * *

Item 12, being:

CONSIDERATION OF INTRODUCTION AND ADOPTION OF ORDINANCE O-2021-39 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 REMOVE LOTS FIVE (5), SIX (6), SEVEN (7), AND EIGHT (8), BLOCK SIXTEEN (16) OF J.A. JONES ADDITION, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE R-2, TWO-FAMILY DWELLING DISTRICT, AND PLACE SAME IN THE SPUD, SIMPLE PLANNED UNIT DEVELOPMENT DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (111 AND 113 EAST ACRES STREET)

Introduced and Adopted on First Reading by Title. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

A Public Hearing for Ordinance O-2021-39 will be held on May 25, 2021, for Second and Final Reading.

Items submitted for the record

1. City Council Staff Report O-2021-39 dated March 10, 2021, by Jane Hudson, Director of Planning and Community Development
2. Ordinance O-2021-39
3. Simple Planned Unit Development Application for Rezoning for Spud dated

March 1, 2021, and revised April 1, 2021, for The Gateway of East Acres Street prepared by Keith M. McCabe, Katy Construction Company with Exhibit A, Proposed Preliminary Site Development Plan and Exhibit B, Storm Water/Drainage Report

4. Location map
5. Planning Commission Staff Report dated April 8, 2021
6. City of Norman Predevelopment Summary PD21-12 dated March 25, 2021, for Katy Construction for property located at 111 and 113 East Acres
7. Letter of support filed March 30, 2021, from April Heiple to Secretary, Norman Planning Commission
8. Letter of support filed March 31, 2021, from Cameron Brewer to City Clerk and Norman Planning Commission
9. Letter of support filed March 31, 2021, from Alan Moring to Norman Planning
10. Letter of support filed March 31, 2021, from Joshua Hinkle to Secretary of the Norman Planning Commission
11. Letter of support filed April 1, 2021, from Jacque Braun to Norman City Council
12. Email of support filed April 1, 2021, from Jim Adair to Jane Hudson, Director of Planning and Community Development
13. Letter of support filed April 7, 2021, from Russ Kaplan, Ward 4 Resident and Landlord/Property Manager, to Norman Planning Commission and City Council
14. Letter of support filed April 5, 2021, from Jeff and Kim McKee to Norman Planning Commission
15. Letter of support filed April 5, 2021, from Lloyd A. Bumm to Planning Commission
16. Letter of support filed April 5, 2021, from Phyllis Murray, Montford Inn, to Secretary of the Planning Commission
17. Pertinent excerpts of Planning Commission minutes of April 8, 2021

* * * * *

Item 13, being:

CONSIDERATION OF INTRODUCTION AND ADOPTION OF ORDINANCE O-2021-40 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 REMOVE LOTS SEVENTEEN (17), EIGHTEEN (18), NINETEEN (19), AND TWENTY (20), BLOCK TWENTY-FOUR (24), ORIGINAL TOWN OF NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT AND PLACE THE SAME IN THE C-3, INTENSIVE COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (220 SOUTH PORTER AVENUE)

Introduced and Adopted on First Reading by Title. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

A Public Hearing for Ordinance O-2021-40 will be held on May 25, 2021, for Second and Final Reading.

Items submitted for the record

1. City Council Staff Report O-2021-40 dated March 10, 2021, by Lora Hoggatt, Planning Services Manager
2. Ordinance O-2021-40
3. Location map
5. Planning Commission Staff Report dated April 8, 2021
6. Site plan
7. Pertinent excerpts of Planning Commission minutes of April 8, 2021

* * * * *

Item 14, being:

CONSIDERATION OF CONFIRMATION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

AMERICANS WITH DISABILITIES (ADA) ADVISORY COMMITTEE

TERM: 05-28-21 TO 05-28-23: LINN BLOHM, WARD 6
TERM: 05-11-21 TO 05-28-23: WANDA FELTY, WARD 5
TERM: 05-28-21 TO 05-28-24: MIRANDA STEFFEN HOOPER, WARD 4
TERM: 05-11-21 TO 05-28-23: VICTOR LONG, WARD 4
TERM: 05-11-21 TO 05-28-24: JOSEPH THEIGE, WARD 2
TERM: 05-28-21 TO 05-28-23: TOM BURKE, WARD 4
TERM: 05-28-21 TO 05-28-23: CHRIS NANNY, WARD 1
TERM: 05-28-21 TO 05-28-23: JAMES BARNETT, WARD 6

BOARD OF APPEALS

TERM: 05-11-21 TO 02-03-25: TYLER MCMANAMAN, WARD 5
TERM: 05-11-21 TO 02-03-25: ALEX LANPHERE, WARD 2

ENVIRONMENTAL CONTROL ADVISORY BOARD

TERM: 05-11-21 TO 10-27-21: LAINEY PHILLIPS, WARD 6

LIBRARY BOARD

TERM: 05-01-21 TO 05-01-24: SARAH MORAN, WARD 6
TERM: 05-01-21 TO 05-01-24: MEGAN STRAUGHAN, WARD 7
TERM: 05-01-21 TO 05-01-24: JAYME SHELTON, WARD 4

PUBLIC SAFETY OVERSIGHT COMMITTEE

TERM: 02-10-21 TO 02-10-24: ANN GALLAGHER, WARD 6
TERM: 02-10-21 TO 02-10-24: LEA GREENLEAF, AT-LARGE

TREE BOARD

TERM: 05-14-21 TO 05-14-24: MARGARET PAPE, WARD 2
TERM: 05-14-21 TO 05-13-24: DON MENZIE, WARD 3
TERM: 05-14-21 TO 05-13-24: TODD FAGIN, WARD 2

Confirmed. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report AP-2021-89 dated May 6, 2021, by Brenda Hall, City Clerk

* * * * *

Item 15, being:

CONSIDERATION OF ACCEPTANCE, APPROVAL, ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID 2021-44, CONTRACT K-2021-89 WITH CIMARRON CONSTRUCTION COMPANY IN THE AMOUNT OF \$469,964 FOR THE CRESTON WAY DRAINAGE IMPROVEMENT PROJECT, PERFORMANCE BOND B-2021-64, STATUTORY BOND B-2021-65, MAINTENANCE BOND MB-2021-58 AND RESOLUTION R-2021-83 GRANTING TAX EXEMPT STATUS AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS AS OUTLINED IN THE STAFF REPORT.

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Item 15, continued:

Items submitted for the record

1. City Council Staff Report K-2021-89 dated April 21, 2021, by Carrie Evenson, Stormwater Program Manager
2. Letter dated April 16, 2021, from Harris C. Wilson, Design Project Manager, Meshek & Associates, L.L.C., to Dr. Carrie Evenson, Ph.D., P.E., CFM, Stormwater Program Manager
3. Contract K-2021-89
4. Performance Bond B-2021-64
5. Statutory Bond B-2021-65
6. Maintenance Bond MB-2021-58
7. Resolution R-2021-83
8. Project location map

* * * * *

Item 16, being:

CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID 2021-63, CONTRACT K-2021-108 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND MATTHEWS TRENCHING COMPANY, INC., IN THE AMOUNT OF \$1,180,250; PERFORMANCE BOND B-2021-77; STATUTORY BOND B-2021-78; MAINTENANCE BOND MB-2021-59 FOR THE 12TH AVENUE N.E. MANHOLE REPLACEMENT PROJECT; AUTHORIZING THE UTILITIES DIRECTOR TO PURCHASE MATERIALS ON BEHALF OF THE CONTRACTOR; AND AUTHORIZING TRANSFER OF PROJECT FUNDS AS OUTLINED IN THE STAFF REPORT.

Acting as the Norman Utilities Authority

Approved. Moved by Trustee Petrone, Seconded by Trustee Holman. Ayes: Chairman Clark, Trustees Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report K-2021-108 dated April 28, 2021, by Nathan Madenwald, Utilities Engineer
2. Bid Tabulation dated April 22, 2021, for the 12th Avenue N.E. Manhole Replacements
3. Contract K-2021-108
4. Performance Bond B-2021-77
5. Statutory Bond B-2021-78
6. Maintenance Bond MB-2021-63
7. Project location map

* * * * *

Item 17, being:

CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF BID-2021-41, CONTRACT K 2021-122 BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND SMURFIT KAPPA FOR THE PROCESSING AND MARKETING OF RECYCLED PRODUCTS FROM THE NORMAN RECYCLING COLLECTION CENTERS

Acting as the Norman Municipal Authority

Approved. Moved by Trustee Petrone, Seconded by Trustee Holman. Ayes: Chairman Clark, Trustees Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Item 17, continued:

Items submitted for the record

1. City Council Staff Report K-2021-122 dated April 30, 2021, by Rachel Croft, Staff Engineer
2. Recommendation dated April 19, 2021, from Rachel Croft, Staff Engineer, to Bret Scovill, Sanitation Manager
3. Contract K-2021-122
4. Performance Bond B-2021-77
5. Statutory Bond B-2021-78
6. Maintenance Bond MB-2021-63
7. Project location map

* * * * *

Item 18, being:

CONSIDERATION OF APPROVAL, ACCEPTANCE, AMENDMENT, AND/OR POSTPONEMENT OF EASEMENT E-2021-80: A PERMANENT OFF-SITE UTILITY EASEMENT DONATED BY ASH INVESTMENTS, L.L.C., FOR THE TURTLE CROSSING SECTION 1 ADDITION.

Accepted. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report E-2021-80 dated April 21, 2021, by Jack Burdett, Subdivision Development Coordinator
2. Easement E-2021-80 with Attachment A, location map and legal description
3. Revised Preliminary Plat for Turtle Crossing
4. Easement location map
5. Warranty Deed filed by the Cleveland County Clerk on October 7, 2014 to Ash Investments

* * * * *

Item 19, being:

CONSIDERATION OF ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF EASEMENT E-2021-81, A PERMANENT OFF-SITE UTILITY EASEMENT DONATED BY ASH INVESTMENTS, L.L.C., FOR THE TURTLE CROSSING SECTION 1 ADDITION.

Accepted. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report E-2021-81 dated April 21, 2021, by Jack Burdett, Subdivision Development Coordinator
2. Easement E-2021-81 with Attachment A, location map and legal description
3. Revised Preliminary Plat for Turtle Crossing
4. Easement location map
5. Warranty Deed filed by the Cleveland County Clerk on October 7, 2014 to Ash Investments

* * * * *

Item 20, being:

CONSIDERATION OF ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF EASEMENT E-2021-82: A PERMANENT OFF-SITE UTILITY EASEMENT DONATED BY ASH INVESTMENTS, L.L.C., FOR THE TURTLE CROSSING SECTION 1 ADDITION.

Accepted. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report E-2021-82 dated April 21, 2021, by Jack Burdett, Subdivision Development Coordinator
2. Easement E-2021-82 with Attachment A, location map and legal description
3. Revised Preliminary Plat for Turtle Crossing
4. Easement location map
5. Warranty Deed filed by the Cleveland County Clerk on October 7, 2014 to Ash Investments

* * * * *

Item 21, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONSENT TO ENCROACH EN-2021-9 FOR LOT 8, BLOCK 1, BROOKHAVEN ADDITION, SECTION 10. (1704 BARWICK DRIVE)

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report EN-2021-9 dated April 15, 2021, by Beth Muckala, Assistant City Attorney
2. Consent to Encroachment EN-2021-9
3. Memorandum dated April 1, 2021, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney; Rone Tromble, Administrative Technician IC; Ken Danner, Subdivision Manager; Nathan Madenwald, Utilities Manager; and Jane Hudson, Director of Planning and Community Development
4. Letter of request dated March 31, 2021, from Ken Wilpitz to Brenda Hall, City Clerk
5. Site plan
6. Memorandum dated April 27, 2021, from Jane Hudson, Director, Planning and Community Development, to Brenda Hall, City Clerk
7. Memorandum dated April 15, 2021, from Rachel Croft, Staff Engineer, to Brenda Hall, City Clerk, with aerial map and sanitary sewer plans
8. Memorandum dated April 26, 2021, from Ken Danner, Subdivision Development Manager, to Beth Muckala, Assistant City Attorney
9. Letter of No Objection dated April 22, 2021, from Tara Cassidy, Right-of-Way Agent, Cox Communications, Inc.
10. Letter dated April 9, 2021, from Timothy J. Bailey, Right-of-Way Agent, Oklahoma Gas & Electric Company, to Ken Danner, Public Works Department
11. Email dated April 20, 2021, from Drew Nixon, Oklahoma Natural Gas, Inc., to Ken Wilpitz
12. Email dated April 13, 2021, from Wesley White, Manager of Field Design, Oklahoma Electric Cooperative, to Ken Danner

* * * * *

Item 22, being:

CONSIDERATION OF DECLARATION, AMENDMENT, AND/OR POSTPONEMENT OF SURPLUS AND/OR OBSOLETE EQUIPMENT AND MATERIALS AND AUTHORIZING THE SALE OR DISPOSAL THEREOF.

Declared. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report GID-2021-57 dated April 28, 2021, by Fred Duke, Procurement Analyst
2. Inventory of Goods to be Auctioned

* * * * *

Item 23, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF SPECIAL CLAIM SC-2021-8: SUBMITTED BY DELISIA KELSEY FOR HERSELF AND ON BEHALF OF HER CHILDREN, MYA KELSEY AND PEYTON MUELLER, IN THE TOTAL AMOUNT OF \$18,000 FOR MEDICAL EXPENSES INCURRED WHEN HER VEHICLE WAS STRUCK BY A CITY SANITATION TRASH TRUCK ON SEPTEMBER 21, 2020, ON INTERSTATE 240

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report SC-2021-8 dated May 6, 2021, by Anthony Purinton, Assistant City Attorney
2. Memorandum dated March 2, 2021, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney
3. Special Claim 2021-8 dated March 2, 2021, from Delisia Kelsey; Mya Kelsey, minor; and Peyton Mueller, minor
4. Official Oklahoma Traffic Collision Report dated September 21, 2021

* * * * *

Item 24, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2021-114: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND TRICORE GROUP, L.L.C., IN THE AMOUNT OF \$30,500 TO PROVIDE ENGINEERING SERVICES RELATED TO DESIGN, BIDDING AND CONSTRUCTION OF THE NORMAN COMPOST FACILITY SCALE HOUSE.

Acting as the Norman Utilities Authority

Approved. Moved by Trustee Petrone, Seconded by Trustee Holman. Ayes: Chairman Clark, Trustees Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report K-2021-114 dated April 12, 2021, by Rachel Croft, Staff Engineer
2. Contract K-2021-114 with Attachment A, Schedule; Attachment B, Scope of Services; and Attachment C, Compensation
3. Project location map

* * * * *

Item 25, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONE-
MENT OF CONTRACT K-2021-117 BY AND BETWEEN THE NORMAN UTILITIES
AUTHORITY AND FREESE AND NICHOLS, INC. IN THE AMOUNT OF \$47,850 TO
PROVIDE ENGINEERING SERVICES FOR THE BLENDING OF WELL 5, 6, AND 52 AT
THE WATER TREATMENT PLANT AND BUDGET TRANSFER BETWEEN PROJECT
ACCOUNTS AS OUTLINED IN THE STAFF REPORT.

Acting as the Norman Utilities Authority

Approved. Moved by Trustee Petrone, Seconded by Trustee Holman. Ayes: Chairman Clark, Trustees
Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report K-2021-117 dated April 30, 2021, by Rachel Croft, Staff Engineer
2. Contract K-2021-117 with Attachment A, Schedule; Attachment B, Scope of Services; and Attachment C, Compensation
3. Project location map

* * * * *

Item 26, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR
POSTPONEMENT OF CONTRACT K-2021-119: A DOCKLESS SCOOTER REVOCABLE
LICENSE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND
BIRD RIDES, INC., IN THE AMOUNT OF \$300 PER YEAR ALLOWING DEPLOYMENT OF
NO MORE THAN ONE HUNDRED FIFTY (150) DOCKLESS SCOOTERS WITHIN THE
PUBLIC RIGHTS-OF-WAY, PROVIDING FOR ADMINISTRATIVE FLEET SIZE
INCREASES AND DECREASES, AND PROVIDING FOR PENALTIES IN THE EVENT OF
DEFAULT OR VIOLATION OF PARKING PARAMETERS.

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor
Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays:
None.

Items submitted for the record

1. City Council Staff Report K-2021-119 dated May 3, 2021, by Beth Muckala, Assistant City Attorney
2. Contract K-2021-119

* * * * *

Item 27, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, POSSIBLE TRANSFER,
AND/OR POSTPONEMENT OF CONTRACT K-2021-121: A CONTRACT BY AND
BETWEEN BIOSTAR E LIGHT JV, LLC, THE NORMAN UTILITIES AUTHORITY, AND
THE CITY OF NORMAN IN THE AMOUNT OF \$4,775,000 FOR THE DESIGN,
CONSTRUCTION, OPERATION AND MAINTENANCE OF A SOLAR PHOTOVOLTAIC
SYSTEM TO PROVIDE ENERGY SAVINGS AND PRODUCTION GUARANTY; AND
BUDGET TRANSFERS AS OUTLINED IN THE STAFF REPORT.

Acting as the Norman Utilities Authority and City Council

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor
Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays:
None.

Item 27, continued:

Items submitted for the record

1. City Council Staff Report K-2021-121 dated April 23, 2021, by Nathan Madenwald, Utilities Engineer
2. Contract K-2021-121, Energy Savings and Production Output Guaranty Agreement with Schedule 1: Systems and Exhibit A, Energy Savings Model Used for Calculation of a Guaranty Payment
3. Contract K-2021-121, Energy Services Contract with Schedule 1, Scope of Work and Technical Specifications; Schedule 2, Project Schedule; Schedule 3, Milestone Payments Schedule; Schedule 4, Construction Plans; Schedule 5, Project Safety Standards; Schedule 6, Product Data Sheet and Bill of Materials; Schedule 7, List of Required Permits; Schedule 8, Owner Deliverables and Services; Schedule 9, Schedule of Values; Schedule 10, Site List; Schedule 11, Commissioning Procedures; Schedule 12, Insurance and Bonding Requirements; Schedule 13, Performance Guaranty; Exhibit 1, Form of Certificate of Mechanical Completion; Exhibit 2, Form of Certificate of Substantial Completion; Exhibit 3, Form of Certificate of Final Completion; Exhibit 4, Form of Affidavit of Payment and Final Release; Exhibit 5, Form of Job Site Readiness Release Letter; Exhibit 6, Environmental Report; and Exhibit 7, O&M Services Agreement with Exhibit A, Glossary of Defined Terms; Exhibit B, Statement of Work; Exhibit C, Service Fees and Tim and Material Rates; and Exhibit D, System and Site Information

* * * * *

Item 28, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2021-123: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE PERFORMING ARTS STUDIO IN THE AMOUNT OF \$5,000 TO PROVIDE HOSPITALITY SERVICES TO THE GENERAL PUBLIC VISITING THE SANTA FE TRAIN DEPOT.

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report K-2021-123 dated April 27, 2021, by Beth Muckala, Assistant City Attorney
2. Contract K-2021-123 with Exhibit A, Report to City of Norman Finance Committee dated January 30, 2021 from Shari Jackson, Executive Director, The Depot
3. Finance Committee Agenda dated February 20, 2021
4. Pertinent excerpts from Finance Committee minutes of February 20, 2021

* * * * *

Item 29, being:

CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2021-126: A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND WESTERN FARMERS ELECTRIC COOPERATIVE (WFEC) CONCERNING THE REIMBURSEMENT OF OR COST SHARE WITH WFEC FOR CERTAIN MATERIAL COSTS RELATING TO THE RELOCATION OF EXISTING UTILITY LINES FOR THE 36TH AVENUE N.W., PROJECT FROM TECUMSEH ROAD TO INDIAN HILLS ROAD.

Approved. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Item 29, continued:

Items submitted for the record

1. City Council Staff Report K-2021-126 dated May 6, 2021, by Beth Muckala, Assistant City Attorney
2. Contract K-2021-126, Memorandum of Understanding for the Reimbursement of and Cost Share with WFEC for Certain Relocation Costs

* * * * *

Item 30, being:

CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2021-125: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AND THE NORMAN MUNICIPAL AUTHORITY APPROPRIATING \$54,085 FROM THE GENERAL FUND BALANCE AND \$10,832 FROM THE SANITATION FUND BALANCE TO PROVIDE FUNDING FOR AN ACTUARIAL DEFICIT OF THE DEFINED BENEFIT PLAN PORTION OF THE NORMAN EMPLOYEE RETIREMENT SYSTEM.

Adopted. Moved by Councilmember Petrone, Seconded by Councilmember Holman. Ayes: Mayor Clark, Councilmembers Foreman, Hall, Holman, Peacock, Petrone, Schueler, and Studley. Nays: None.

Items submitted for the record

1. City Council Staff Report R-2021-125 dated May 3, 2021, by Anthony Francisco, Finance Director
2. Resolution R-2021-125

* * * * *

Item 31, being:

MISCELLANEOUS DISCUSSION

Pollinator Project. Mr. Joe Carter, 1524 Magnolia Street, said he believed there would be a few amendments to the 2022 budget and wanted to provide some background information. He said he would email the information to Council, the City Manager, and the Finance Director about the Pollinator Project. He said this project evolved four years ago when Former Senator John Sparks wanted to do some landscaping at the Highway 9/Interstate 35 Intersection. He said Jim Wade, President of BancFirst, showed interest in the project and Jocelyn Wall, owner of International Pantry, spearheaded a group to try to do something with pollinators. He said there is a lot of community interest and members are willing to donate to this project; however, the Oklahoma Department of Transportation is not willing to partner with individuals or civic groups, they partner with entities because they are perpetual and civic groups change. He assured Council that if this amendment is approved, which is approximately \$36,000 and this includes historic signs around town promoted by the Norman Transcript, the Norman History Club, and other groups; he will open up the opportunity for some individual fundraising.

*

Ward 2 Selection Committee. Ms. Karen Shambaugh, 2516 O.J. Talley Circle, said she thought it was underhanded the way Council appointed the Ward Two Councilmember. She spoke to Ellen Usry and said she did not consider what she had to say. She said she left a message for Mayor Clark and Ellen Usry said she would give her the emails of all the Councilmembers but that did not happen. She said Mr. Britton Perry who was appointed to the Ward Two Selection Committee resides in Moore with an address of 841 S.W. 8th Street. She said that seems unfair. She said she was told he lives with his stepmother in Ward Two but he does not. She said Lee Hall was a non-voting member; however, she gave her input. She said the Norman Transcript quoted that one of the Councilmembers said it did not matter how citizens of Ward Two felt, this is not an election. She said the Councilmember who did win the election, knew when he was elected that he would be taking another job. She said she thinks Council should reconsider and ask the voters from that particular area. She said another candidate came in second with other 40% of the vote was not even considered as an applicant for the vacancy and he was willing to serve.

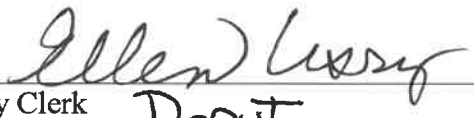
* * * * *

Item 32, being:

ADJOURNMENT

The Mayor declared the meeting adjourned at 7:30 p.m.

ATTEST:


City Clerk Deputy


Mayor

