

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

September 8, 2020

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 8th day of September, 2020, 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
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ABSENT:	None
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The Pledge of Allegiance was led by Mayor Clark.

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Item 3, being:

NOMINATION AND APPOINTMENT OF AN ELIGIBLE PERSON TO FILL THE COUNCIL VACANCY IN WARD FIVE.

Councilmember Petrone moved that Michael Nash be appointed to fill the City Council vacancy in Ward Five, which motion was duly seconded by Councilmember Peacock;

Items submitted for the record

1. City Council Staff Report AP-2021-6 dated September 4, 2020, by Brenda Hall, City Clerk
2. Ward 5 Candidate Selection Committee minutes of August 27, 2020

and the question being upon appointing Michael Nash to fill the vacancy in Ward Five, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Michael Nash was appointed to fill the vacancy in Ward Five.

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Item 4, being:

ADMINISTERING THE OATH OF OFFICE TO AND SEATING OF COUNCILMEMBER-ELECT MICHAEL NASH, WARD 5.

Associate Judge Drew Nichols administered the Oath of Office to the appointed member of the City Council.

Items submitted for the record

1. City Council Staff Report AP-2021-7 dated September 4, 2020, by Brenda Hall, City Clerk

Thereupon, Councilmember Nash was formally seated.

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Item 5, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF MARCH 17, 2020
CITY COUNCIL STUDY SESSION MINUTES OF MARCH 31, 2020
CITY COUNCIL STUDY SESSION MINUTES OF APRIL 7, 2020
CITY COUNCIL MINUTES OF AUGUST 25, 2020
NORMAN UTILITIES AUTHORITY MINUTES OF AUGUST 25, 2020
NORMAN MUNICIPAL AUTHORITY MINUTES OF AUGUST 25, 2020
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF AUGUST 25, 2020

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

Items submitted for the record

1. City Council Staff Report GID-2021-16 dated September 4, 2020, by Brenda Hall, City Clerk
2. City Council Study Session minutes of March 17, 2020
3. City Council Study Session minutes of March 31, 2020
4. City Council Study Session minutes of April 7, 2020
5. City Council Minutes of August 25, 2020
6. Norman Utilities Authority minutes of August 25, 2020
7. Norman Municipal Authority minutes of August 25, 2020
8. Norman Tax Increment Finance Authority minutes of August 25, 2020

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

YEAS:

Councilmembers Bierman, Foreman,
Hall, Holman, Nash, Peacock,
Petrone, Mayor Clark

NAYES:

None

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

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Item 6, being:

PROCLAMATION P-2021-1: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SEPTEMBER 15 THROUGH OCTOBER 15, 2020, AS HISPANIC HERITAGE MONTH IN THE CITY OF NORMAN.

Councilmember Petrone moved that receipt of Proclamation P-2021-1 proclaiming September 15 through October 15, 2020, as Hispanic Heritage Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Foreman;

Items submitted for the record

1. City Council Staff Report P-2021-1 dated August 14, 2019, by Kristina Bell, Assistant City Attorney
2. Proclamation P-2021-1

Participants in discussion

1. Mr. Juan Renteria, Fifth Grade Teacher at Truman Elementary School, accepted the proclamation and thanked the Council

Item 6, continued:

and the question being upon acknowledging receipt of Proclamation P-2021-1 proclaiming September 15 through October 15, 2020, as Hispanic Heritage Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation P-2021-1 proclaiming September 15 through October 15, 2020, as Hispanic Heritage Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 7, being:

PROCLAMATION P-2021-2: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF SEPTEMBER, 2020, AS PAIN AWARENESS MONTH IN THE CITY OF NORMAN.

Councilmember Holman moved that receipt of Proclamation P-2021-2 proclaiming the month of September, 2020, as Pain Awareness Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Petrone;

Items submitted for the record

1. City Council Staff Report P-2021-2 dated September 1, 2020, by Brenda Hall, City Clerk
2. Proclamation P-2021-2

Participants in discussion

1. Ms. Penni Pace Mix, US Pain Foundation, Ambassador for Oklahoma, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt P-2021-2 proclaiming the month of September, 2020, as Pain Awareness Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation P-2021-2 proclaiming the month of September, 2020, as Pain Awareness Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 8, being:

CONSENT DOCKET

Councilmember Foreman moved that Item 9 through Item 33 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 9 through Item 33, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Item 9 through Item 33 were placed on the consent docket by unanimous vote.

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Item 9, being:

APPOINTMENT OF LEE HALL TO SERVE AS CITY COUNCIL'S REPRESENTATIVE ON THE BOARD OF TRUSTEES FOR THE CITY OF NORMAN RETIREMENT SYSTEM.

Councilmember Foreman nominated Councilmember Hall to serve as the representative on the Board of Trustees for the City of Norman Retirement System, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report AP-2021-8 dated June 25, 2019, by Brenda Hall, City Clerk

and there being no other nominations, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Councilmember Hall was elected as the representative to serve on the Board of Trustees for the City of Norman Retirement System.

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Item 10, being:

CONSIDERATION AND AWARDED OF BID-2021-13 FOR UNLEADED/DIESEL FUEL DELIVERY FOR THE FLEET DIVISION.

Councilmember Foreman moved that all bids meeting specifications be accepted and the bid be awarded to Red Rock Distributing Company as the lowest and best bidder meeting specifications for all sections, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report BID-2021-3 dated August 19, 2020, by Mike White, Fleet Superintendent
2. Bid Record for Request for Quotes 2021-3 for unleaded/diesel fuel

Item 10, continued:

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

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
NAYES:	None

The Mayor declared the motion carried and all bids meeting specifications accepted; and the bid was awarded to Red Rock Distributing Company as the lowest and best bidder meeting specifications on all sections.

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Item 11, being:

CONSIDERATION OF AWARDING BID 2021-18, APPROVING CONTRACT K-2021-11 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND HAMMER CONSTRUCTION, INC., IN THE AMOUNT OF \$822,226.40 FOR THE 2015 WATER WELL LINES GENERALLY NEAR TECUMSEH ROAD AND 108TH AVENUE N.E. WATER WELL LINES PROJECT, PERFORMANCE BOND B-2021-17, STATUTORY BOND B-2021-18, AND MAINTENANCE BOND MB-2021-9.

Acting as the Norman Utilities Authority, Trustee Foreman moved that all bids meeting specifications be accepted; the bid in the amount of \$822,226.40 be awarded to Hammer Construction, Inc., as the lowest and best bidder meeting specifications; Contract K-2021-11 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized and the Norman Utilities Authority as part of the contract be further authorized to pay subcontractors for equipment and supplies for the 2015 Water Well Lines Project; and the filing of the bonds be directed, which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. City Council Staff Report K-2021-11 dated August 25, 2020, by Chris Mattingly, Director of Utilities
2. Recommendation of Award dated August 19, 2020, from M. Joshua Risley, P.E., Project Manager, Cardinal Engineering, to Mr. Chris Mattingly, P.E., City of Norman/Norman Utilities Authority
3. Contract K-2021-11
4. Performance B-2021-18
5. Statutory Bond B-2021-19
6. Maintenance Bond MB-2021-9

Participants in discussion

1. Mr. Chris Mattingly, Director of Utilities

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

YEAS:	Trustees Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Chairman Clark
NAYES:	None

The Chairman declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$822,226.40 was awarded to Hammer Construction, Inc., as the lowest and best bidder meeting specifications; Contract K-2021-11 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized and the Norman Utilities Authority as part of the contract was further authorized to pay subcontractors for equipment and supplies for the 2015 Water Well Lines Project; and the filing of the bonds was directed.

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Item 12, being:

CONSIDERATION OF AUTHORIZATION FOR THE CHAIRMAN OF THE NORMAN UTILITIES AUTHORITY TO EXECUTE ADDENDUM B TO CONSENT ORDER NO. 13-077 FROM THE OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR THE NORMAN WATER RECLAMATION FACILITY NO. S-20616, PERMIT NO. OK0029190.

Acting as the Norman Utilities Authority, Trustee Foreman moved that execution of Addendum B to Consent Order No. 13-077 from the Oklahoma Department of Environmental Quality for the Norman Reclamation Facility No. S-20616, Permit No. OK0029190, be approved, which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. City Council Staff Report GID-2021-25 dated August 25, 2020, by Chris Mattingly, Director of Utilities
2. Consent Order 13-077, Addendum B, dated August 20, 2020, from Shellie R. Chard, Director, Water Quality Division, Oklahoma Department of Environmental Quality, to Breea Clark, Chairperson, Norman Utilities Authority

and the question being upon approving execution of Addendum B to Consent Order No. 13-077 from the Oklahoma Department of Environmental Quality for the Norman Reclamation Facility No. S-20616, Permit No. OK0029190, a vote was taken with the following result:

YEAS:	Trustees Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Chairman Clark
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NAYES:	None
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The Chairman declared the motion carried and execution of Addendum B to Consent Order No. 13-077 from the Oklahoma Department of Environmental Quality for the Norman Reclamation Facility No. S-20616, Permit No. OK0029190, was approved.

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Item 13, being:

AUTHORIZATION FOR THE PURCHASE OF ONE BOAT AND TRAILER FROM RESCUE ONE CORPORATION D/B/A ONE BOAT IN THE AMOUNT OF \$71,181.50 TO BE USED FOR WATER RESCUE INCIDENTS FOR THE FIRE DEPARTMENT.

Councilmember Foreman moved that authorization for the purchase of one boat and trailer from ONE Boat in the amount of \$71,181.50 to be used for water rescue incidents for the Fire Department be approved, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report GID-2021-17 dated August 27, 2020, by Travis King, Fire Chief
2. Price Quotation dated August 21, 2020, in the amount of \$71,181.50 from ONE Boat

and the question being upon approving authorization for the purchase of one boat and trailer from ONE Boat in the amount of \$71,181.50 to be used for water rescue incidents for the Fire Department, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and authorization for the purchase of one boat and trailer from ONE Boat in the amount of \$71,181.50 to be used for water rescue incidents for the Fire Department was approved.

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Item 14, being:

CONSENT TO ENCROACH EN-2021-2: FOR LOT 8, BLOCK 3, BROOKHAVEN ADDITION, SECTION 17, CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA. (1832 CEDAR HILL ROAD)

Councilmember Foreman moved that Encroachment EN-2021-2 be approved and filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report EN-2021-2 dated August 19, 2020, by Beth Muckala, Assistant City Attorney
2. Consent to Encroachment EN-2021-2
3. Memorandum dated July 21, 2020, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney, Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities, and Jane Hudson, Director of Planning and Community Development
4. Letter of request dated July 21, 2020, from Pat Smith, to City Clerk Office
5. Location map
6. Letter dated January 30, 2020, from Timothy J. Bailey, Right-of-Way Agent, OGE Energy Corporation
7. Email dated February 12, 2020, from Nathan Madenwald, Capital Projects Engineer
8. Letter of No Objection dated April 3, 2020, from Robert Rielly, Manager of Engineering, Oklahoma Natural Gas Company, a division of ONE Gas, Inc., to Pat Smith
9. No Conflict Notification dated June 1, 2020, from AT&T Distribution Cable Locate Notification to Pat Smith
10. Letter of No. Objection dated July 16, 2020, from Shella Bohuslavicky, Right-of-Way Agent, Cox Communications, to Pat Smith
11. Memorandum dated August 17, 2020, from Jane Hudson, Director of Planning and Community Development, to Honorable Mayor and Councilmembers
12. Memorandum dated August 10, 2020, from Ken Danner, Subdivision Development Manager, to Beth Muckala, Assistant City Attorney
13. Memorandum dated August 4, 2020, from Nathan Madenwald, P.E., Capital Projects Engineer, to Brenda Hall, City Clerk

and the question being upon approving Encroachment EN-2021-2 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Encroachment EN-2021-2 approved; and filing with the Cleveland County Clerk thereof was directed.

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Item 15, being:

CONSENT TO ENCROACH EN-2021-3: FOR LOT 7, BLOCK 8, BROOKHAVEN NO. 31 ADDITION, CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA. (816 CEDARBROOK DRIVE)

Councilmember Foreman moved that Encroachment EN-2021-3 be approved and filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Item 15, continued:

Items submitted for the record

1. City Council Staff Report EN-2021-3 dated August 28, 2020, by Beth Muckala, Assistant City Attorney
2. Consent to Encroachment EN-2021-3
3. Memorandum dated August 4, 2020, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney, Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Development Manager; Ken Komiske, Director of Utilities, and Jane Hudson, Director of Planning and Community Development
4. Request for Encroachment filed August 4, 2020, from Patricia Davis and John Cooper
5. Photographs of backyard of home
6. Schematic drawings of existing site and proposed site
7. Proposed Project Design
8. Memorandum dated August 17, 2020, from Jane Hudson, Director of Planning and Community Development, to Honorable Mayor and Councilmembers
9. Memorandum dated August 4, 2020, from Nathan Madenwald, P.E., Capital Projects Engineer, to Brenda Hall, City Clerk with location map, final plat of Brookhaven No. 31 Addition; Sanitary Sewer Plans for Brookhaven No. 31 Addition; and Paving, Drainage, and Water Line Plans for Brookhaven No. 31
10. Memorandum dated August 26, 2020, from Ken Danner, Subdivision Development Manager, to Beth Muckala, Assistant City Attorney
11. Email of No Objection dated August 11, 2020, from Wes White, Manager of Field Design, Oklahoma Electric Cooperative, to Ken Danner
12. Letter dated August 4, 2020, from Timothy J. Bailey, Right-of-Way Agent, OGE Energy Corporation, to John and Patricia Davis
13. Letter of No Objection dated August 21, 2020, from Robert Rielly, Manager of Engineering, Oklahoma Natural Gas Company, a division of ONE Gas, Inc., to Patti Davis
14. Letter of No. Objection dated August 11, 2020, from Tara Cassidy, Right-of-Way Agent, Cox Communications, to Ken Danner, City of Norman
15. Email dated August 26, 2020, from Christopher Burgess, AT&T, to Travis L. Ray, AT&T

and the question being upon approving Encroachment EN-2021-3 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Encroachment EN-2021-3 approved; and filing with the Cleveland County Clerk thereof was directed.

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Item 16, being:

CONSENT TO ENCROACH EN-2021-5: FOR LOT 20, BLOCK 5, HALLBROOKE ADDITION, SECTION 6, CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA. (1959 BURNING TREE)

Councilmember Foreman moved that Encroachment EN-2021-5 be approved and filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Holman;

Item 16, continued:

Items submitted for the record

1. City Council Staff Report EN-2021-5 dated August 19, 2020, by Beth Muckala, Assistant City Attorney
2. Consent to Encroachment EN-2021-5
3. Memorandum dated August 14, 2020, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney, Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities, and Jane Hudson, Director of Planning and Community Development
4. Letter of Request dated August 13, 2020, from Joseph McCarty and Holly McCarty, Property Owners, to Office of the City Clerk
5. Location map
6. Memorandum dated August 17, 2020, from Jane Hudson, Director of Planning and Community Development, to Honorable Mayor and Councilmembers
7. Memorandum dated August 17, 2020, from Nathan Madenwald, P.E., Capital Projects Engineer, to Brenda Hall, City Clerk with location map and schematic drawings of utilities
8. Memorandum dated August 26, 2020, from Ken Danner, Subdivision Development Manager, to Beth Muckala, Assistant City Attorney

and the question being upon approving Encroachment EN-2021-5 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Encroachment EN-2021-5 approved; and filing with the Cleveland County Clerk thereof was directed.

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Item 17, being:

SPECIAL CLAIM SC-2021-2: SUBMITTED BY NIKKI MCDOWELL IN THE TOTAL AMOUNT OF \$3,266.02 FOR EXPENSES SHE INCURRED WHEN HER VEHICLE WAS STRUCK BY A CITY POLICE DEPARTMENT VEHICLE ON SEPTEMBER 17, 2019, AT ROBINSON STREET AND PETERS AVENUE.

Councilmember Foreman moved that Special Claim SC-2021-2 be approved and payment in the amount of \$3,266.02 be directed contingent upon obtaining a Release and Covenant Not to Sue from Nikki McDowell, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report SC-2021-2 dated August 28, 2020, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated August 14, 2020, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney, and Kevin Foster, Police Chief
3. Special Claim SC-2021-2 filed August 14, 2020, by Nikki S. McDowell in the amount of \$3,266.02
4. Final Bill dated February 5, 2020, in the amount of \$2,994.64 from Parkers Autobody
5. Invoice 7000-392-9718 dated November 2, 2019, in the amount of \$271.38 from Enterprise Rent-A-Car
6. Official Oklahoma Traffic Collision Report 2019-00075229 dated September 17, 2019

Item 17, continued:

and the question being upon approving Special Claim SC-2021-2 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Special Claim SC-2021-2 approved; and payment in the amount of \$3,266.02 was directed contingent upon obtaining a Release and Covenant Not to Sue from Nikki McDowell.

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Item 18, being:

ACCEPTANCE OF AN EMERGENCY SOLUTIONS GRANT IN THE AMOUNT OF \$147,692 FROM THE OKLAHOMA DEPARTMENT OF COMMERCE TO BE USED TO OPERATE A WARMING SHELTER DURING THE WINTER MONTHS FOR THE HOMELESS AND ADOPTION OF RESOLUTION R-2021-40 APPROPRIATING FUNDS.

Councilmember Foreman moved that an Emergency Solutions Grant from the Oklahoma Department of Commerce in the amount of \$147,692 to be used to operate a warming shelter during the winter months for the homeless be accepted; Contract K-2021-42 be approved; the execution thereof be authorized; and Resolution R-2021-40 appropriating funds be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-2021-42 dated August 21, 2020, by Lisa Krieg, CDBG Grants Planner
2. Contract K-2021-42
3. Resolution R-2021-40

Participants in discussion

1. Mr. Darrel Pyle, City Manager

and the question being upon accepting an Emergency Solutions Grant from the Oklahoma Department of Commerce in the amount of \$147,692 to be used to operate a warming shelter during the winter months for the homeless and upon the subsequent approval, authorization, and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and an Emergency Solutions Grant from the Oklahoma Department of Commerce in the amount of \$147,692 to be used to operate a warming shelter during the winter months for the homeless accepted; Contract K-2021-42 was approved, the execution thereof was authorized, and Resolution R-2021-40 appropriating funds was adopted.

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Item 19, being:

CONSIDERATION OF ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$95,083 FROM THE OKLAHOMA HIGHWAY SAFETY OFFICE (OHSO) TO BE USED BY THE NORMAN POLICE DEPARTMENT TO CONDUCT HIGH-VISIBILITY ENFORCEMENT, SATURATION PATROLS, INFORMATION/EDUCATION CAMPAIGNS DIRECTED TOWARD TRAFFIC SAFETY, AND PARTICIPATION IN OHSO MOBILIZATIONS; APPROVAL OF CONTRACT K-2021-49; AND BUDGET APPROPRIATION FROM THE SPECIAL GRANTS FUND BALANCE.

Councilmember Foreman moved that a grant in the amount of \$95,083 from the Oklahoma Highway Safety Office be accepted; Contract K-2021-49 be approved; the execution thereof be authorized; and \$95,083 be appropriated from the Special Revenue Fund Balance (22-29000) designating \$88,326 to Project GP0125, Traffic Enforcement-Overtime (22660119-42110) and \$6,757 to Project GP0125, Traffic Enforcement-Benefits (22660119-42901); and, upon reimbursement, funds be deposited into Other Revenue/Traffic & Alcohol Enforcement (226-333340), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-2021-49 dated August 25, 2020, by John Stege, Professional Standards
2. Contract K-2021-49 with Attachment B, Scope of Work for E-Waste Collection Events

Participants in discussion

1. Mr. Kevin Foster, Police Chief

and the question being upon accepting a grant in the amount of \$95,083 from the Oklahoma Highway Safety Office and upon the subsequent approval, authorization, appropriations, and deposit, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark

NAYES:

None

The Chairman declared the motion carried and a grant in the amount of \$95,083 from the Oklahoma Highway Safety Office accepted; Contract K-2021-49 was approved; the execution thereof was authorized; and \$95,083 was appropriated from the Special Revenue Fund Balance (22-29000) designating \$88,326 to Project GP0125, Traffic Enforcement-Overtime (22660119-42110) and \$6,757 to Project GP0125, Traffic Enforcement-Benefits (22660119-42901); and, upon reimbursement, funds will be deposited into Other Revenue/Traffic & Alcohol Enforcement (226-333340).

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Item 20, being:

AUTHORIZATION FOR EXPENDITURE NO. FOUR UNDER CONTRACT K-1314-102 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SMITH ROBERTS LAND SERVICES, INC., IN AN AMOUNT NOT-TO-EXCEED \$20,180 TO PROVIDE RIGHT-OF-WAY ACQUISITION SERVICES UNDER AN ON-CALL CONTRACT, FOR 36TH AVENUE N.W, PHASE 2 RIGHT-OF-WAY ACQUISITION.

Councilmember Foreman moved that an expenditure in an amount not-to-exceed \$20,180 under Contract K-1314-102 with Smith-Roberts Land Services, Inc., be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1314-102, Expenditure #4, dated August 25, 2020, by Paul D'Andrea, Capital Projects Engineer
2. Proposal dated June 30, 2020, from Mark W. Bilyeu, SR/VVA, President, Smith-Roberts Land Services, Inc., to Mr. Paul D'Andrea, P.E., Capital Projects Engineer
3. Location map
4. Easement location map

Item 20, continued:

and the question being upon approving an expenditure in an amount not-to-exceed \$20,180 under Contract K-1314-102 with Smith-Roberts Land Services, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and an expenditure in an amount not-to-exceed \$20,180 under Contract K-1314-102 with Smith-Roberts Land Services, Inc., approved; and the execution thereof was authorized.

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Item 21, being:

AMENDMENT NO. FOUR TO CONTRACT K-1516-110: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN MUNICIPAL AUTHORITY, AND ADG, P.C., INCREASING THE CONTRACT AMOUNT BY \$157,180 FOR A REVISED CONTRACT AMOUNT OF \$3,709,588.14 ADDING CONSTRUCTION PHASE SERVICES FOR THE NORTH BASE COMPLEX, PHASE 1 PROJECT TO THE SCOPE OF PROJECTS RECEIVING PROGRAM MANAGEMENT SERVICES AND BUDGET TRANSFER.

Acting as the City Council and the Norman Municipal Authority, Councilmember Foreman moved that Amendment No. Four to Contract K-1516-110 with ADG, P.C., increasing the contract amount by \$157,180 for a revised contract amount of \$3,709,588.14 be approved, the execution thereof be authorized, and \$24,750 be transferred from Project NFB006, Norman Forward Fund, Reaves Park, Construction (51792205-46101) to Design (51792205-46201) and \$24,750 from Project BG0064, Public Safety Sales Tax Fund, Fire Apparatus Storage and Maintenance Building, Construction (15693377-46101) to Design (15693377-46201), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report K-1516-110, Amendment No. Four, dated August 25, 2020, by Jason Spencer, Capital Projects Engineer
2. Amendment No. Four to Contract K-1516-110 with Exhibit A, Basic Services; Exhibit B, Additional Services; Exhibit C, Compensation and Schedule of Values
3. Funding Source Table
4. Maintenance Facility Location Map
5. Proposed North Base Complex
6. Overall site plan

and the question being upon approving Amendment No. Four to Contract K-1516-110 with ADG, P.C., increasing the contract amount by \$157,180 for a revised contract amount of \$3,709,588.14 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Amendment No. Four to Contract K-1516-110 with ADG, P.C., increasing the contract amount by \$157,180 for a revised contract amount of \$3,709,588.14 approved; the execution thereof was authorized AND \$24,750 was transferred from Project NFB006, Norman Forward Fund, Reaves Park, Construction (51792205-46101) to Design (51792205-46201) and \$24,750 from Project BG0064, Public Safety Sales Tax Fund, Fire Apparatus Storage and Maintenance Building, Construction (15693377-46101) to Design (15693377- 46201).

* * * * *

Item 22, being:

AMENDMENT NO. FIVE TO CONTRACT K-1617-114: BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND PDG, L.L.C., D/B/A PLANNING DESIGN GROUP, INCREASING THE CONTRACT AMOUNT BY \$49,500 FOR A REVISED CONTRACT AMOUNT OF \$1,747,150 TO PROVIDE PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE CITY PARK MAINTENANCE AND TRANSIT/FIRE MAINTENANCE FACILITIES TO BE CO-LOCATED AT THE NORTH BASE COMPLEX; AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Acting as the City Council and the Norman Municipal Authority, Councilmember Foreman moved that Amendment No. Five to Contract K-1617-114 with PDG, L.L.C., increasing the contract amount by \$49,500 for a revised contract amount of \$1,747,150 be approved, the execution thereof be authorized, and \$24,750 be transferred from Project NFB006, Norman Forward Fund, Reaves Park, Construction (51792205-46101) to Design (51792205-46201); and \$24,750 from Project BG0064, Public Safety Sales Tax Fund, Fire Apparatus Storage and Maintenance Building, Construction (15693377-46101) to Design (15693377- 46201), which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report K-1617-114, Amendment No. Five, dated August 25, 2020, by Jason Spencer, Capital Projects Engineer
2. Amendment No. Five to Contract K-1617-116 with Exhibit B, Compensation
3. Overall site plan
4. Maintenance Facility Location Map
5. Proposed North Base Complex

Participants in discussion

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

and the question being upon approving Amendment No. Five to Contract K-1617-114 with PDG, L.L.C., increasing the contract amount by \$49,500 for a revised contract amount of \$1,747,150 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Amendment No. Five to Contract K-1617-114 with PDG, L.L.C., increasing the contract amount by \$49,500 for a revised contract amount of \$1,747,150 approved; the execution thereof was authorized; and \$24,750 was transferred from Project NFB006, Norman Forward Fund, Reaves Park, Construction (51792205-46101) to Design (51792205-46201); and \$24,750 from Project BG0064, Public Safety Sales Tax Fund, Fire Apparatus Storage and Maintenance Building, Construction (15693377-46101) to Design (15693377- 46201).

* * * * *

Item 23, being:

CONTRACT K-2021-43: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND METROPOLITAN FAIR HOUSING COUNCIL, INC. IN THE AMOUNT OF \$25,000 AS AGREED UPON UNDER THE 46TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND THE FYE 2021 HOME INVESTMENT PARTNERSHIP PROGRAM.

Councilmember Foreman moved that Contract K-2021-43 with Metropolitan Fair Housing Council in the amount of \$25,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report K-2021-43 dated August 21, 2020, by Lisa Krieg, CDBG Grants Planner
2. Contract K-2021-43

Item 23, continued:

and the question being upon approving Contract K-2021-43 with Metropolitan Fair Housing Council in the amount of \$25,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
NAYES:	None

The Mayor declared the motion carried and Contract K-2021-43 with Metropolitan Fair Housing Council in the amount of \$25,000 approved; and the execution thereof was authorized.

* * * * *

Item 24, being:

CONTRACT K-2021-44: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND NORMAN AFFORDABLE HOUSING CORPORATION IN THE AMOUNT OF \$100,000 FOR ACQUISITION OF PROPERTY TO BE UTILIZED AS AFFORDABLE HOUSING.

Councilmember Foreman moved that Contract K-2021-44 with Norman Affordable Housing Corporation in the amount of \$100,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Holman;

- Items submitted for the record
- 1. City Council Staff Report K-2021-44 dated August 18, 2020, by Lisa Krieg, CDBG Grants Planner
 - 2. Contract K-2021-44
- Participants in discussion
- 1. Ms. Lisa Krieg, CDBG Grants Planner

and the question being upon approving Contract K-2021-44 with Norman Affordable Housing Corporation in the amount of \$100,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
NAYES:	None

The Mayor declared the motion carried and Contract K-2021-44 with Norman Affordable Housing Corporation in the amount of \$100,000 approved; and the execution thereof was authorized.

* * * * *

Item 25, being:

CONTRACT K-2021-48: BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND MUSCO SPORTS LIGHTING, L.L.C., IN THE AMOUNT OF \$153,432; PERFORMANCE BOND B-2021-41, STATUTORY BOND B-2021-42, AND MAINTENANCE BOND MB-1819-46 FOR THE NORMAN FORWARD ANDREWS PARK SKATE PARK LIGHTING PROJECT.

Acting as the Norman Municipal Authority, Trustee Foreman moved that Contract K-2021-48 with Musco Sports Lighting, L.L.C., in the amount of \$153,432 be approved, the execution thereof be authorized and the Mayor be further authorized to sign the performance, statutory, and maintenance bonds contingent upon the City Attorney approval, which motion was duly seconded by Trustee Holman;

Item 25, continued:

Items submitted for the record

1. City Council Staff Report K-2021-48 dated September 1, 2020, by James Briggs, Park Planner
2. Contract K-2021-48
3. Statutory Bond B-2021-42
4. Performance Bond B-2021-41
5. Maintenance Bond MB-2021-26
6. Quote dated August 14, 2020, in the amount of \$153,432 from Musco Sports Lighting, L.L.C.

Participants in discussion

1. Mr. Jud Foster, Director of Public Works

and the question being upon approving Contract K-2021-48 with Musco Sports Lighting, L.L.C., in the amount of \$153,432 and upon the subsequent authorizations, a vote was taken with the following result:

YEAS:

Trustees Bierman, Foreman, Hall,
Holman, Nash, Peacock, Petrone,
Chairman Clark

NAYES:

None

The Chairman declared the motion carried and Contract K-2021-48 with Musco Sports Lighting, L.L.C., in the amount of \$153,432 approved; the execution thereof was authorized and the Mayor was further authorized to sign the performance, statutory, and maintenance bonds contingent upon the City Attorney's approval.

* * * * *

Item 26, being:

RESOLUTION R-2021-37: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO FILE ANNUAL NON-COMPETITIVE GRANT APPLICATIONS AND CORRESPONDING ASSURANCES AND OTHER SUPPORTING DOCUMENTATION ON BEHALF OF THE CITY OF NORMAN WITH THE U.S. DEPARTMENT OF TRANSPORTATION TO SECURE FEDERAL PUBLIC TRANSIT FINANCING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SET FORTH AND EXECUTE POLICIES IN CONNECTION WITH THE PROGRAMMING OF PROJECTS, BUDGETS, AND PROCUREMENT NEEDS.

Councilmember Foreman moved that Resolution R-2021-37 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-37 dated August 19, 2020, by Taylor Johnson, Public Transit Coordinator
2. Resolution R-2021-37

and the question being upon adopting Resolution R-2021-37, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman,
Hall, Holman, Nash, Peacock, Petrone,
Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-2021-37 was adopted.

* * * * *

Item 27, being:

RESOLUTION R-2021-42: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROHIBITING THE DISTRIBUTION OR SALE FOR PUBLIC CONSUMPTION OF INTOXICATING OR ALCOHOLIC BEVERAGES AT ANY PUBLIC PARK OR RECREATIONAL FACILITY IN THE CITY OF NORMAN EXCLUDING THE FIREHOUSE ARTS STATION, THE HISTORICAL MUSEUM, THE SOONER THEATRE, WESTWOOD PARK, THE SANTA FE DEPOT, LEGACY PARK, REAVES PARK, ANDREWS PARK AND LIONS PARK.

Councilmember Foreman moved that Resolution R-2021-42 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-42 dated August 25, 2020, by Jud Foster, Director of Parks and Recreation
2. Resolution R-2021-42

Participants in discussion

1. Mr. Jud Foster, Director of Parks and Recreation
2. Ms. Kathryn Walker, City Attorney

and the question being upon adopting Resolution R-2021-42, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman,
Hall, Holman, Nash, Peacock,
Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-2021-42 was adopted.

* * * * *

Item 28, being:

RESOLUTION R-2021-44: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION BLOCK GRANT PROGRAM URBANIZED AREA (STBG-UZA) FUNDS FOR ENHANCEMENTS TO THE CITY'S PUBLIC TRANSIT VEHICLE FLEET.

Councilmember Foreman moved that Resolution R-2021-44 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-44 dated September 1, 2020, by David Riesland, Traffic Engineer
2. Resolution R-2021-44

and the question being upon adopting Resolution R-2021-44, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman,
Hall, Holman, Nash, Peacock,
Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-2021-44 was adopted.

* * * * *

Item 29, being:

RESOLUTION R-2021-45: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION PROGRAM URBANIZED AREA (STP-UZA-SAFETY) FUNDS FOR THE INSTALLATION OF PAVEMENT MARKINGS AT VARIOUS LOCATIONS ALONG THE FEDERAL FUNCTIONALLY CLASSIFIED TRANSPORTATION SYSTEM IN NORMAN.

Councilmember Foreman moved that Resolution R-2021-45 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-45 dated September 1, 2020, by David Riesland, Traffic Engineer
2. Resolution R-2021-45

and the question being upon adopting Resolution R-2021-45, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-2021-45 was adopted.

* * * * *

Item 30, being:

RESOLUTION R-2021-46: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION BLOCK GRANT PROGRAM URBANIZED AREA (STBG-UZA) FUNDS FOR ROADWAY IMPROVEMENTS ALONG JENKINS AVENUE FROM IMHOFF ROAD TO LINDSEY STREET IN NORMAN.

Councilmember Foreman moved that Resolution R-2021-46 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-46 dated September 1, 2020, by David Riesland, Traffic Engineer
2. Resolution R-2021-46

and the question being upon adopting Resolution R-2021-46, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Resolution R-2021-46 was adopted.

* * * * *

Item 31, being:

RESOLUTION R-2021-47: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION PROGRAM URBANIZED AREA (STP-UZA) FUNDS FOR ROADWAY IMPROVEMENTS ALONG JAMES GARNER AVENUE, BETWEEN ACRES STREET AND DUFFY STREET IN NORMAN.

Councilmember Foreman moved that Resolution R-2021-47 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-47 dated September 1, 2020, by David Riesland, Traffic Engineer
2. Resolution R-2021-47

and the question being upon adopting Resolution R-2021-47, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman,
Hall, Holman, Nash, Peacock,
Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-2021-47 was adopted.

* * * * *

Item 32, being:

RESOLUTION R-2021-48: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION BLOCK GRANT PROGRAM URBANIZED AREA (STBG-UZA) FUNDS FOR ROADWAY IMPROVEMENTS ALONG PORTER AVENUE BETWEEN ROBINSON STREET AND ALAMEDA STREET IN NORMAN.

Councilmember Foreman moved that Resolution R-2021-48 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-48 dated September 1, 2020, by David Riesland, Traffic Engineer
2. Resolution R-2021-48

and the question being upon adopting Resolution R-2021-48, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman,
Hall, Holman, Nash, Peacock,
Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-2021-48 was adopted.

* * * * *

Item 33, being:

RESOLUTION R-2021-49: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, PROGRAMMING FEDERAL SURFACE TRANSPORTATION PROGRAM URBANIZED AREA (STP-UZA) FUNDS FOR THE CONSTRUCTION OF A MULTIMODAL PATH ALONG THE WEST SIDE OF FLOOD AVENUE BETWEEN ROBINSON STREET AND TECUMSEH ROAD AND THEN ALONG THE SOUTH SIDE OF TECUMSEH ROAD BETWEEN FLOOD AVENUE AND 24TH AVENUE N.W.

Councilmember Foreman moved that Resolution R-2021-49 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. City Council Staff Report R-2021-49 dated September 1, 2020, by David Riesland, Traffic Engineer
2. Resolution R-2021-49

and the question being upon adopting Resolution R-2021-49, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-2021-49 was adopted.

* * * * *

Item 34, being:

CONSIDERATION OF ORDINANCE O-1920-59 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PORTION OF THE ALLEY RIGHT-OF-WAY LOCATED IN BLOCK 68, ORIGINAL TOWN OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1920-59 having been Introduced and adopted upon First Reading by title in City Council's meeting of August 25, 2020, Councilmember Holman moved that Ordinance O-1920-59 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Peacock;

Items submitted for the record

1. Text File O-1920-59 dated June 1, 2020, by Ken Danner, Subdivision Development Coordinator
2. Ordinance O-1920-59
3. Location map
4. Memorandum dated May 5, 2020, from Brenda Hall, City Clerk, Kathryn Walker, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities; and Jane Hudson, Director of Planning and Community Development
5. Letter of Request received May 5, 2020, from Sean Paul Rieger, Attorney, Architect, Broker, Rieger Law Group, to Ms. Brenda Hall, City Clerk with attached Legal Description for Alley Vacation
6. Planning Commission Staff Report dated July 9, 2020, recommending approval
7. Location map of Required Modifications to Proposed Alley Release dated August 18, 2020
8. Location map of Confirmation of Sewer Service Re-Route
9. Pertinent excerpts from Planning Commission minutes of July 9, 2020

Item 34, continued:

Participants in discussion

- 1. Mr. Sean Rieger, The Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
- 2. Ms. Kathryn Walker, Interim City Attorney
- 3. Mr. Anthony Francisco, Finance Director
- 4. Mr. Steve Ellis, 633 Reed Avenue, made comments
- 5. Mr. Evan Dunn, 1400 Garfield Drive, made comments
- 6. Mr. Robert Huskey, 3615 Chatham Court, made comments
- 7. Ms. Mary Francis, 850C Cardinal Creek Condos, made comments

and the question being upon adopting Ordinance O-1920-59, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Ordinance O-1920-59 was adopted upon Second Reading section by section.

Thereupon, Councilmember Foreman moved that Ordinance O-1920-59 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Petrone; and the question being upon adopting Ordinance O-1920-59, as amended, upon Final Reading as a whole, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Ordinance O-1920-59 was adopted upon Final Reading as a whole.

* * * * *

Item 35, being:

CONSIDERATION OF ORDINANCE O-2021-11 UPON FIRST, SECOND, AND FINAL READING: AN ORDINANCE OF THE CITY OF NORMAN, OKLAHOMA AMENDING CHAPTER 10, ARTICLE XI OF THE CODE OF THE CITY OF NORMAN, OKLAHOMA IMPOSING CAPACITY LIMITATIONS IN BARS AND RESTAURANTS ON DAYS WHERE THERE IS A UNIVERSITY OF OKLAHOMA HOME FOOTBALL GAME; DECLARING AN EMERGENCY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Bierman moved that Ordinance O-2021-11 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Foreman;

Items submitted for the record

- 1. Text File O-2021-11 dated September 4, 2020, by Kathryn Walker, City Attorney
- 2. Legislatively notated copy of Ordinance O-2021-11
- 3. Ordinance O-2021-11

Item 35, continued:

and the question being upon the Introduction and adoption of Ordinance O-2021-11 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
-------	--

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

The Mayor declared the motion carried and Ordinance O-2021-11 was Introduced, read, and adopted upon First Reading by title.

Thereupon, Councilmember Bierman moved that Ordinance O-2021-11 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Holman;

Participants in discussion

1. Ms. Kathryn Walker, City Attorney
2. Dr. Darrel Pyle, City Manager

Thereupon, Councilmember Bierman moved that Ordinance 2021-11 be amended to read as follows:

* * *

Sec. 11-1104. – Capacity Limitations in Restaurants and Bars.

* * *

- (a) On days in which there is a scheduled home University of Oklahoma football game, the capacity of all restaurants, bars, bar areas, and outdoor patios, as set by the fire marshal, shall be reduced by ~~50% all day~~ until 2 am the next day.

* * *

which motion was duly seconded by Councilmember Foreman; and the question being upon amending Ordinance O-2021-11 as stated above, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
-------	--

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

The Mayor declared the motion carried and Ordinance O-2021-11 was amended as stated above.

Thereupon, Councilmember Peacock moved that Ordinance 2021-11, as amended, be further amended to read as follows:

* * *

Item 35, continued:

Sec. 11-1104. – Capacity Limitations in Restaurants and Bars.

* * *

- (a) On days in which there is a scheduled home University of Oklahoma football game, ~~the capacity of~~ all restaurants, bars, bar areas, and outdoor patios, ~~as set by the fire marshal, shall be reduced~~ operate at the greater of 50% of the occupancy load as set by the fire marshal or the maximum number of patrons that can be seated at tables arranged at least 6 feet apart from one another until 2 am the next following day.

* * *

which motion was duly seconded by Councilmember Petrone;

Participants in discussion

1. Ms. Kathryn Walker, City Attorney
2. Mr. Darrel Pyle, City Manager
3. Mr. Travis King, Fire Chief

Councilmember Peacock withdrew his motion with consensus of the second.

Thereupon, Councilmember Peacock moved that Ordinance 2021-11, as amended, be further amended to read as follows:

* * *

§ 7. That, Section 11-1106 be added to Chapter 10 of the Code of the City of Norman, Oklahoma:

Sec. 11-1104. – Capacity Limitations in Restaurants and Bars.

* * *

- (a) On days in which there is a scheduled home University of Oklahoma football game, ~~the capacity~~ occupant load of all restaurants, bars, bar areas, and outdoor patios, as set by the fire marshal, shall be reduced to 75% until 2 am the ~~next following~~ day.

* * *

which motion was duly seconded by Councilmember Petrone;

Participants in discussion

1. Ms. April Willige, proponent
2. Mr. Braden Hartsel, protestant
3. Mr. Keith McCabe, made comments
4. Ms. Cynthia Rogers, Ward 4, asked questions
5. Ms. Shannon Robinson, protestant
6. Ms. Kristin Thomas, protestant
7. Mr. Anders Sofus, protestant

Item 36, being:

and the question being upon further amending Ordinance O-2021-11, as amended, as stated above, a vote was taken with the following result:

YEAS:	Councilmembers Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
-------	---

NAYES:	Councilmember Bierman
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The Mayor declared the motion carried and Ordinance O-2021-11, as amended, was further amended as stated above.

and the question being upon adopting Ordinance O-2021-11, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
-------	---

NAYES:	Councilmember Bierman
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The Mayor declared the motion carried and Ordinance O-2021-11, as amended, was adopted upon Second Reading section by section.

Thereupon, Councilmember Petrone moved that Emergency Section 2 be approved, which motion was duly seconded by Councilmember Foreman; and the question being upon approving Emergency Section 2, the vote was taken with the following result:

YEAS:	Councilmembers Bierman, Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
-------	--

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

The Mayor declared the motion carried and Emergency Section 2 was approved.

Thereupon, Councilmember Peacock moved that Ordinance O-2021-11, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Nash; and the question being upon adopting Ordinance O-2021-11, as amended, upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Foreman, Hall, Holman, Nash, Peacock, Petrone, Mayor Clark
-------	---

NAYES:	Councilmember Bierman
--------	-----------------------

The Mayor declared the motion carried and Ordinance O-2021-11, as amended, was adopted upon Final Reading as a whole.

* * * * *

Item 36, being:

MISCELLANEOUS COMMENTS

Public Comment. Mr. Mark Campbell asked how a citizen can submit photographs for a presentation in advance of the regular meeting and still keep the discussion within three minutes.

Mayor Clark suggested sending emails to City Council because that would be at least three minutes.

*

Churches with Tents on Game Days. Ms. Rosaria Oats said she understood churches were discouraged from allowing tent spaces on game days because tailgating is prohibited. She asked if this broke any laws.

*

New Infrastructure. Ms. Cynthia Rogers, Ward 4, asked City Council to think about how to pay for the cost of new infrastructure to serve new homes.

*

Oversight Committee Meeting. Councilmember Bierman said the Virtual Oversight Committee Meeting is Thursday, September 10th, at 4:00 p.m. She said topics were the Tree Ordinance and revisions to the easement ordinance for use of right-of-way.

*

IMMY COVID-19 Testing. Councilmember Bierman commended IMMY on 24th Avenue N.W. for providing results of COVID-19 Testing within 24 hours. She said they will test children over 12-month old and most of the time you can schedule an appointment for the same day.

*

Juan Renteria, 5th Grade Teacher at Truman Elementary. Councilmember Petrone said she was glad to see Mr. Renteria, Fifth Grade Teacher at Truman Elementary School accept the proclamation for Hispanic Heritage Month. She said he is loved by his students.

*

Warming Shelter. Councilmember Petrone said she was very grateful for the grant accepted tonight for the Winter Warming Shelter. She said last year, private security was hired to be at the shelter and it saved a lot of money. She said she hopes to have those conversations going forward for the shelter this winter.

Councilmember Hall said she is also thankful for the grant. She thanked Ms. Michelle Evans, Homeless Coordinator, and Officer Cary Bryant for making it happen last year.

*

Stickers in Parks. Councilmember Petrone said she wants to have a discussion with Mr. Jud Foster, Director of Parks and Recreation, to see how to alleviate stickers in the park.

*

Miscellaneous Discussion, continued:

Congratulations for Michael Nash. Councilmember Hall congratulated Councilmember Nash for being appointed to Ward 5. She said she looked forward to working with him.

Councilmember Foreman said she appreciated Councilmember Nash for being willing to be a Councilmember during these trying time.

Councilmember Holman welcomed Councilmember Nash for committing to being Councilmember.

Councilmember Peacock and Mayor Clark welcomed Councilmember Nash to the team.

*

Campus Corner Merchants and Downtowner's. Councilmember Hall thanked the Campus Corner Merchants and the Downtowner's for trying to create a game day experience in Norman in a safe environment. She encouraged residents to check it out.

*

Affordable Housing. Councilmember Hall said she was thankful for City staff for successfully managing the City's resources to allow the continuance of affordable housing.

*

Staff Safe This Weekend. Councilmember Nash said he hoped people would choose to stay safe during the football game on Saturday.

*

Thanks to Citizens. Councilmembers Foreman said she appreciated the public reaching out to Council with their questions and concerns.

*

Congratulations to Chris Mattingly. Councilmember Holman congratulated Mr. Chris Mattingly for being promoted to Director of Utilities. He said he was a wonderful person for this job and was very deserving.

*

Congratulations to Terry Kim from Norman. Councilmember Holman congratulated Mr. Terry Kim from Norman for being appointed as Councilmember for Ward 2 in Las Animas, Colorado.

*

Thanks to Parks and Recreation. Mayor Clark said the Labor Day Event had been very well done with social distancing. She encouraged staff to make the drone part of the event every year.

*

Thanks to Non-Profits. Mayor Clark thanked all of the Non-Profit Agencies who have rolled with the punches during the Pandemic.

*

Take Care of Yourself. Mayor Clark urged people to take care of themselves during this Pandemic especially those with other health issues. She said now was the time to change your diet or whatever is needed.

* * * * *

Item 37, being:

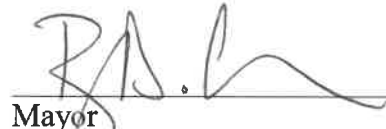
ADJOURNMENT

The Mayor declared the motion carried and the meeting was adjourned at 9:11 p.m.

ATTEST:



City Clerk



Mayor

