

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

July 23, 2019

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 23rd day of July, 2019, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

ABSENT:

None

The Pledge of Allegiance was led by Mayor Clark.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF MAY 7, 2019
CITY COUNCIL STUDY SESSION MINUTES OF MAY 14, 2019
CITY COUNCIL STUDY SESSION MINUTES OF MAY 21, 2019
CITY COUNCIL CONFERENCE MINUTES OF MAY 28, 2019
CITY COUNCIL MINUTES OF JULY 2, 2019
CITY COUNCIL MINUTES OF JULY 9, 2019
NORMAN UTILITIES AUTHORITY MINUTES OF JULY 9, 2019
NORMAN MUNICIPAL AUTHORITY MINUTES OF JULY 9, 2019
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JULY 9, 2019

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

Items submitted for the record

1. Text File GID-1920-7 dated July 18, 2019, by Brenda Hall, City Clerk
2. City Council Study Session minutes of May 7, 2019
3. City Council Study Session minutes of May 14, 2019
4. City Council Study Session minutes of May 21, 2019
5. City Council Conference minutes of May 28, 2019
6. City Council minutes of July 2, 2019
7. City Council minutes of July 9, 2019
8. Norman Utilities Authority minutes of July 9, 2019
9. Norman Municipal Authority minutes of July 9, 2019
10. Norman Tax Increment Finance Authority minutes of July 9, 2019

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

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

* * * * *

Item 4, being:

PROCLAMATION P-1920-2: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SATURDAY, JULY 27, 2019, AS “TOURIST FOR A DAY” IN THE CITY OF NORMAN.

Councilmember Holman moved that receipt of Proclamation P-1920-2 proclaiming Saturday, July 27, 2019, as “Tourist for a Day” in the City of Norman be acknowledge; which motion was duly seconded by Councilmember Scott;

Items submitted for the record

1. Text File P-1920-2 dated July 17, 2019, by Brenda Hall, City Clerk
2. Proclamation P-1920-2

Participants in discussion

1. Ms. Stefani Brickman, VisitNorman, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1920-2 proclaiming Saturday, July 27, 2019, as “Tourist for a Day” in the City of Norman, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation P-1920-2 proclaiming Saturday, July 27, 2019, as “Tourist for a Day” in the City of Norman was acknowledged.

* * * * *

Item 5, being:

CONSENT DOCKET

Councilmember Holman moved that Item 6 through Item 21 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Wilson; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 21, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Item 6 through Item 21 were placed on the consent docket by unanimous vote.

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Item 6, being:

CONSIDERATION OF ORDINANCE O-1920-4 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 13-108, IN ARTICLE I OF CHAPTER 13 (LICENSES AND OCCUPATIONS); AMENDING ARTICLE XXXIV, SECTIONS 13-3401 THROUGH 13-3407, IN CHAPTER 13 (LICENSES AND OCCUPATIONS); AMENDING SECTIONS 420.1 (A-1, GENERAL AGRICULTURAL DISTRICT), 420.2 (A-2, RURAL AGRICULTURAL DISTRICT), 422.7 (RO, RESIDENCE-OFFICE DISTRICT), 422.9 (O-1, OFFICE INSTITUTIONAL DISTRICT), 423.1 (CO, SUBURBAN OFFICE COMMERCIAL DISTRICT), 423.2 (C-1, LOCAL COMMERCIAL DISTRICT), 424.1 (C-2, GENERAL COMMERCIAL DISTRICT), 424.2 (TC, TOURIST COMMERCIAL DISTRICT), 424.3 (CR, RURAL COMMERCIAL DISTRICT), 425.1 (C-3, INTENSIVE COMMERCIAL DISTRICT), 426.1 (I-1, LIGHT INDUSTRIAL DISTRICT), 428.1 (M-1, RESTRICTED INDUSTRIAL DISTRICT), 429 (MUD, MIXED USE DEVELOPMENT DISTRICT), ALL IN ARTICLE XI OF CHAPTER 22 (ZONING ORDINANCE); AND AMENDING SECTION 450 (DEFINITIONS), IN ARTICLE XIV OF CHAPTER 22 (ZONING ORDINANCE); ALL IN ORDER TO UPDATE LICENSING FOR MEDICAL MARIJUANA ESTABLISHMENTS AS ALLOWED BY STATE LAW, TO ADD AND UPDATE PERMITTED AND SPECIAL USES TO THE ZONING ORDINANCE TO ALLOW FOR THE LOCATION OF MEDICAL MARIJUANA ESTABLISHMENTS AND USES IN CONFORMANCE WITH STATE LAW, AND TO ADD DEFINITIONS AND OTHER RELATED PROVISIONS; DECLARING AN EMERGENCY AS PROVIDED BY ARTICLE XII, SECTION 5 OF THE CHARTER OF THE CITY OF NORMAN; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Holman moved that Ordinance O-1920-4 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File O-1920-4 dated July 28, 2019, by Beth Muckala, Assistant City Attorney
2. Planning Commission Staff Report dated April 11, 2019, recommending approval
3. Legislatively notated copy of Ordinance O-1920-4
4. Ordinance O-1920-4
5. Pertinent excerpts from Planning Commission minutes of July 11, 2019

and the question being upon the Introduction and adoption of Ordinance O-1920-4 upon First Reading by title, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1920-4 was Introduced, read, and adopted upon First Reading by title.

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Item 7, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF JUNE 30, 2019, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File RPT-1920-1 dated July 19, 2019, by Anthony Francisco, Director of Finance
2. Finance Director's Investment Report of June 30, 2019

Item 7, continued:

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

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

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Item 8, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF JUNE, 2019, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File RPT-1920-3 dated July 11, 2019, by Stacey Parker, Executive Assistant
2. Monthly Departmental Report of June, 2019

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

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

* * * * *

Item 9, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE CITY MANAGER'S CHANGE ORDER REPORT AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File RPT-1920-7 dated July 16, 2019, by Brenda Hall, City Clerk
2. Memorandum dated July 8, 2019, from Terry Floyd, Development Coordinator, to Mary Rupp, Interim City Manager
3. Change Order No. 18 to Contract K-1617-83

Item 9, continued:

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

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

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Item 10, being:

SUBMISSION OF THE NORMAN REGIONAL HEALTH SYSTEM 2020 BUDGET.

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

Items submitted for the record

1. Text File RPT-1920-6 dated July 15, 2019, by Brenda Hall, City Clerk
2. Norman Regional Health System FY2020 Budget Presentation

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

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

* * * * *

Item 11, being:

CONSIDERATION OF PAYMENT OF FYE 2020 DUES ASSESSMENT IN THE AMOUNT OF \$65,394 TO THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) FOR THE PERIOD OF JULY 1, 2019, THROUGH JUNE 30, 2020.

Councilmember Holman moved that payment of FYE 2020 dues assessment in the amount of \$65,394 to the Association of Central Oklahoma Governments through June 30, 2020, be approved, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File GID-1920-3 dated July 11, 2019, by Brenda Hall, City Clerk
2. Invoice 7293 dated July 1, 2019, in the amount of \$65,394 from the Association of Central Oklahoma Governments

Item 11, continued:

and the question being upon approving payment of FYE 2020 dues assessment in the amount of \$65,394 to the Association of Central Oklahoma Governments through June 30, 2020, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and payment of FYE 2020 dues assessment in the amount of \$65,394 to the Association of Central Oklahoma Governments through June 30, 2020, was approved.

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Item 12, being

CONSIDERATION OF AWARDING BID 1819-48, GROUPS C, F, H, J, K, P, R, U, V, W, Y, AND CC; CONTRACT K-1819-136 BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND MCKINNEY OFFICE SUPPLY, INC., IN THE AMOUNT OF \$167,024.38, AND ACCEPTANCE OF AN ASSOCIATED LETTER OF CREDIT IN LIEU OF REQUIREMENT FOR PERFORMANCE BOND, STATUTORY BOND, AND MAINTENANCE BOND FOR THE PURCHASE AND INSTALLATION OF FURNITURE AND ACCESSORIES FOR THE NORMAN PUBLIC LIBRARY CENTRAL.

Acting as the Norman Municipal Authority, Trustee Holman moved that all bids meeting specifications for Groups C, F, H, J, K, P, R, U, V, W, Y, and CC be accepted; the bid in the amount of \$167,024.38 be awarded to McKinney Office Supply, Inc., as the lowest and best bidder meeting specifications; Contract K-1819-136 2, be approved; an associated letter of credit be accepted in lieu of requirement for performance, statutory, and maintenance bonds, and the execution of the contract be authorized, which motion was duly seconded by Trustee Wilson;

Items submitted for the record

1. Text File K-1819-136 dated April 1, 2019, by Terry Floyd, Development Coordinator
2. Contract K-1819-136
3. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group C: Andreu World
4. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group F: Demco
5. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group H: Global Industrial
6. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group J: Home Depot
7. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group K: Keilhauer
8. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group P: Paul Brayton
9. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group R: Rubbermaid
10. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group U: Scandinavian Spaces
11. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group V: School Specialty
12. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group W, Softline

Item 12, continued:

Items submitted for the record, continued

13. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group Z: Stylex
14. Norman Public Library Central Branch Furnishing Specification for Public Bid dated February 12, 2019, Group CC, Vondom
15. Purchase Requisition 0000307016 dated April 4, 2019, in the amount of \$167,024.38 to McKinney Office Supply, Inc.

and the question being upon accepting all bids meeting specifications for Groups C, F, H, J, K, P, R, U, V, W, Y, and CC and upon the subsequent approval, acceptance, and authorization, a vote was taken with the following result:

YEAS:

Trustees Bierman, Carter, Hickman,
Holman, Petrone, Scanlon, Scott,
Wilson, Chairman Clark

NAYES:

None

The Chairman declared the motion carried and all bids meeting specifications for Groups C, F, H, J, K, P, R, U, V, W, Y, and CC accepted; the bid in the amount of \$167,024.38 was awarded to McKinney Office Supply, Inc., as the lowest and best bidder meeting specifications; Contract K-1819-136, was approved; an associated letter of credit was accepted in lieu of requirement for performance, statutory, and maintenance bonds, and the execution of the contract was authorized.

* * * * *

Item 13, being:

AMENDMENT NO. ONE TO CONTRACT K-1819-132: BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND FLINTCO, L.L.C., INCREASING THE CONTRACT AMOUNT BY \$789,352 FOR A REVISED CONTRACT AMOUNT OF \$844,352 FOR CONSTRUCTION MANAGEMENT AT RISK SERVICES TO PROVIDE CONSTRUCTION OF THE NORMAN FORWARD GRIFFIN PARK PHASE III PROJECT

Acting as the Norman Municipal Authority, Trustee Holman moved that Amendment No. One to Contract K-1819-132 with Flintco, L.L.C., increasing the contract amount by \$789,352 for a revised contract amount of \$844,352 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's approval, which motion was duly seconded by Trustee Wilson;

Items submitted for the record

1. Text File K-1819-132, Amendment No. One, dated July 9, 2019, by James Briggs, Park Planner
2. Amendment No. One to Contract K-1819-132 with Exhibit 1, Contract Documents Log; Exhibit 2, Assumptions and Clarifications; Exhibit 3, Schedule of Values, Preliminary GMP Budget; Exhibit 4, CPM Schedule; and Exhibit 5, GMP Guarantee

And the question being upon approving Amendment No. One to Contract K-1819-132 with Flintco, L.L.C., increasing the contract amount by \$789,352 for a revised contract amount of \$844,352, and upon the subsequent authorizations, a vote was taken with the following result:

YEAS:

Trustees Bierman, Carter, Hickman,
Holman, Petrone, Scanlon, Scott,
Wilson, Chairman Clark

NAYES:

None

The Chairman declared the motion carried and Amendment No. One to Contract K-1819-132 with Flintco, L.L.C., increasing the contract amount by \$789,352 for a revised contract amount of \$844,352 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.

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Item 14, being:

CONTRACT K-1920-22: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND OLSSON, INC., IN AN AMOUNT NOT-TO-EXCEED \$750,459.84 TO PROVIDE PROGRAM MANAGEMENT SERVICES FOR THE 2019 TRANSPORTATION BOND PROJECTS, AND ADOPTION OF RESOLUTION R-1920-19 APPROPRIATING AND TRANSFERRING FUNDS FOR THE PROJECT.

Councilmember Holman moved that Contract K-1920-22 with Olsson, Inc., in an amount not-to-exceed \$750,459.84 be approved, the execution thereof be authorized, and Resolution R-1920-19 be adopted, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File K-1920-22 dated July 3, 2019, by Tim Miles, Capital Projects Engineer
2. Contract K-1920-22 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
3. Resolution R-1920-19 with Exhibit A, Appropriation of Funds Table
4. List of projects and location map

Participants in discussion

1. Mr. Scott Sturtz, City Engineer
2. Mr. Ron Weltzheimer, Olsson, Inc.

and the question being upon approving Contract K-1920-22 with Olsson, Inc., in an amount not-to-exceed \$750,459.84 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Contract K-1920-22 with Olsson, Inc., in an amount not-to-exceed \$750,459.84 approved; the execution thereof was authorized and Resolution R-1920-19 was adopted.

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Item 15, being:

CONTRACT K-1920-24: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY, THE OKLAHOMA WATER RESOURCES BOARD AND THE U.S. GEOLOGICAL SURVEY IN THE AMOUNT OF \$5,900 TO PROVIDE FOR CANADIAN RIVER WATER QUALITY AND WATER QUANTITY MONITORING THROUGH JUNE 30, 2020.

Acting as the Norman Utilities Authority, Trustee Holman moved that Contract K-1920-24 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of \$5,900 through June 30, 2020, be approved and the execution thereof be authorized, which motion was duly seconded by Wilson;

Items submitted for the record

1. Text File K-1920-24 dated July 1, 2019, by Chris Mattingly, Capital Projects Engineer
2. Contract K-1920-24

Item 15, continued:

and the question being upon approving Contract K-1920-24 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of \$5,900 through June 30, 2020, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Trustees Bierman, Carter, Hickman,
Holman, Petrone, Scanlon, Scott,
Wilson, Chairman Clark

NAYES:

None

The Chairman declared the motion carried and Contract K-1920-24 with the Oklahoma Water Resources Board and the United States Geological Survey in the amount of \$5,900 through June 30, 2020, approved; and the execution thereof was authorized.

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Item 16, being:

CONTRACT K-1920-27: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE ALTERNATIVE DISPUTE RESOLUTION SYSTEM OF THE STATE OF OKLAHOMA FOR THE PURPOSE OF CERTIFYING NORMAN'S DISPUTE MEDIATION PROGRAM BEGINNING JULY 1, 2019, AND ENDING JUNE 30, 2020.

Councilmember Holman moved that Contract K-1920-27 with the Alternative Dispute Resolution System of the State of Oklahoma through June 30, 2020, be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File K-1920-27 dated July 9, 20120 by Ronda Guerrero, Municipal Court Clerk
2. Contract K-1920-27

and the question being upon approving Contract K-1920-27 with the Alternative Resolution System of the State of Oklahoma through June 30, 2020, and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Contract K-1920-27 with the Alternative Resolution System of the State of Oklahoma through June 30, 2020, approved; and the execution thereof was authorized.

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Item 17, being:

CONTRACT K-1920-29: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CENTER FOR CHILDREN AND FAMILIES, INC., IN THE AMOUNT OF \$120,000 FOR USE IN THE BOYS & GIRLS CLUB OF NORMAN.

Councilmember Holman moved that Contract K-1920-29 with Center of Children and Families, Inc., in the amount of \$120,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Wilson;

Item 17, continued:

Items submitted for the record

1. Text File K-1920-29 dated July 9, 20120 by Beth Muckala, Assistant City Attorney
2. Contract K-1920-29

and the question being upon approving Contract K-1920-29 with Center of Children and Families, Inc., in the amount of \$120,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and Contract K-1920-29 with Center of Children and Families, Inc., in the amount of \$120,000 approved; and the execution thereof was authorized.

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Item 18, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$16,957.50 REGARDING KYLE L. BERNHARDT V. THE CITY OF NORMAN, WORKERS' COMPENSATION COMMISSION CASE 2018-00235 R (BACK).

Councilmember Holman moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Commission Court Order be authorized, and payment of claims in the amount of \$16,957.50 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File GID-1920-6 dated July 8, 2019, by Jeanne Snider, Assistant City Attorney
2. Workers' Compensation Commission Court Case CM-2018-00235R, Kyle Bernhardt vs. the City of Norman, Order Awarding Permanent Partial Disability, filed June 27, 2019
3. Purchase Requisition 0000311391 dated July 8, 2019, in the amount of \$16,957.50 to Jeffrey Cooper and Kyle Bernhardt
4. Purchase Requisition 0000311394 dated July 8, 2019, in the amount of \$339.15 to the Workers' Compensation Commission Administration Fund
5. Purchase Requisition 0000311395 dated July 8, 2019, in the amount of \$127.18 to the Special Occupational Health and Safety Fund
6. Purchase Requisition 0000311396 dated July 8, 2019, in the amount of \$140 to the Workers' Compensation Commission
7. Purchase Requisition 0000311398 dated July 8, 2019, in the amount of \$144.14 to Cleveland County Court Clerk

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

YEAS: Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Commission Court Order was authorized and payment of claims in the amount of \$16,957.50 which will constitute judgment against the City of Norman was directed.

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Item 19, being:

AMENDMENT NO. ONE TO RESOLUTION R-1819-66: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ESTABLISHING A CHARTER REVIEW COMMISSION FOR THE PURPOSE OF CONDUCTING A TARGETED REVIEW OF THE NORMAN CITY CHARTER AND TO REPORT ITS FINDINGS TO THE CITY COUNCIL.

Councilmember Holman moved that Amendment No. One to Resolution R-1819-66 be approved, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File R-1819-66, Amendment No. One, dated July 18, 2019, by Kathryn Walker, Interim City Attorney
2. Amendment No. One to Resolution R-1819-66
3. Legislatively notated copy of Amendment No. One to Resolution R-1819-66

and the question being upon approving Amendment No. One to Resolution R-1819-66, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Amendment No. One to Resolution R-1819-66 was approved.

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Item 20, being:

RESOLUTION R-1920-11: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$90,289.75 REFUNDED FROM THE OKLAHOMA DEPARTMENT OF TRANSPORTATION TO BE USED FOR THE 24TH AVENUE EAST WIDENING PROJECT.

Councilmember Holman moved that Resolution R-1920-11 be adopted, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File R-1920-11 dated June 28, 2019, by Tim Miles, Capital Projects Engineer
2. Resolution R-1920-11
3. Project location map
4. Letter dated June 19, 2019, from Chelley Hilmes, CPA, Comptroller, Oklahoma Department of Transportation, to Lynne Miller, Mayor

and the question being upon adopting Resolution R-1920-11, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-1920-11 was adopted.

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Item 21, being:

RESOLUTION R-1920-16: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING JOINT PETITION SETTLEMENTS OF THE CLAIMS FILED BY CHRIS KOSCINSKI UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASES OF CHRIS KOSCINSKI V. THE CITY OF NORMAN, WORKERS' COMPENSATION COMMISSION CASE NOS. 2015-06809 A; 2015-06363 K; 2016-00738 H; and 2017-00239 Q; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENT AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COMMISSION, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COMMISSION JUDGMENT FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Holman moved that Resolution R-1920-16 be adopted and payment of claims in the amount of \$27,500 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File R-1920-16 dated July 11, 2019, by Jeanne Snider, Assistant City Attorney
2. Resolution R-1920-16
3. Release of All Claims and Covenant Not to Appeal dated July 11, 2019 with Attachment 1, Workers' Compensation Commission CC-Form-3 filed August 16, 2019
4. Purchase Requisition 0000311517 dated July 10, 2019, in the amount of \$27,500 to Chris Koscinski and Jeff Cooper
5. Purchase Requisition 0000311525 dated July 10, 2019, in the amount of \$113.05 to Workers Compensation Administrative Fund
6. Purchase Requisition 0000311527 dated July 10, 2019, in the amount of \$271.32 to Workers Compensation Administrative Fund
7. Purchase Requisition 0000311528 dated July 10, 2019, in the amount of \$113.05 to Workers Compensation Administrative Fund
8. Purchase Requisition 0000311529 dated July 10, 2019, in the amount of \$42.39 to Special Occupational Health and Safety Fund
9. Purchase Requisition 0000311531 dated July 10, 2019, in the amount of \$101.75 to Special Occupational Health and Safety Fund
10. Purchase Requisition 0000311532 dated July 10, 2019, in the amount of \$42.39 to Special Occupational Health and Safety Fund
11. Purchase Requisition 0000311544 dated July 10, 2019, in the amount of \$140 to Workers' Compensation Commission
12. Purchase Requisition 0000311546 dated July 10, 2019, in the amount of \$140 to Workers' Compensation Commission
13. Purchase Requisition 0000311547 dated July 10, 2019, in the amount of \$140 to Workers' Compensation Commission
14. Purchase Requisition 0000311548 dated July 10, 2019, in the amount of \$140 to Workers' Compensation Commission
15. Purchase Requisition 0000311549 dated July 10, 2019, in the amount of \$144.14 to Cleveland County Court Clerk

and the question being upon adopting Resolution R-1920-16 and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Resolution R-1920-16 adopted; and payment of claims in the amount of \$27,500 which will constitute judgment against the City of Norman was directed.

* * * * *

Item 22, being:

CONSIDERATION OF ORDINANCE O-1920-3 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA IMPLEMENTING AMENDMENTS THROUGHOUT THE CENTER CITY FORM BASED CODE ("CCFBC"), WHICH IS INCORPORATED BY REFERENCE IN CHAPTER 22 OF THE CITY CODE AT SECTION 429.7, TO REPLACE, SUPPLEMENT, OR CORRECT LANGUAGE THROUGHOUT THE CCFBC TO RESOLVE INCONSISTENCIES OR INACCURACIES, INCLUDING THE INTRODUCTION, PART 2 ("ADMINISTRATION, APPLICATION PROCESS & APPEALS"), PART 3 ("THE REGULATING PLAN"), PART 4 ("BUILDING FORM STANDARDS"), PART 5 ("URBAN SPACE STANDARDS"), AND PART 8 ("DEFINITIONS"); TO AMEND REFERENCES TO BUILDING FORM STANDARDS AND AMEND SECTION 303 ("THE ILLUSTRATIVE REGULATING PLAN") WITHIN PART 3 ("THE REGULATING PLAN"); TO AMEND AND SUPPLEMENT GENERAL PROVISIONS AND THE BUILDING FORM STANDARDS IN PART 4 ("BUILDING FORM STANDARDS"); TO AMEND REQUIREMENTS IN PART 6 ("PARKING AND LOADING STANDARDS"); TO AMEND AND SUPPLEMENT USES IDENTIFIED IN PART 7 ("BUILDING FUNCTIONS"), INCLUDING THE ADDITION OF A SPECIAL USE FOR DWELLING UNITS WITH FOUR OR MORE BEDROOMS TO SECTION 704 ("DEVELOPMENT AND PERFORMANCE STANDARDS"); TO AMEND AND ADD DEFINITIONS TO PART 8 ("DEFINITIONS"); TO ADD PART 9 ("SITE DEVELOPMENT REQUIREMENTS"); AND TO MAKE OTHER LANGUAGE ALTERATIONS AS NECESSITATED BY OR CONSISTENT WITH THESE AMENDMENTS, DECLARING AN EMERGENCY, AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance O-1920-3 having been Introduced and adopted upon First Reading by title in City Council's meeting of July 9, 2019, Councilmember Hickman moved that Ordinance O-1920-3 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Wilson;

Items submitted for the record

1. Text File O-1920-3 dated June 25, 2019, by Jane Hudson, Interim Planning Director
2. Memorandum dated July 8, 2019, from Jane Hudson, Interim Director, Planning and Community Development, to Planning Commissioners
3. Ordinance O-1920-3
4. Legislatively notated copy of Ordinance O-1920-3
5. Predevelopment Informational Meeting dated June 27, 2019
6. Pertinent excerpts from Planning Commission minutes of July 8, 2019
7. Center City Form-Based Code, July 2019, DRAFT

Participants in discussion

1. Ms. Jane Hudson, Interim Director of Planning and Community Development
2. Ms. Lee Hall, 648 South Lahoma Avenue, made comments
3. Mr. Chris Croslin, Falls at Brookhaven, made comments

Thereupon, Councilmember Holman moved that Section 206(C)(2) of the Center City Code be amended to allow for approval of an administrative adjustment to the Required Building Line (RBL) length only as necessary to satisfy applicable building or specification codes, in the Urban General and Townhouse/Small Apartment Building Form Standards (BFS), where it can be demonstrated that extraordinary circumstances require a developing property owner to access adjacent property owned by a third party (which part or adjacent property is not subject to the same ownership or otherwise reasonably within the control of the developing property owner), and where it is manifestly demonstrated to City staff that said third party has refused a necessary right of access to the development property owner; which motion was duly seconded by Councilmember Scott;

Participants in discussion

1. Ms. Jane Hudson, Interim Director of Planning and Community Development
2. Ms. Mary Francis, 850C Cardinal Creek Condos, asked questions
3. Mr. Jim Adair, 111 North Peters Street, made comments
4. Mr. Nathan Lofties, 1209 Magnolia Street, made comments
5. Ms. Lee Hall, 648 South Lahoma Avenue, protestant

Item 22, continued:

Thereupon, Councilmember Holman requested that the amendment be withdrawn with consensus from the second.

Thereupon, Councilmember Hickman moved that Part 3 of the Center City Code be amended to provide that the Neighborhood BFS extend to include those portions of McCullough Street and Eddington Street already included within the Center City Form Based Code District, which motion was duly seconded by Councilmember Wilson; and the question being upon amending Part 3 of the Center City Code to provide that the Neighborhood BFS extend to include those portions of McCullough Street and Eddington Street already included within the Center City Form Based Code District, a vote was taken with the following result:

YEAS

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES

None

The Mayor declared the motion carried and Part 3 of the Center City Code was amended to provide that the Neighborhood BFS extend to include those portions of McCullough Street and Eddington Street already included within the Center City Form Based Code District.

Thereupon, Councilmember Holman moved that Sections 403 and 405 of the Center City Code be amended to provide that on corner lots, the 100% RBL requirement shall only apply to the addressed frontage and that the RBL requirements for the non-addressed frontage shall be 65%; which motion was duly seconded by Councilmember Hickman; and the question being upon amending Sections 403 and 405 of the Center City Code to provide that on corner lots, the 100% RBL requirement shall only apply to the addressed frontage and the RBL requirements for the non-addressed frontage shall be 65%, a vote was taken with the following result:

YEAS

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES

None

The Mayor declared the motion carried and Sections 403 and 405 of the Center City Code was amended to provide that on corner lots, the 100% RBL requirement shall only apply to the addressed frontage and that the RBL requirements for the non-addressed frontage shall be 65%

and the question being upon adopting Ordinance O-1920-3, as amended, on Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and Ordinance O-1920-3, as amended, was adopted upon Second Reading section by section.

Item 22, continued:

Thereupon, Councilmember Hickman moved that Emergency Section No. 8 be approved, which motion was duly seconded by Councilmember Wilson; and the question being upon approving Emergency Section No. 8, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark
NAYES:	None

The Mayor declared the motion carried and Emergency Section No. 8 was approved.

Thereupon, Councilmember Hickman moved that Ordinance O-1920-3, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Wilson; and the question being upon adopting Ordinance O-1920-3, as amended, upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Bierman, Carter, Hickman, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark
NAYES:	None

The Mayor declared the motion carried and Ordinance O-1920-3, as amended, was adopted upon Final Reading as a whole.

* * * * *

Item 23, being:

COUNCIL COMMENTS

Ward 8 Meeting. Councilmember Scott reminded everyone there would be a Ward 8 Meeting on Sunday, July 28th, at Fire Station 7 from 1:30 p.m. to 3:00 p.m. She said Staff will be there to answer questions.

*

Vacation. Councilmember Holman said he spent the last week on the road. He said he went to Las Vegas for a work conference and drove almost 4,000 miles. He said the trip was amazing and he came back recharged.

*

City Council Retreat. Councilmember Holman said he was excited about the City Council retreat this Friday and looked forward to getting to know our new Councilmembers.

Councilmember Petrone said she is looking forward to the retreat.

*

Meetings with Staff. Councilmember Scanlon said he had spent the last week and a half being the Junior Councilmember meeting with City Staff and he said he has come away with the feeling that there are good people who work for the City.

*

Council Comments, continued:

Citizens Police Academy Fundraiser. Councilmember Scanlon said the Citizens Police Academy fundraiser on Thursday, July 25th, at the Event Center at Madison Square, 480 24th Avenue N.W., Suite 132, from 7-9 p.m. He said the money raised will support charities such as the Police Activities League (PAL). He said this program is a three week camp for at-risk youth in the junior high age group that teaches values as well as having fun. He urged City Council to come to the graduation ceremony on August 2nd.

*

Ward 5 Tour. Councilmember Wilson said she will be driving our new City Manager around Ward 5. She said Ward 5 is a very large area encompassing Lake Thunderbird. She said they will be viewing some problem intersections and she is excited about it.

*

National Night Out. Councilmember Bierman invited everyone to participate in National Night Out on August 6th. She said for those that may not have an event planned in their neighborhood, there will be a community event outside the Norman Police Station. She said her own ward had at least 5-7 events and she is looking forward to going to them.

Councilmember Petrone said she is looking forward to National Night Out and talking to as many Ward 3 residents as she can.

*

Summer Break. Councilmember Bierman said she has been reading about the impact of summer break on families. She said parents spend a lot of time trying to find things for their children to do which puts a strain on family finances and also takes a toll on the local economy when child care is not offered and the parent misses work. She said the presentation by Cleveland County in City Council Conference this evening regarding the Wellness Square Plan should be looked at from that perspective because it is not just a quality of life issue but also an economic issue for families.

*

July Council Meetings. Councilmember Carter said the two Council Meetings in July of this year were certainly different from the two Council Meetings last July. He said there was good Karma coming from the new Councilmembers, City Manager, and the Mayor. He said getting finished with a meeting at 8:00 p.m. is a welcome change.

*

Lake Thunderbird. Councilmember Petrone said she and her family went out to Lake Thunderbird today and picked up a lot of broken glass. She said Council has a State Park in our City and it could really be something wonderful. She said she hopes Council discusses improving the State Park area.

*

Charter Review Commission. Councilmember Petrone said Professor Judith Maute passed on and her Memorial or Celebration of Life will be Wednesday, July 31st, at 2:00 p.m. at St. Stevens Methodist Church. She said Judith was appointed to the Charter Review Commission by Councilmember Castleberry and since she will be unable to serve, Aisha Ali has been appointed to fill her position.

*

Dedication of Public Art at New Central Library. Mayor Clark said the artist of the new piece will be at MainSite Gallery on Wednesday, June 24th, at 6:00 p.m. to talk about the artwork. She said the dedication will be held Thursday, June 25th at 5:00 p.m. at the new Central Library. She said parking will be available northwest of the new library.

*

Council Comments, continued:

Book Discussions. Mayor Clark said she will be leading a book discussion for teenagers called “Dear Martin” by Nick Stone on Friday, August 9th at noon at City Hall. She said she will be providing pizza during the conversation about important racial and diversity issues. She said she is also having an adult book club and the book to be discussed is “The Other Einstein” by Marie Benedict at 10:00 a.m. Saturday, August 10th, at City Hall. She said muffins and juice will be provided. Registration for both book discussions will be at the information desk at the Central Library.

*

Welcome City Manager Darrel Pyle. Mayor Clark welcomed new City Manager, Darrel Pyle.

*

MISCELLANEOUS COMMENTS

Center City Form Based Code. Ms. Mary Francis, 850C Cardinal Creek Condos, said she appreciated the rundown on the process that went into the Center City Form Based Code. She said it was really informative and it is amazing how much volunteer effort goes into all these issues.

Ms. Cindy Rogers, 633 Reed Avenue, said it was a very long process and there was a lot of disagreement and divisiveness but in the end the committee came together. She appreciated everyone that had worked on it.

*

No Community Planning and Transportation Committee Meeting. Ms. Mary Francis, 850C Cardinal Creek Condos, asked if there will be a Community Planning and Transportation Committee meeting this Thursday. Mayor Clark said there are no committee meetings during the month of July.

*

Highway 9 and 12th Avenue S.E Intersection. Ms. Mary Francis, 850C Cardinal Creek Condos, said the intersection south of Highway 9 at 12th Avenue S.E. has recently been widened and improved to accommodate all of the new development south of Highway 9. She said 12th Avenue S.E. feeds into Oak Tree Avenue on the north side of Highway 9 which has apartment complexes on both sides of Oak Tree. She said this has become a shortcut to Constitution Avenue and soon there will be a Senior Center and new ballfields built near Constitution Avenue.

Mayor Clark said she would ask Mr. Shawn O’Leary, Director of Public Works, to provide information about this intersection.

Ms. Cindy Rogers, 633 Reed Avenue, said she takes the shortcut all the time.

*

Thanks to Councilmember Hickman. Ms. Cindy Rogers, 633 Reed Avenue, thanked Councilmember Hickman for his service. She said he had worked hard for Ward 4 and will be a tough act to follow.

Mr. Steve Ellis, 633 Reed Avenue, thanked Councilmember Hickman for his service. He said they have not always agreed on everything but he has represented Ward 4 extremely well.

Mr. Evan Dunn, 1400 Garfield Avenue, thanked Councilmember Hickman for representing his ward so well.

*

Miscellaneous Comments, continued:

Amendments to Agenda Items. Ms. Cindy Rogers, 633 Reed Avenue, said she agreed with Ms. Mary Francis, that it is really hard to keep track of amendments that are done during a meeting and encouraged City Council not to do that unless they are small things and easy to understand by the public.

*

University North Park Tax Increment Finance District (UNP TIF). Ms. Cindy Rogers, 633 Reed Avenue, said the UNP TIF is not being discussed. She said she hopes City Council can build on how everyone worked together for the CCFBC and apply that to “what is our vision for the UNP TIF and how we are spending City money there and how we end it. She said she and others are frustrated because they do not know what is happening.

Mr. Steve Ellis, 633 Reed Avenue, said he knows there are two public hearings required for any UNP TIF project plan amendments and also knows there are project amendments to be done in order to salvage the budget the way it has been set up. He said there have been no listings of any public hearings on the community calendar and he would like to know when the discussion will be.

Mayor Clark said the Statutory Review Committee has to meet and they have not scheduled a meeting yet.

*

Anti-Abortion. Mr. Shane Dodson, 3129 Pine Hill Road, said he had been coming to City Council meetings for the last six months and plans on continuing to show up. He said he had been told countless time that abortion is not City business and City Council can only address City business. He said he is not buying the notion that the moral character of a City has nothing to do with City business. He said the City is out of space to house dogs and cats and action is demanded immediately but when people abort babies, it is not the City’s problem. He quoted Charles Hodge from his book called “*The Church and its Polity*”.

Ms. Tammi Dodson, 3219 Pine Hill Road, said they just want to remind Council why they are coming to the meetings. She said many are living in a perverse lifestyle need love and acceptance and she agrees with that. She said the difference is that there are many that do not want to kill their babies and they are being forced to because of an abusive relationship and sex trafficking. She said many in the LGBTQ community that want out and they want healing. She said there is a new community of Christ followers that have left the LGBTQ community and they found deliverance from their pain and anguish. She said a resolution had been emailed to Councilmember Hickman about abortion.

Councilmember Hickman said he did not receive the email.

Mayor Clark said the Human Rights Commission handles these types of resolutions and it might be a good idea for them to look at it.

*

Bike Path on North Base. Mr. Jack Dawson, 1332 Regent Street, said when the bike path was built on North Base adjacent to Robinson Street, he was not a fan; however, once he moved close by, he really likes it. He has heard that this bike path will be torn out and repaved with concrete. He said he has never had any problems with it. Now he’s been told that it will be removed totally and his goal is try to keep it like it is.

*

Miscellaneous Comments, continued:

24th Avenue Project. Mr. Jack Dawson, 1332 Regent Street. He has heard that 24th Avenue S.E. is being redone like Lindsey Street and he is horrified. He said the people he has talked to think the Lindsey Street project was not a good thing and more dangerous now than it ever was.

Mr. Bobby Stevens, Ward 5, said he thinks the bike paths are great; however, they are very dangerous. He said the roads in east Norman are too narrow for cars to pass bicyclists.

*

Cleveland County Proposal. Mr. Steve Ellis, 633 Reed Avenue, said he was intrigued by the proposal from Cleveland County for the Wellness Square. He said it seems like it is a version of the Community Health Hub idea that has been popular in placemaking literature and he hopes to learn a lot more about this. He's said he is particularly interested in the service component of it and not sure how it fits with the idea of trying to build a new structure.

*

Website Design. Mr. Paul Arcaroli, 405 Garland Court, said before the retreat, he wanted to remind City Council about the City website. He said last year he had asked about design of the website and was told Staff was working on it. He said he had not seen much activity and encouraged Council to work on it.

Mayor Clark said Staff has been working with the website design company that had been hired and she had spent an hour being interviewed about what she wanted it to look that. She said there has been a lot of progress.

*

Senior Citizens in Ward 5. Mr. Bobby Stevens, Ward 5, says Ward 5 has the second highest amount of senior citizens with Ward 2 being first. He said after the Senior Center is built, the senior citizens in Ward 5 will have no way to get to it as well as no ambulance service.

*

Garage Sale. Mr. Bobby Stevens, Ward 5, said he had a garage sale this week and had no idea that the City only allowed a person to have a garage sale twice a year. He asked if he could have an estate sale after he has his garage sales.

*

Forty-Eighth and Highway 9. Mr. Bobby Stevens, Ward 5, said at 48th Avenue S.E. and Highway 9. He said there was a school at Highway 9 and 48th Avenue S.E. called Independence School and there is no historical marker for it.

*

Public Transit. Mr. Evan Dunn, 1400 Garfield Avenue, said he is very concerned about the public transit program. He said he feels that EMBARK will change the rate from \$.75 to \$1.75. He said he knows eliminating the fares for a couple of months has been discussed but he does not think that is the way to do it. He said the fare box revenues for this year was only \$50,000 and with an investment of \$50,000-\$60,000 into the system, we would enable everyone in the community to get free rides. He said those buses now have only 2-3 people riding them.

*

Miscellaneous Comments, continued:

Investigation. Mr. John Priestley, 3844 Cedar Ridge, said he came to the last meeting and showed City Council his court documents. He said he received notice he is under investigation by the Norman Police. He has had two detectives look at some his documentation and he has been told continually that this is a civil matter and that there is no evidence of a crime. He provided a stock portfolio worth \$829,000 with account numbers of all of the accounts. He said his father's social security number is listed on the 1099 form and he had been dead for nine months when these were issued. He said it is fraud and there are local attorneys responsible for that. He said his case has been distributed to the nine judges of the Supreme Court. He said there is a problem here.

* * * * *

Mayor Clark clarified that the Golden Tribe and Fleske Holding Company Cases in Item 24 will not be discussed tonight.

Item 24, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES, ~~TITLE 25 § 307(B)(4) TO DISCUSS PENDING LITIGATION ASSOCIATED WITH GOLDEN TRIBE, L.L.C., VS. CITY OF NORMAN, CLEVELAND COUNTY COURT CASE CV 2018-1142; AND FLESKE HOLDING COMPANY, L.L.C., VS. CITY OF NORMAN, CLEVELAND COUNTY COURT CASE CV 2018-956; AND AS AUTHORIZED BY OKLAHOMA STATUTES TITLE 25 § 307(B)(1) AND § 307(B)(4)~~ JENNIFER SCHMIDT VS. CITY OF NORMAN, WORKER'S COMPENSATION COMMISSION CASE CM-2019-02577 AND JENNIFER SCHMIDT AND IAFF VS. THE CITY OF NORMAN, GRIEVANCE FYE 2019-SCH.
ADJOURNMENT

Councilmember Hickman moved that the City Council Meeting be adjourned out of and an Executive Session be convened into in order to discuss Jennifer Schmidt vs. City of Norman, Workers' Compensation Commission Case CM-2019-02577 and Jennifer Schmidt and IAFF vs. the City of Norman Grievance FYE 2019-SCH, which motion was duly seconded by Councilmember Wilson; and the question being upon adjourning out of the City Council Meeting and convening into an Executive Session in order to discuss pending Jennifer Schmidt vs. City of Norman, Workers' Compensation Commission Case CM-2019-02577 and Jennifer Schmidt and IAFF vs. the City of Norman Grievance FYE 2019-SCH,, a vote was taken with the following result:

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and the City Council Meeting adjourned out of; and an Executive Session was convened into in order to discuss Jennifer Schmidt vs. City of Norman, Workers' Compensation Commission Case CM-2019-02577 and Jennifer Schmidt and IAFF vs. the City of Norman Grievance FYE 2019-SCH.

The City Council convened into Executive Session at 8:42 p.m. Ms. Kathryn Walker, Interim City Attorney, Mr. Rick Knighton, Assistant City Attorney; and Mr. Travis King, Fire Chief, were in attendance at the Executive Session.

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and the City Council Meeting was reconvened at 9:25 p.m.

Item 24, continued:

The Mayor said pending litigation associated with Jennifer Schmidt vs. City of Norman, Workers' Compensation Commission Case CM-2019-02577 and Jennifer Schmidt and IAFF vs. the City of Norman Grievance FYE 2019-SCH were discussed in Executive Session. No action was taken and no votes were cast.

* * * * *

Item 25, being:

ADJOURNMENT

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

YEAS:

Councilmembers Bierman, Carter,
Hickman, Holman, Petrone, Scanlon,
Scott, Wilson, Mayor Clark

NAYES:

None

The Mayor declared the motion carried and the meeting was adjourned at 9:26 p.m.

ATTEST:



City Clerk



Mayor

