

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

March 10, 2015

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the on the 10th day of March, 2015, at 6:30 p.m., and notice and agenda of the meeting were posted at the Norman Municipal Complex at 201 West Gray Street and at the Norman Public Library at 225 North Webster Avenue 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Allison, Castleberry,
Heiple, Holman, Jungman, Miller,
Williams, Mayor Rosenthal

ABSENT: Councilmember Lang

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSIDERATION OF APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL SPECIAL SESSION MINUTES OF JANUARY 6, 2015
CITY COUNCIL FINANCE COMMITTEE MINUTES OF JANUARY 15, 2015
CITY COUNCIL MINUTES OF FEBRUARY 24, 2015
NORMAN UTILITIES AUTHORITY MINUTES OF FEBRUARY 24, 2015
NORMAN MUNICIPAL AUTHORITY MINUTES OF FEBRUARY 24, 2015
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF FEBRUARY 24, 2015

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

Items submitted for the record

1. Text File GID-1415-32 dated March 4, 2015, by Brenda Hall, City Clerk
2. City Council Special Session minutes of January 6, 2015
3. City Council Finance Committee minutes of January 15, 2015
4. City Council minutes of February 24, 2015
5. Norman Utilities Authority minutes of February 24, 2015
6. Norman Municipal Authority minutes of February 24, 2015
7. Norman Tax Increment Finance Authority minutes of February 24, 2015

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

YEAS: Councilmembers Allison, Castleberry,
Heiple, Holman, Jungman, Miller,
Williams, Mayor Rosenthal

NAYES: None

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

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Item 4, being:

PROCLAMATION P-1415-18: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF MARCH, 2015, AS INTERNATIONAL DEMOLAY MONTH IN THE CITY OF NORMAN.

Councilmember Williams moved that receipt of Proclamation P-1415-18 proclaiming the month of March, 2015, as International DeMolay Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Allison;

Item 4, continued:

Items submitted for the record

- 1. Text File P-1415-18 dated February 20, 2015, by Brenda Hall, City Clerk
- 2. Proclamation P-1415-18

Participants in discussion

- 1. Mr. Hunter Burns, Norman Chapter, Order of DeMolay, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1415-18 proclaiming the month of March, 2015, as International DeMolay Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation P-1415-18 proclaiming the month of March, 2015, as International DeMolay Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

PROCLAMATION P-1415-19: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF MARCH 15 THROUGH 21, 2015, AS NATIONAL SURVEYORS WEEK IN THE CITY OF NORMAN.

Councilmember Williams moved that receipt of Proclamation P-1415-19 proclaiming the week of March 15 through 21, 2015, as National Surveyors Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Heiple;

Items submitted for the record

- 1. Text File P-1415-19 dated February 24, 2014, by Brenda Hall, City Clerk
- 2. Proclamation P-1415-19

Participants in discussion

- 1. Mr. Steve Lemke, Principal, Lemke Surveying Services, Inc., accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation P-1415-19 proclaiming the week of March 15 through 21, 2015, as National Surveyors Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation P-1415-19 proclaiming the week of March 15 through 21, 2015, as National Surveyors Week in the City of Norman acknowledged; and the filing thereof was directed.

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Item 6, being:

CONSENT DOCKET

Councilmember Williams moved that Item 7 through Item 18 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Holman; and the question being upon the placement on the consent docket by unanimous vote of Item 7 through Item 18, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Item 7 through Item 18 were placed on the consent docket by unanimous vote.

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Item 7, being:

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

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

Items submitted for the record

1. Text File RPT-1415-46 dated March 4, 2015, by Brenda Hall, City Clerk
2. Memorandum dated January 17, 2015, from Charlie Thomas, Capital Projects Engineer, through Kenneth Komiske, Director of Utilities, from Charlie Thomas, Capital Projects Engineer
3. Change Order No. One to K-1314-107 in the amount of \$28,319

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 Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal
NAYES:	None

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

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Trustee Castleberry asked he be allowed to abstain from voting on Item 8 due to a conflict of interest. Thereupon, Trustee Williams moved that Trustee Castleberry be allowed to abstain from voting on Item 8 due to a conflict of interest, which motion was duly seconded by Trustee Holman; and the question being upon allowing Trustee Castleberry to abstain from voting on Item 8 due to a conflict of interest, a vote was taken with the following result:

YEAS:	Trustees Allison, Heiple, Holman, Jungman, Lang, Miller, Williams, Chairman Rosenthal
NAYES:	None
ABSTAIN:	Trustee Castleberry

The Chairman declared the motion carried and Trustee Castleberry was allowed to abstain from voting on Item 8 due to a conflict of interest.

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Item 8, being:

CONSIDERATION OF AWARDING OF BID 1415-28, APPROVAL OF CONTRACT K-1415-70 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND CENTRAL CONTRACTING SERVICES, INC., IN THE AMOUNT OF \$1,334,675; PERFORMANCE BOND B-1415-28; STATUTORY BOND B-1415-29; AND MAINTENANCE BOND MB-1415-27 FOR PHASE I OF THE BERRY ROAD WATERLINE REPLACEMENT PROJECT.

Acting as the Norman Utilities Authority, Trustee Williams moved that all bids meeting specifications be accepted; the bid in the amount of \$1,334,675 be awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract K-1415-70 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 to pay subcontractors for equipment and supplies for Phase 1 of the Berry Road Water Line Project be further authorized; and the filing of the bonds be directed, which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1415-70 dated February 19, 2015, by Jim Speck, Capital Projects Engineer
2. Location map
3. Engineer’s Recommendation of Award dated February 10, 2015, from Richard M. Grotte, P.E., Project Manager, Poe & Associates, Inc., to Norman Utilities Authority
4. List of Bidders for Berry Road Waterline Project, Phase 1
5. Contract K-1415-70
6. Performance Bond B-1415-28
7. Statutory Bond B-1415-29
8. Maintenance Bond MB-1415-27
9. Purchase Requisition 0000246632 dated March 4, 2015, in the amount of \$1,334,675 to Central Contracting Services, Inc.

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

YEAS:	Trustees Allison, Heiple, Holman, Jungman, Miller, Williams, Chairman Rosenthal
NAYES:	None
ABSTAIN:	Trustee Castleberry

The Chairman declared the motion carried and that all bids meeting specifications accepted; the bid in the amount of \$1,334,675 was awarded to Central Contracting Services, Inc., as the lowest and best bidder meeting specifications; Contract K-1415-70 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 to pay subcontractors for equipment and supplies for Phase 1 of the Berry Road Water Line Project was further authorized; and the filing of the bonds was directed.

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Councilmember Castleberry asked he be allowed to abstain from voting on Item 9 due to a conflict of interest. Thereupon, Councilmember Williams moved that Councilmember Castleberry be allowed to abstain from voting on Item 9 due to a conflict of interest, which motion was duly seconded by Councilmember Holman; and the question being upon allowing Councilmember Castleberry to abstain from voting on Item 9 due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Heiple, Holman, Jungman, Lang, Miller, Williams, Mayor Rosenthal
NAYES:	None
ABSTAIN:	Councilmember Castleberry

The Mayor declared the motion carried and Councilmember Castleberry was allowed to abstain from voting on Item 9 due to a conflict of interest.

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Item 9, being:

CONSIDERATION OF AWARDING OF SECTION A OF BID 1415-45 AND APPROVAL OF CONTRACT K-1415-101 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MCKEE UTILITY CONTRACTORS, INC., IN THE AMOUNT OF \$943,180, PERFORMANCE BOND B-1415-64, STATUTORY BOND B-1415-65, MAINTENANCE BOND MB-1415-59, AND PROJECT AGENT RESOLUTION R-1415-88 FOR THE LINDSEY STREET WATERLINE IMPROVEMENTS PROJECT, SECTION A, 8-INCH AND 12-INCH WATERLINE RELOCATIONS.

Councilmember Williams moved that all bids meeting specifications on Section A be accepted; the bid in the amount of \$943,180 be awarded to McKee Utility Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1415-101 and the performance, statutory, and maintenance bonds be approved; execution of the contract and bonds be authorized; the filing of the bonds be directed, and Resolution R-1415-88 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1415-101 dated February 26, 2015, by John Clink, Capital Projects Engineer with Attachment A, Lindsey Street Location Map, and Attachment B, Lindsey Street Water Line Location Map
2. Engineer’s Recommendation dated February 27, 2015, from Duane Kranz, P.E., Leidos Engineering, L.L.C., to John Clink, P.E., City of Norman
3. List of Bidders for Lindsey Water Line Improvement Project
4. Contract K-1415-101
5. Performance Bond B-1415-64
6. Statutory Bond B-1415-65
7. Maintenance Bond MB-1415-59
8. Resolution R-1415-88
9. Purchase Requisition 0000246699 dated March 5, 2015, in the amount of \$943,180 to McKee Utility Contractors, Inc.

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

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and that all bids meeting specifications on Section A accepted; the bid in the amount of \$943,180 was awarded to McKee Utility Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1415-101 and the performance, statutory, and maintenance bonds were approved; execution of the contract and bonds was authorized; the filing of the bonds was directed, and Resolution R-1415-88 was adopted.

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Trustee Castleberry asked he be allowed to abstain from voting on Item 10 due to a conflict of interest. Thereupon, Trustee Williams moved that Trustee Castleberry be allowed to abstain from voting on Item 10 due to a conflict of interest, which motion was duly seconded by Trustee Holman; and the question being upon allowing Trustee Castleberry to abstain from voting on Item 10 due to a conflict of interest, a vote was taken with the following result:

YEAS: Trustees Allison, Heiple, Holman, Jungman, Lang, Miller, Williams, Chairman Rosenthal

NAYES: None

ABSTAIN: Trustee Castleberry

The Chairman declared the motion carried and Trustee Castleberry was allowed to abstain from voting on Item 10 due to a conflict of interest.

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Item 10, being:

CONSIDERATION AND AWARDING OF SECTION B OF BID 1415-45, APPROVAL OF CONTRACT K-1415-103 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND MCKEE UTILITY CONTRACTORS, INC. IN THE AMOUNT OF \$2,130,885, PERFORMANCE BOND B-1415-67; STATUTORY BOND B-1415-68; AND MAINTENANCE BOND MB-1415-63 FOR THE LINDSEY STREET WATERLINE IMPROVEMENTS PROJECT, SECTION B, 24-INCH WATERLINE EXTENSION.

Trustee Williams moved that all bids meeting specifications on Section B be accepted; the bid in the amount of \$2,130,885 be awarded to McKee Utility Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1415-103 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 to pay subcontractors for equipment and supplies for Lindsey Street Water Line Improvements Project, Section B, 24-inch Water Line Extension be further authorized; and the filing of the bonds be directed, which motion was duly seconded by Trustee Holman;

Items submitted for the record

1. Text File K-1415-103 dated February 27, 2015, by Mark Daniels, Utilities Engineer with Attachment A, Lindsey Street Location Map, and Attachment B, Lindsey Street Water Line Location Map
2. Engineer's Recommendation dated February 27, 2015, from Duane Kranz, P.E., Leidos Engineering, L.L.C., to John Clink, P.E., City of Norman
3. List of Bidders for Lindsey Water Line Improvement Project
4. Contract K-1415-103
5. Performance Bond B-1415-67
6. Statutory Bond B-1415-68
7. Maintenance Bond MB-1415-63
8. Purchase Requisition 0000246639 dated March 4, 2015, in the amount of \$2,130,885 to McKee Utility Contractors, Inc.

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

YEAS:	Trustees Allison, Heiple, Holman, Jungman, Miller, Williams, Chairman Rosenthal
NAYES:	None
ABSTAIN:	Trustee Castleberry

The Chairman declared the motion carried and that all bids meeting specifications on Section B accepted; the bid in the amount of \$2,130,885 was awarded to McKee Utility Contractors, Inc., as the lowest and best bidder meeting specifications; Contract K-1415-103 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 to pay subcontractors for equipment and supplies for Lindsey Street Water Line Improvements Project, Section B, 24-inch Water Line Extension, be further authorized; and the filing of the bonds was directed.

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Item 11, being:

LIMITED LICENSE LL-1415-13: A LIMITED LICENSE TO PLACE ONE (1) GROUND BANNER IN THE PUBLIC RIGHT-OF-WAY PURSUANT TO A REQUEST FROM OLD HAT CREATIVE FOR THE OLD HAT'S SUPERFAN 5K RUN EVENT TO BE HELD ON MAY 16, 2015.

Councilmember Williams moved that Limited License LL-1415-13 to place one (1) ground banner within the public right-of-way pursuant to a request from Old Hat Creative for the Old Hat's SuperFan 5K Run be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File LL-1415-13 dated March 2, 2015, by Wayne Stenis, Planner
2. Application dated February 20, 2015, from Kelby Weiter for Old Hat Creating for one sign
3. Limited License LL-1415-13
4. Rendering of Banner

Item 11, continued:

and the question being upon approving Limited License LL-1415-13 to place one (1) ground banner within the public right-of-way pursuant to a request from Old Hat Creative for the Old Hat's SuperFan 5K Run upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and that Limited License LL-1415-13 to place one (1) ground banner within the public right-of-way pursuant to a request from Old Hat Creative for the Old Hat's SuperFan 5K Run approved; and the issuance thereof be authorized.

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Item 12, being:

CONTRACT K-1415-78: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MACARTHUR ASSOCIATED CONSULTANTS, L.L.C., IN AN AMOUNT NOT-TO-EXCEED \$132,500 TO PROVIDE ENGINEERING AND DESIGN SERVICES FOR THE DAKOTA/IOWA STREET IMPROVEMENT PROJECT FROM BERRY ROAD TO UNIVERSITY BOULEVARD.

Councilmember Williams moved that Contract K-1415-78 with MacArthur Associated Consultants, L.L.C., in an amount not-to-exceed \$132,500 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-1415-78 dated November 19, 2015, by Josh Malwick, Capital Projects Engineer
2. Location maps
3. Contract K-1415-78 with Attachment A, Scope of Services; Attachment B, Project Schedule; Attachment C, Compensation; and Attachment D, Owner's Responsibilities
4. Purchase Requisition 0000246558 dated March 3, 2015, in the amount of \$132,500 to MacArthur Associated Consultants, L.L.C.

and the question being upon approving Contract K-1415-78 with MacArthur Associated Consultants, L.L.C., in an amount not-to-exceed \$132,500 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and a Contract K-1415-78 with MacArthur Associated Consultants, L.L.C., in an amount not-to-exceed \$132,500 approved; and the execution thereof was authorized.

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Item 13, being:

CONTRACT K-1415-111: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND COX COMMUNICATIONS IN THE AMOUNT OF \$49,760 TO PROVIDE TEMPORARY NETWORK CONNECTION FOR CITY FACILITIES DUE TO THE LINDSEY STREET IMPROVEMENT PROJECT.

Councilmember Williams moved that Contract K-1415-111 with Cox Communications in the amount of \$49,760 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-1415-111 dated February 20, 2015, by Tim Powers, Director of Information Technology
2. Contract K-1415-111
3. Purchase Requisition 0000246140 dated February 19, 2015, in the amount of \$49,760 to Cox Communications

Item 13, continued:

and the question being upon approving Contract K-1415-111 with Cox Communications in the amount of \$49,760 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and a Contract K-1415-111 with Cox Communications in the amount of \$49,760 approved; and the execution thereof was authorized.

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Item 14, being:

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT IN THE AMOUNT OF \$10,000 IN ROBERT RILEY PERRY VS. THE CITY OF NORMAN, CLEVELAND COUNTY DISTRICT COURT CASE CJ-2014-328 TS.

Councilmember Williams moved that the City Attorney's recommendation be approved and the City Attorney's Office be authorized to effectuate the settlement in the amount of \$10,000, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File GID-1415-36 dated February 25, 2015, by Rick Knighton, Assistant City Attorney

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

YEAS:	Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the City Attorney's recommendation approved; and the City Attorney's Office be authorized to effectuate the settlement in the amount of \$10,000.

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Item 15, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR ACCEPTANCE OF A COURT ORDER IN THE AMOUNT OF \$21,719.50 REGARDING HAROLD D. GLOVER VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE WCC 2010-09686 F.

Councilmember Williams moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Order be authorized, and payment of claims in the amount of \$21,719.50 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File GID-1415-38 dated March 4, 2015, by Jeanne Snider, Assistant City Attorney with attached payment schedule
2. Workers' Compensation Court Case WCC-2010-09686F, Order Reopening Claim on Change of Condition for the Worse and Awarding Additional Permanent Partial Disability filed February 25, 2015
3. Purchase Requisition 0000246637 dated March 4, 2015, in the amount of \$130 to Workers' Compensation Administration Fund
4. Purchase Requisition 0000246640 dated March 4, 2015, in the amount of \$125.70 to Cleveland County Court Clerk
5. Purchase Requisition 0000246627 dated March 4, 2015, in the amount of \$162.90 to Special Occupational Health and Safety Fund

Item 15, continued:

Items submitted for the record, continued

- 6. Purchase Requisition 0000246621 dated March 4, 2015, in the amount of \$19,062 to Harold D. Glover
- 7. Purchase Requisition 0000246622 dated March 4, 2015, in the amount of \$434.39 to Workers' Compensation Administration Fund

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 Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Order was authorized and payment of claims in the amount of \$21,917.50 which will constitute judgment against the City of Norman was directed.

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Item 16, being:

RESOLUTION R-1415-90: A RESOLUTION AUTHORIZING THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SALES TAX REVENUE NOTE, SERIES 2015 (THE "NOTE") IN THE AGGREGATE PRINCIPAL AMOUNT OF \$22,825,000.00; WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE NOTE TO BE SOLD ON A NEGOTIATED BASIS; APPROVING AND AUTHORIZING EXECUTION OF A SALES TAX AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA (THE "CITY") AND THE AUTHORITY PERTAINING TO A YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUE; APPROVING AND AUTHORIZING EXECUTION OF A NOTE INDENTURE PROVIDING THAT THE ORGANIZATIONAL DOCUMENT CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE NOTE INDENTURE; AUTHORIZING AND DIRECTING THE EXECUTION OF THE NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Acting as the Norman Municipal Authority, Trustee Williams moved that Resolution R-1415-90 be adopted, which motion was duly seconded by Trustee Holman;

Items submitted for the record

- 1. Text File R-1415-90 dated March 4, 2015, by Anthony Francisco, Director of Finance
- 2. Resolution R-1415-90
- 3. Memorandum dated March 10, 2015, from Anthony Francisco, Finance Director/NMA Treasurer, to Honorable Mayor and City Councilmembers and Honorable Trustees of the Norman Municipal Authority

Participants in discussion

- 1. Mr. Anthony Francisco, Director of Finance

and the question being upon adopting Resolution R-1415-90, a vote was taken with the following result:

YEAS: Trustees Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and Resolution R-1415-90 was adopted.

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Item 17, being:

RESOLUTION R-1415-91: A RESOLUTION OF THE CITY OF NORMAN, OKLAHOMA (THE “CITY”) APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE NORMAN MUNICIPAL AUTHORITY (THE “AUTHORITY”) ISSUING ITS SALES TAX REVENUE NOTE, SERIES 2015 (THE “NOTE”); PROVIDING THAT THE ORGANIZATIONAL DOCUMENT CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE NOTE INDENTURE; AUTHORIZING THE ISSUANCE OF SAID NOTE; WAIVING COMPETITIVE BIDDING WITH RESPECT TO THE SALE OF SAID NOTE AND APPROVING THE PROCEEDINGS OF THE AUTHORITY PERTAINING TO THE SALE OF SAID NOTE; APPROVING AND AUTHORIZING THE EXECUTION OF A SALES TAX AGREEMENT BY AND BETWEEN THE CITY AND THE AUTHORITY PERTAINING TO THE YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUES; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Councilmember Williams moved that Resolution R-1415-91 be adopted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1415-91 dated March 4, 2015, by Anthony Francisco, Director of Finance
2. Resolution R-1415-91
3. Memorandum dated March 10, 2015, from Anthony Francisco, Finance Director/NMA Treasurer, to Honorable Mayor and City Councilmembers and Honorable Trustees of the Norman Municipal Authority

Participants in discussion

1. Mr. Anthony Francisco, Director of Finance

and the question being upon adopting Resolution R-1415-91, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution R-1415-91 was adopted.

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Item 17, being:

RESOLUTION R-1415-92: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING COMPROMISE SETTLEMENT OF THE CLAIMS FILED BY DARRON BARNES UNDER THE PROVISIONS OF THE WORKERS' COMPENSATION STATUTES OF THE STATE OF OKLAHOMA IN THE CASE OF DARRON BARNES V. THE CITY OF NORMAN, WORKERS' COMPENSATION CASE NOS. WCC 2014-02140 A AND WCC 2014-02142 K; DIRECTING THE LEGAL DEPARTMENT TO THEN FILE SUCH SETTLEMENTS AND ALL ATTENDANT COSTS IN THE WORKERS' COMPENSATION COURT, OKLAHOMA CITY, OKLAHOMA; AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO SUBSEQUENTLY PURCHASE SUCH WORKERS' COMPENSATION COURT JUDGMENTS FROM THE RISK MANAGEMENT INSURANCE FUND.

Councilmember Williams moved that Resolution R-1415-92 be adopted and payment of claims in the amount of \$30,200.50 be directed which will constitute judgment against the City of Norman, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File R-1415-92 dated March 4, 2015, by Jeanne Snider, Assistant City Attorney
2. Resolution R-1415-92
3. Purchase Requisition 0000246647 dated March 4, 2015, in the amount of \$30,200.50 to Darron Barnes and Jeffrey Cooper
4. Purchase Requisition 0000246654 dated March 4, 2015, in the amount of \$125.70 to Cleveland County Court Clerk

Item 18, continued:

Items submitted for the record, continued

5. Purchase Requisition 0000246701 dated March 5, 2015, in the amount of \$497.42 to Workers' Compensation Administration Fund
6. Purchase Requisition 0000246702 dated March 5, 2015, in the amount of \$186.53 to Special Occupational Health and Safety Fund
7. Purchase Requisition 0000246652 dated March 4, 2015, in the amount of \$140.00 to Workers' Compensation Court
8. Purchase Requisition 0000246704 dated March 5, 2015, in the amount of \$106.59 to Workers' Compensation Administration Fund
9. Purchase Requisition 0000246705 dated March 5, 2015, in the amount of \$39.97 to Special Occupational Health and Safety Fund
10. Purchase Requisition 0000246703 dated March 5, 2015, in the amount of \$140.00 to Workers' Compensation Court

and the question being upon adopting Resolution R-1415-92 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and R-1415-92 adopted; and payment of claims in the amount of \$30,200.50 be directed which will constitute judgment against the City of Norman.

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Item 19, being:

CONTRACT K-1415-100: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BELLATONA DEVELOPMENT, L.L.C., TO ALLOW ALLEN CONTRACTING, INC., CONTRACTOR FOR THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT), TO CONSTRUCT THE MEDIAN OPENING AND ENTRY FOR BELLATONA ADDITION AS PART OF THE HIGHWAY 9 EAST PROJECT AT A COST OF \$82,367.50 TO BE PAID BY BELLATONA DEVELOPMENT, L.L.C., AND FORWARDED TO ODOT;.

Councilmember Williams moved that Contract K-1415-100 with Bellatona Development, L.L.C., be approved; the execution thereof be authorized; payment from Bellatona Development, L.L.C., in the amount of \$82,367.50 be accepted; Reimbursements/Other City Expense (050-0000-366.12-29) be increased by \$82,367.50; \$82,367.50 be appropriated from Reimbursements/Other City Expense (050-0000-366.12-29) to Project TC0023, Bellatona ODOT Pass-Thru, Construction (050-9998-431.61-01) and payment in the amount of \$82,367.50 be directed to the Oklahoma Department of Transportation, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File K-1415-100 dated February 23, 2015, by Josh Malwick, Capital Projects Engineer with Attachment A, Plan View, and Attachment B, Invoice dated October 9, 2015, from Allen Contracting, Inc., in the amount of \$82,367.50
2. Location map of Entry and Median
3. Contract K-1415-100
4. Memorandum dated March 5, 2015, from Angelo A. Lombardo, Transportation Engineer, to Shawn O'Leary, Director of Public Works
5. Intersection Capacity Analysis
6. Traffic Impact Study dated November 11, 2009, prepared by Todd E. Butler, P.E., PTOE, Traffic Engineering Consultants, Inc., for the Revised Preliminary Plat of Summit Valley Addition
7. Bellatona revised preliminary plat
8. Summit Valley Original Plat
9. Summit Valley Revised Plat

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant
2. Mr. Tom McCaleb, SMC Consulting Engineers, P.C., 815 West Main Street, Oklahoma City, engineer representing the applicant
3. Mr. B.J. Hawkins, Traffic Engineering Consultants, 6000 South Western, #300, Oklahoma City, traffic engineer representing the applicant
4. Mr. Angelo Lombardo, Transportation Engineer
5. Mr. Bobby Stevens, Post Office Box 6226, asked questions
6. Mr. Shawn O'Leary, Director of Public Works

Item 19, continued:

and the question being upon approving Contract K-1415-100 with Bellatona Development, L.L.C. and upon the subsequent authorization, acceptance, increase, appropriation, and directive, a vote was taken with the following result:

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract K-1415-100 with Bellatona Development, L.L.C. approved; the execution thereof was authorized; payment from Bellatona Development, L.L.C., in the amount of \$82,367.50 was accepted; Reimbursements/Other City Expense (050-0000-366.12-29) was increased by \$82,367.50; \$82,367.50 was appropriated from Reimbursements/Other City Expense (050-0000-366.12-29) to Project TC0023, Bellatona ODOT Pass-Thru, Construction (050-9998-431.61-01); and payment in the amount of \$82,367.50 was directed to the Oklahoma Department of Transportation.

* * * * *

Item 20, being:

MISCELLANEOUS DISCUSSION

Register to Vote. Ms. Joy Hampton, *The Norman Transcript*, 215 East Comanche Street, said Friday, March 13th is the last day to register to vote in the upcoming election for the City Council Election for Ward Five. She said the ballot could also be picked up early from the Election Board and mailed.

*

Election in Ward Five. Mr. Bobby Stevens, Post Office Box 6226, said he is one of the candidates for Ward Five. He said he set up a meeting at the Little Axe Community Center and posted information about the meeting on Facebook. He said he had wanted a Public Forum in Ward 5. He said he had recently attended a forum held by the Cleveland County Democratic Party. He said he hoped that City Staff would attend and film the meeting. He said he has invited the League of Women Voters, the Norman Chamber of Commerce, and City Council to attend the Public Meeting. He said he would be on vacation during the week of March 24th and when he gets back he would be out on the side of the road holding a sign.

Councilmember Miller said Mr. Stevens' is running against her for the Ward Five Council seat and he has mentioned several times his desire to have a public forum in Ward Five; however, it was never discussed with her directly. She said she is more than willing to participate in a forum that is sponsored by a third party group such as the League of Women Voters. She said she is having a Meet and Greet Coffee in Little Axe on March 21st and will be sending out invitations for this event.

*

Cedar Lane/12th Avenue S.E. Update. Councilmember Holman said he will be meeting with City Staff on Wednesday, March 11th, to discuss temporary solutions for the 12th Avenue S.E. between Cedar Lane and Highway 9. He said Cleveland County Commissioner Harold Haralson will be at the meeting to discuss a possible additional entrance/exit to these neighborhoods. He hoped to set up a public meeting after Spring Break to provide an update of the project to residents, specifically regarding the railroad crossing closure. He said he will post information online when he receives it.

*

City Council Contact. Councilmember Castleberry encouraged residents that had problems in their wards to contact the Councilmember and they will contact City Staff who are very receptive at looking into issues and solving the problems. He said the Action Center is another way to get things taken care of. He said if a street light is out, the City calls the electric company who provides the light to get it taken care of.

*

Norman Forward. Councilmember Castleberry said the City Council Conference this evening was to provide information about "Norman Forward". He said that more public input is needed and asked that people to contact their Councilmembers with questions instead of waiting until the first public meeting.

*

Miscellaneous Discussion, continued:

Accreditation. Councilmember Miller congratulated the Public Works, Utilities, and Parks and Recreation Departments for being reaccredited because it is a difficult process and is a lot of work. She said going through the process says a lot for our City Staff.

Mr. Steve Lewis, City Manager, said he appreciated Councilmember Miller's recognition of City Staff. He said the Public Works, Utilities, and Parks and Recreation Departments were accredited in 2010 and at that time Norman was the 63rd entity in North America to receive accreditation. He said this was the five year reaccreditation process and he commended all departments who participated. He said it shows an intense desire to go through a self-assessment process and it is also about continuous improvement. He said this is not just talking about changes but documentation of the changes and proving to outside assessors who look at your current practices and policies.

Mayor Rosenthal added her appreciation to Staff because there are people behind the scenes that do not get enough recognition for making everything run smoothly.

*

Ward Meeting for the Woody Bryant Neighborhood. Councilmember Miller thanked all of the residents of the Woody Bryant Addition who attended the neighborhood meeting at Fire Station 9 on Saturday, March 7th.

*

Senior Center and Library. Councilmember Heiple there have been recent changes and upgrades at the Senior Center that had to be addressed regardless of a new center. He said there is funding that has been authorized and the library moves to a new location, which will have to be voted on by the citizens, the Senior Center can be relocated at the library building. He said the Library is very important because it is historic and it is more than just books, it is a space where children learn and the community meets.

*

OG&E in Downtown. Councilmember Heiple said Oklahoma Gas & Electric Company (OG&E) is working on their plan for reliable power for downtown Norman and will be coming back to discuss this during the City Council Business and Community Affairs Committee meeting in May.

*

March Sales Tax Remittance. Mr. Steve Lewis, City Manager, said the City has received the monthly sales tax remittance from the State and March sales tax, which reflects collections during the month of January shows an increase of 8.17% over January 2014 sales tax. He said this is a good increase but it is still below the projected amount.

*

Thanks to Ward 5 Residents. Councilmember Miller thanked Ward 5 residents for attending the Ward Meeting on Monday, March 10th, at 6:00 p.m. at Fire Station 9 and said she appreciated Chief Keith Humphrey and Chief James Fullingim for providing information about the Public Safety Sales Tax Election. She also thanked Chief Fullingim for providing a tour of the new facility.

*

I-35 and Highway 9 Improvements. Mr. Steve Lewis, City Manager, provided a slide showing progress of the I-35 and Highway 9 Improvements underway. He said this is a \$72 million project which was awarded to Sherwood Construction and the Oklahoma Department of Transportation is administering the contract. He said there are three key elements, a new modified interchange on Highway 9 which will allow larger volumes of traffic, a new connection from Highway 9 over to Ed Noble Parkway, replacing the Lindsey Street Interchange with a Single Point Urban Interchange (SPUI) which will mirror the present interchange in place on Main Street and I-35. He said one of the advantages of the SPUI allows large amounts of traffic to move in a very efficient manner.

* * * * *

Item 21, being:

ADJOURNMENT

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

YEAS: Councilmembers Allison, Castleberry, Heiple, Holman, Jungman, Miller, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 7:48 p.m.

ATTEST:

City Clerk

Mayor