

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

April 14, 2020

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 14th day of April, 2020, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray Street 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Bierman, Carter,
Hall, 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 OVERSIGHT COMMITTEE MINUTES OF AUGUST 8, 2019
CITY COUNCIL FINANCE COMMITTEE MINUTES OF JANUARY 26, 2020
CITY COUNCIL FINANCE COMMITTEE MINUTES OF FEBRUARY 20, 2020
CITY COUNCIL MINUTES OF MARCH 24, 2020
NORMAN UTILITIES AUTHORITY MINUTES OF MARCH 24, 2020
NORMAN MUNICIPAL AUTHORITY MINUTES OF MARCH 24, 2020
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF MARCH 24, 2020

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

Items submitted for the record

1. City Council Staff Report GID-1920-73 dated April 10, 2020, by Brenda Hall, City Clerk
2. City Council Oversight Committee minutes of August 8, 2019
3. City Council Finance Committee minutes of January 16, 2020
4. City Council Finance Committee minutes of February 20, 2020
5. City Council minutes of March 24, 2020
6. Norman Utilities Authority minutes of March 24, 2020
7. Norman Municipal Authority minutes of March 24, 2020
8. Norman Tax Increment Finance Authority minutes of March 24, 2020

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

YEAS: Councilmembers Bierman, Carter,
Hall, 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.

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Item 4, being:

PROCLAMATION P-1920-38: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF APRIL, 2020, AS FAIR HOUSING MONTH IN THE CITY OF NORMAN.

Councilmember Bierman moved that receipt of Proclamation P-1920-38 proclaiming the month of April, 2020, as Fair Housing Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

- 1. City Council Staff Report P-1920-38 dated March 10, 2020, by Lisa Krieg, CDBG/Grants Planner
- 2. Proclamation P-1920-38

and the question being upon acknowledging receipt of Proclamation P-1920-38 proclaiming the month of April, 2020, as Fair Housing Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation P-1920-38 proclaiming the month of April, 2020, as Fair Housing Month in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

PROCLAMATION P-1920-39: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, COMMEMORATING SUNDAY, APRIL 19, 2020, AS THE 25-YEAR ANNIVERSARY OF THE BOMBING OF THE ALFRED P. MURRAH FEDERAL BUILDING IN DOWNTOWN OKLAHOMA CITY.

Councilmember Wilson moved that receipt of Proclamation P-1920-39 commemorating Sunday, April 19, 2020, as the 25-Year Anniversary of the bombing of the Alfred P. Murrah Federal Building in downtown Oklahoma City be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. City Council Staff Report P-1920-39 dated March 10, 2020, by Brenda Hall, City Clerk
- 2. Proclamation P-1920-39

and the question being upon acknowledging receipt of Proclamation P-1920-39 commemorating Sunday, April 19, 2020, as the 25-Year Anniversary of the bombing of the Alfred P. Murrah Federal Building in downtown Oklahoma City and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation P-1920-39 commemorating Sunday, April 19, 2020, as the 25-Year Anniversary of the bombing of the Alfred P. Murrah Federal Building in downtown Oklahoma City acknowledged; and the filing thereof was directed.

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Item 6, being:

CONSENT DOCKET

Councilmember Wilson moved that Item 7 through Item 23 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Bierman; and the question being upon the placement on the consent docket by unanimous vote of Item 7 through Item 23, a vote was taken with the following result:

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

The Mayor declared the motion carried and Item 7 through Item 23 were placed on the consent docket by unanimous vote.

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Item 7, being:

CONSIDERATION OF ORDINANCE O-1920-42 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR A PUBLIC UTILITY IN THE A-2, RURAL AGRICULTURAL DISTRICT FOR A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER (NE/4) OF SECTION TWENTY-FIVE (25), TOWNSHIP NINE NORTH (T-9-N), RANGE TWO WEST (R-2-W), OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (APPROXIMATELY ONE-HALF MILE SOUTH OF EAST ROBINSON STREET AND ONE-HALF MILE EAST OF 48TH AVENUE N.E.)

Councilmember Holman moved that Ordinance O-1920-42 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report O-1920-42 dated February 21, 2020, by Lora Hoggatt, Planner
2. Ordinance O-1920-42
3. Location map
4. Staff Report dated March 12, 2020, recommending approval
5. Preliminary layout
6. City of Norman Predevelopment Summary PD20-05 dated February 27, 2020, for DG Central I for property located south of East Robinson Street between 48th Avenue N.E. and 60th Avenue N.E.
7. Pertinent excerpts from Planning Commission minutes of March 12, 2020

and the question being upon the Introduction and adoption of Ordinance O-1920-42 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance O-1920-42 was Introduced, read, and adopted upon First Reading by title.

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Item 8, being:

CONSIDERATION OF ORDINANCE O-1920-43 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PLATTED PEDESTRIAN EASEMENT SITUATED IN THE NORTHEAST QUARTER (NE/4) OF SECTION TEN (10), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Holman moved that Ordinance O-1920-43 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report O-1920-43 dated February 21, 2020, by Ken Danner, Subdivision Development Manager
2. Ordinance O-1920-43
3. Location map
4. Memorandum dated February 11, 2020, from Brenda Hall, City Clerk, to Kathryn Walker, City Attorney; Rone Tromble, Administrative Technician IV; Ken Danner, Subdivision Manager; Ken Komiske, Director of Utilities; and Jane Hudson, Director of Planning and Community Development
5. Letter of request filed February 11, 2020, from Brice Beckwith, OBA #32351, James Lynn Franks, Attorney at Law, P.C., to Brenda Hall, City Clerk, with Exhibit "A", legal description, and Exhibit "B", Affidavit of Acknowledgment and Consent
6. Location maps
7. Staff Report dated March 20, 2020, recommending approval
8. Pertinent excerpts from Planning Commission minutes of March 20, 2020

and the question being upon the Introduction and adoption of Ordinance O-1920-43 upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Mayor Clark
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NAYES:	None
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The Mayor declared the motion carried and Ordinance O-1920-43 was Introduced, read, and adopted upon First Reading by title.

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Item 9, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

BOARD OF ADJUSTMENT

TERM: 04-14-20 TO 12-22-22: RICK ROBERTS, WARD 5

BOARD OF APPEALS

TERM: 02-03-20 TO 02-03-24: J.W. DANSBY, WARD 3

TERM: 02-03-20 TO 02-03-24: MARC ETTERS, WARD 5

PUBLIC ART BOARD

TERM: 04-14-20 TO 06-30-20: LIZ BARFIELD, WARD 6

TERM: 04-14-20 TO 06-30-21: AMY JOHNSON, WARD 4

Councilmember Holman moved that the appointments be confirmed, which motion was duly seconded by Councilmember Bierman;

Item 9, continued,

Items submitted for the record

- 1. City Council Staff Report AP-1920-23 dated April 9, 2020, by Brenda Hall, City Clerk

and the question being upon confirming the appointments, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the appointments were confirmed.

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Item 10, being:

AUTHORIZATION FOR THE PURCHASE OF ONE (1) FORK LIFT AND ASSOCIATED EQUIPMENT AND WARRANTY FROM CROWN LIFT TRUCKS IN THE AMOUNT OF \$41,751.80 FOR THE PROPOSED HOUSEHOLD HAZARDOUS WASTE FACILITY TO BE USED TO MOVE AND HANDLE MATERIALS WITHIN THE PROPOSED FACILITY AND BUDGET APPROPRIATION FROM THE SANITATION FUND BALANCE.

Acting as the Norman Utilities Authority, Trustee Holman moved that authorization for the purchase of one (1) fork lift, associated equipment, and a 60-month warranty from Crown Lift Trucks in the amount of \$41,751.80 to be used at the proposed Household Hazardous Waste Facility be approved and \$6,000 be appropriated from the Sanitation Fund Balance (33-29000) to Service Equipment/Heavy Duty Reimbursement (3955163-45008), which motion was duly seconded by Trustee Bierman;

Items submitted for the record

- 1. City Council Staff Report GID-1920-16 dated March 23, 2020, by Nathan Madenwald, Capital Projects Engineer
- 2. Quotation RV9182020 dated March 23, 2020, in the amount of \$39,612.80 with 60-month extended warranty in the amount of \$1,400 from Crown Lift Trucks
- 3. Quotation RV9192020 dated March 17, 2020, in the amount of \$699 from Crown Lift Trucks
- 4. Location map of Proposed Household Hazardous Waste Facility

and the question being upon approving authorization for the purchase of one (1) fork lift, associated equipment, and a 60-month warranty from Crown Lift Trucks in the amount of \$41,751.80 to be used at the proposed Household Hazardous Waste Facility and upon the subsequent appropriation, a vote was taken with the following result:

YEAS: Trustees Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Chairman Clark

NAYES: None

The Chairman declared the motion carried and authorization for the purchase of one (1) fork lift, associated equipment, and a 60-month warranty from Crown Lift Trucks in the amount of \$41,751.80 to be used at the proposed Household Hazardous Waste Facility approved; and \$6,000 was appropriated from the Sanitation Fund Balance (33-29000) to Service Equipment/Heavy Duty Reimbursement (3955163-45008).

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Item 11, being:

CONSIDERATION OF AWARDING OF BID 1920-49 AND APPROVAL OF CONTRACT K-1920-73 BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND HORSESHOE CONSTRUCTION, INC., IN THE AMOUNT OF \$2,796,161.25 AND CHANGE ORDER NO. ONE AT NO EXTRA COST OR NO EXTRA CALENDAR DAYS FOR THE FYE 2017 SEWER MAINTENANCE PROJECT, PERFORMANCE BOND B-1920-41; STATUTORY BOND B-1920-42, AND MAINTENANCE BOND MB-1920-20 AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Acting as the Norman Utilities Authority, Trustee Holman moved that all bids meeting specifications be accepted; the bid in the amount of \$2,796,161.25 be awarded to Horseshoe Construction, Inc., as the lowest and best bidder meeting specifications; Contract K-1920-73, Change Order No. One, and the performance, statutory, and maintenance bonds be approved; execution of the contract, change order, and bonds be authorized; the filing of the bonds be directed; and \$660,000 be transferred from Project WW0316, FYE 2018 Sewer Maintenance Project, Construction (32193338-46101) to Project WW0307, FYE 2017 Sewer Maintenance Project, Construction (32193338-46101), which motion was duly seconded by Trustee Bierman;

Items submitted for the record

1. City Council Staff Report K-1920-73 dated March 16, 2020, by Mark Daniels, Utilities Engineer
2. Bid summary for FYE17 Sewer Maintenance Project
3. Contract K-1920-73
4. Change Order No. One to Contract K-1920-73
5. Performance Bond B-1920-41
6. Statutory Bond B-1920-42
7. Maintenance Bond MB-1920-20
8. Project location map

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

YEAS:	Trustees Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Chairman Clark
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NAYES:	None
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The Chairman declared the motion carried and moved that all bids meeting specifications accepted; the bid in the amount of \$2,796,161.25 was awarded to Horseshoe Construction, Inc., as the lowest and best bidder meeting specifications; Contract K-1920-73, Change Order One, and the performance, statutory, and maintenance bonds were approved; execution of the contract, change order, and bonds was authorized; the filing of the bonds was directed; and \$660,000 was transferred from Project WW0316, FYE 2018 Sewer Maintenance Project, Construction (32193338-46101) to Project WW0307, FYE 2017 Sewer Maintenance Project, Construction (32193338-46101).

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Item 12, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$1,000 FROM MR. FRED SMITH TO BE USED AT THE NORMAN ANIMAL WELFARE CENTER.

Councilmember Holman moved that a donation in the amount of \$1,000 from Mr. Fred Smith to be used at the Norman Animal Welfare Center be accepted and Miscellaneous Revenues/Contributions/Donations/Animal Welfare (10-22431) be increased by \$1,000, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report GID-1920-69 dated March 24, 2020, by Major Jamie Shattuck

Item 12, continued:

and the question being upon accepting a donation in the amount of \$1,000 from Mr. Fred Smith to be used at the City of Norman Animal Welfare Center and upon the subsequent increase, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and a donation in the amount of \$1,000 from Mr. Fred Smith to be used at the Norman Animal Welfare Center accepted; and Miscellaneous Revenues/Contributions/Donations/Animal Welfare (10-22431) was increased by \$1,000.

Item 13, being:

AMENDMENT NUMBER ONE TO THE FYE20 FIFTH YEAR ACTION PLAN FOR THE 45TH YEAR NORMAN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM TO BE SUBMITTED TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

Councilmember Holman moved that Amendment No. One to the Fifth Year Action Plan for the 45th Year CDBG Program be approved; submission of all necessary paperwork to the United States Department of Housing and Urban Development be directed; and the Mayor be authorized to sign any supplemental documentation, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. City Council Staff Report GID-1920-70 dated March 30, 2020, by Lisa Krieg, Grants Planner

and the question being upon approving Amendment No. One to the Fifth Year Action Plan for the 45th Year CDBG Program and upon the subsequent directive and authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Amendment No. One to the Fifth Year Action Plan for the 45th Year CDBG Program approved; submission of all necessary paperwork to the United States Department of Housing and Urban Development is directed; and the Mayor is authorized to sign any supplemental documentation.

Item 14, being:

CONSIDERATION OF A FINAL PLAT FOR HIPOINT OFFICE COMPLEX, A REPLAT OF BLOCK 5, SMOKING OAK NO. 1, AND THE ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN, (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF STATE HIGHWAY NO. 9 AND MCGEE DRIVE).

Councilmember Holman moved that the final plat for HiPoint Office Complex, a replat of Block 5, Smoking Oak No. 1, be approved, the Mayor be authorized to sign the final plat sand subdivision and maintenance bonds subject to the City Development Committee' acceptance of all required public improvements, and the filing of the final plat be directed, which motion was duly seconded by Councilmember Bierman;

Item 14, continued:

Items submitted for the record

- 1. City Council Staff Report FP-1920-10 dated March 24, 2020, by Ken Danner, Subdivision Development Manager
- 2. Location map
- 3. Final plat
- 4. Site plan
- 5. Replat of Smoking Oak No. 1 Addition
- 6. Application for Development Committee Action dated March 23, 2020, by Taylor Denniston, Smith Roberts Baldischwiler, as representative of owner for HiPoint Office Complex, Lots 1 and 2, HiPoint Office Complex

and the question being upon approving the final plat for HiPoint Office Complex, a replat of Block 5, Smoking Oak No. 10, and upon the subsequent authorization and directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and final plat for HiPoint Office Complex, a replat of Block 5, Smoking Oak No. 1, approved; the Mayor was authorized to sign the final plat sand subdivision and maintenance bonds subject to the City Development Committee's acceptance of all required public improvements, and the filing of the final plat was directed.

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Item 15, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1617-83 BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND FLINTCO, L.L.C., FOR THE NORMAN CENTRAL LIBRARY PROJECT.

Acting as the Norman Municipal Authority, Trustee Holman moved that the project be accepted and final payment in the amount of \$201,980.43 be directed to Flintco, L.L.C., which motion was duly seconded by Trustee Bierman;

Items submitted for the record

- 1. City Council Staff Report K-1617-83, Final, dated March 19, 2020, by Brenda Hall, City Clerk
- 2. Norman Central Library Change Order Summary

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

YEAS: Trustees Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Chairman Clark

NAYES: None

The Chairman declared the motion carried and the project accepted and final payment in the amount of \$201,980.43 was directed to Flintco, L.L.C.

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Item 16, being:

AMENDMENT NO. THREE TO CONTRACT K-1617-114: BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND PDG, L.L.C., D/B/A PLANNING DESIGN GROUP, INCREASING THE CONTRACT AMOUNT BY \$316,370 FOR A REVISED CONTRACT AMOUNT OF \$1,627,650 TO PROVIDE PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE CITY PARK MAINTENANCE AND TRANSIT/FIRE MAINTENANCE FACILITIES TO BE CO-LOCATED AT THE NORTH BASE COMPLEX; AND BUDGET TRANSFER BETWEEN PROJECT ACCOUNTS.

Acting as the Norman Municipal Authority, Trustee Holman moved that Amendment No. Three to Contract K-1617-114 with PDG, L.L.C., d/b/a Planning Design Group, increasing the contract amount by \$316,370 for a revised contract amount of \$1,627,650 be approved, the execution thereof be authorized, and \$127,874.11 be transferred from Project NFB006, Norman Forward Fund, Reaves Park Construction (51792205-46101) to Design (51792205-46201) and \$188,495.89 from Project BG0064, Public Safety Sales Tax Fund, Fire Apparatus Storage and Maintenance Building Construction (15693377-46101) to Design (15693377-46201), which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report K-1617-114 Amendment No. Three, dated March 31, 2020, by Jason Spencer, Capital Projects Engineer
2. Funding Source Table
3. Amendment No. Three to Contract K-1617-114 with Exhibit B, Compensation
4. Contract K-1617-114 with Exhibit A, Scope of Work; Exhibit B, Compensation; Exhibit C, Anti-Collusion Affidavit; and Exhibit D, Nondiscrimination Certificate
5. Project location map
6. Location map of North Base Complex
7. Location map of facilities

and the question being upon approving Amendment No. Three to Contract K-1617-114 with PDG, L.L.C., d/b/a Planning Design Group, increasing the contract amount by \$316,370 for a revised contract amount of \$1,627,650 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS:

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

NAYES:

None

The Chairman declared the motion carried and Amendment No. Three to Contract K-1617-114 with PDG, L.L.C., d/b/a Planning Design Group, increasing the contract amount by \$316,370 for a revised contract amount of \$1,627,650 approved; the execution thereof was authorized and \$127,874.11 was transferred from Project NFB006, Norman Forward Fund, Reaves Park Construction (51792205-46101) to Design (51792205-46201) and \$188,495.89 from Project BG0064, Public Safety Sales Tax Fund, Fire Apparatus Storage and Maintenance Building Construction (15693377-46101) to Design (15693377-46201).

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Item 17, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1819-119 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND DOWNEY CONSTRUCTION COMPANY, INC. FOR THE NORMAN FORWARD NEIGHBORHOOD PARK CONCRETE TRAILS PROJECT.

Councilmember Holman moved that the project be accepted and final payment in the amount of \$15,642.12 be directed to Downey Construction Company, Inc., which motion was duly seconded by Councilmember Bierman;

Item 17, continued:

Items submitted for the record

- 1. City Council Staff Report K-1819-119, Final, dated April 1, 2020, by James Briggs, Park Planner
- 2. Purchase Order 317349 dated March 8, 2019, to Downey Construction Company, Inc., in the amount of \$156,421.25 subtracting payments totaling \$140,779.13 leaving a balance of \$15,642.12

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

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

NAYES: None

The Mayor declared the motion carried and the project accepted and final payment in the amount of \$15,642.12 was directed to Downey Construction Company, Inc.

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Item 18, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF AMENDMENT NO. ONE TO CONTRACT K-1819-132 BY AND BETWEEN THE NORMAN MUNICIPAL AUTHORITY AND FLINTCO, L.L.C., FOR THE NORMAN FORWARD GRIFFIN PARK PHASE III PROJECT.

Acting as the Norman Municipal Authority, Trustee Holman moved that the project be accepted and final payment in the amount of \$39,488.20 be directed to Flintco, L.L.C., which motion was duly seconded by Trustee Bierman;

Items submitted for the record

- 1. City Council Staff Report K-1819-132, Final, dated March 30, 2020, by Wade Thompson, Parks Superintendent
- 2. Purchase Order 325459 dated September 11, 2019, to Flintco, L.L.C., in the amount of \$55,000, adding Amendment No. One in the amount of \$789,352 for a revised contract amount of \$844,352, and subtracting 6 pay applications totaling \$687,298.43

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

YEAS: Trustee Bierman, Carter, Hall, Holman, Petrone, Scanlon, Scott, Wilson, Chairman Clark

NAYES: None

The Chairman declared the motion carried and the project accepted and final payment in the amount of \$39,488.20 was directed to Flintco, L.L.C.

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Item 19, being:

CHANGE ORDER NO. ONE TO CONTRACT K-1920-12: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND NASH CONSTRUCTION COMPANY, INC., INCREASING THE CONTRACT AMOUNT BY \$6,994.94 FOR A REVISED CONTRACT AMOUNT OF \$474,051.69 FOR THE MCCALL DRIVE RECONSTRUCTION PROJECT AND FINAL ACCEPTANCE OF THE PROJECT.

Councilmember Holman moved that Change Order No. One to Contract K-1920-12 with Nash Construction Company, Inc., increasing the contract amount by \$6,994.94 for a revised contract amount of \$474,051.69 be approved; the execution thereof be authorized; the project be accepted; and final payment in the amount of \$29,343.30 be directed to Nash Construction Company, Inc., which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report K-1920-23, Change Order No. One, dated December 19, 2019, by Jack Burdett, Subdivision Development Manager
2. Change Order No. One to Contract K-1920-1223
3. Invoice dated January 21, 2020, in the amount of \$5,937.60 from Nash Construction Company
4. Cost Summary Table
5. Project location map

and the question being upon approving Change Order No. One to Contract K-1920-12 with Nash Construction Company, Inc., increasing the contract amount by \$6,994.94 for a revised contract amount of \$474,051.69 and upon the subsequent authorization, acceptance, and directive, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Change Order No. One to Contract K-1920-12 with Nash Construction Company, Inc., increasing the contract amount by \$6,994.94 for a revised contract amount of \$474,051.69 approved; the execution thereof was authorized, the project was accepted, and final payment in the amount of \$29,343.30 was directed to Nash Construction Company, Inc.

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Item 20, being:

FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT K-1920-113 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MERRITT TENNIS & TRACK SYSTEMS FOR THE 12TH AVENUE RECREATION CENTER PICKLEBALL COURTS PROJECT.

Councilmember Holman moved that the project be accepted and final payment in the amount of \$41,650 be directed to Merritt Tennis and Track Systems, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report K-1920-113, Final, dated March 30, 2020, by James Briggs, Park Planner
2. Purchase Order 20004137 dated February 12, 2020, to Merritt Tennis and Track Systems in the amount of \$41,650

Item 20, continued:

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

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

NAYES: None

The Mayor declared the motion carried and the project accepted and final payment in the amount of \$41,650 be directed to Merritt Tennis and Track Systems.

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Item 21, being:

CONTRACT K-1920-121: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SMC CONSULTING ENGINEERS, P.C., IN THE AMOUNT OF \$176,500 TO PROVIDE THE FINAL PLAT DESIGN OF THE SAXON INDUSTRIAL PARK PROJECT.

Councilmember Holman moved that Contract K-1920-121 with SMC Consulting Engineers, P.C., in the amount of \$176,500 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

1. City Council Staff Report dated March 24, 2020, by Tim Miles, Capital Projects Engineer
2. Contract K-1920-121 with Attachment A, Scope of Services; Attachment B, Schedule; Attachment C, Fee Schedule; and Attachment D, Owners Responsibilities
3. Project location map

and the question being upon approving Contract K-1920-121 with SMC Consulting Engineers, P.C., in the amount of \$176,500 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract K-1920-121 with SMC Consulting Engineers, P.C., in the amount of \$176,500 approved; and the execution thereof be authorized.

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Item 22, being:

CONTRACT K-1920-126: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND RKG ASSOCIATES, INC. IN THE AMOUNT OF \$31,000 FOR PREPARATION OF AN ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE AS PART OF THE 2020-2024 CONSOLIDATED PLAN FOR THE CITY OF NORMAN.

Councilmember Holman moved that Contract K-1920-126 with RKG Associates, Inc., in the amount of \$31,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Bierman;

Item 22, continued:

Items submitted for the record

- 1. City Council Staff Report dated March 30, 2020, by Lisa Krieg, CDBG/Grants Planner
- 2. Contract K-1920-126 with Attachment A, Scope of Services

and the question being upon approving Contract K-1920-126 with RKG Associates, Inc., in the amount of \$31,000 and upon the subsequent authorization, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Contract K-1920-126 with RKG Associates, Inc., in the amount of \$31,000 approved; and the execution thereof be authorized.

Item 23, being:

RESOLUTION R-1920-97: A RESOLUTION OF THE CITY OF NORMAN TRANSFERRING \$21,700 FROM AMERICANS WITH DISABILITIES (ADA) SIDEWALK COMPLIANCE AUDIT AND REPAIR, TO ADA BUILDING & PARKS EVALUATION TO BE USED FOR THE ADA COMPLIANCE EVALUATIONS OF EIGHT CITY-OWNED BUILDINGS AND THREE CITY PARKS.

Councilmember Holman moved that Resolution R-1920-97 be adopted, which motion was duly seconded by Councilmember Bierman;

Items submitted for the record

- 1. City Council Staff Report R-1920-97 dated March 31, 2020, by Shawn O’Leary, Director of Public Works
- 2. Resolution R-1920-97
- 3. Fee Proposal/Agreement for Accessibility Consulting Services, Accessibility Survey/Audit City of Norman dated March 24, 2020, in the amount of \$14,300 from M. Bradley Gaskins, AIA, CASp, Principal, The McIntosh Group, L.L.C., to Shawn O’Leary, Director of Public Works, approved by Darrel Pyle, City Manager, with Exhibit A, Accessibility Compliance Survey/Audit and Report, Scope Level III, Full
- 4. Fee Proposal/Agreement for Accessibility Consulting Services, Accessibility Survey/Audit City of Norman dated March 24, 2020, in the amount of \$5,000 from M. Bradley Gaskins, AIA, CASp, Principal, The McIntosh Group, L.L.C., to Shawn O’Leary, Director of Public Works, approved by Darrel Pyle, City Manager with Exhibit A, Accessibility Compliance Survey/Audit and Report

and the question being upon adopting Resolution R-1920-97, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Resolution R-1920-97 was adopted.

Item 24, being:

RESOLUTION R-1920-106: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ENCOURAGING LANDLORDS TO CEASE EVICTIONS DURING THE NEXT NINETY DAYS, ENCOURAGING TENANTS WHO ARE PAST-DUE ON RENT PAYMENTS AND THEIR LANDLORDS TO WORK COOPERATIVELY TO DEVELOP PAYMENT ARRANGEMENTS THAT WILL ENSURE HOUSING STABILITY, AND STRONGLY URGING THE GOVERNOR OF THE STATE OF OKLAHOMA TO ENACT A TEMPORARY MORATORIUM ON ALL EVICTIONS IN THE STATE.

Councilmember Petrone moved that Resolution R-1920-106 be adopted, which motion was duly seconded by Councilmember Scott;

Items submitted for the record

- 1. City Council Staff Report R-1920-106 dated April 9, 2020, by Kathryn Walker, City Attorney
- 2. Resolution R-1920-106

Participants in discussion

- 1. Ms. Kathryn Walker, City Attorney
- 2. Mr. Mark Campbell, Ward 4, made comments
- 3. Mr. Keith McCabe, Ward 4, made comments
- 4. Ms. Brenda Hall, City Clerk

Thereupon, Councilmember Scott moved that Resolution R-1920-106 be amended to read as follows:

* * *

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

§ 20. That, landlords in Norman are strongly encouraged to dismiss any forcible entry and detainers filed since March 15, 2020, and to cease filing evictions for at least 90 days from the date of this resolution; and

* * *

which motion was duly seconded by Councilmember Bierman; and the question being upon amending Resolution R-1920-106 as stated above, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution R-1920-106 was amended as stated above.

and the question being upon adopting Resolution R-1920-106, as amended, a vote was taken with the following result:

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

The Mayor declared the motion carried and Resolution R-1920-160, as amended, was adopted.

* * * * *

Item 25, being:

FIRST PUBLIC HEARING REGARDING THE FYE 2021 CITY OF NORMAN PROPOSED OPERATING AND CAPITAL BUDGETS.

Councilmember Wilson moved that a public hearing be conducted, which motion was duly seconded by Councilmember Holman;

Items submitted for the record

1. Text File GID-11920-72 dated April 10, 2020, by Anthony Francisco, Finance Director
2. City of Norman, Oklahoma, Fiscal Year Ending 2021 Annual Budget Summary of Fund Balances
3. Visit Norman Annual Plan of Work dated March 13, 2018
4. The City of Norman, Oklahoma, Fiscal Year Ending June 30, 2021, Budget and Financial Plan, Fiscal Year-End 2020-2023 (Preliminary)
5. The City of Norman, Oklahoma, Capital Improvement Projects Budget, Fiscal Year Ending June 30, 2019, Financial Plan, Fiscal Year-End 2022-2025

and the question being upon conducting a public hearing, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and a public hearing was conducted.

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Mr. Anthony Francisco, Finance Director
2. Mr. Steve Ellis, 633 Reed Avenue, made comments
3. Ms. Cindy Rogers, 633 Reed Avenue, made comments

Thereupon, Councilmember Petrone moved that the public hearing be closed, which motion was duly seconded by Councilmember Holman; and the question being upon closing the public hearing, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and the public hearing was closed.

* * * * *

Item 26, being:

MISCELLANEOUS DISCUSSION

Public Hearing for the Budget. Councilmember Bierman said she hoped there would be another opportunity where an answer would be provided to those asking questions.

Councilmember Holman said he would like discuss scenarios for our budget as June gets closer. He said staff and Council might want to think about extending the budget deadline due to COVID-19. Council needs to discuss what cuts can be made especially if the Tax Increment Finance (TIF) funds are not available. He said some people may disagree on the decision made about the TIF funds, but it was made by a majority of the City Council. He talked to several of his constituents before he voted on it and he felt he made the decision that was the best one. He said the City has been going forward with the decision; however, we do not know when the courts will reopen and even if they reopen in a few weeks, the backlog is unknown.

Miscellaneous Discussion, continued:

Public Hearing for the Budget. Councilmember Scott said she was also confident that she made the right decision about the TIF and the way the community has pulled together during the pandemic and as quick as our Staff is, something could be figured out to take care of the shortfall.

Councilmember Holman said he hope that people would show more interest at the next public hearing on May 26th.

*

Coronavirus. Councilmember Bierman said the City of Norman is not out of the woods yet and encouraged everyone to stay the course. She urged people to be tested for the Coronavirus Antibody if it is possible. She said people have been very generous by donating material to her to make masks and if anyone needs one, please contact her.

Mayor Clark said she and City Staff were informed today that the peak date has been moved back to April 30th which is very concerning.

Councilmember Petrone said she had seen more people out and about and she knows everyone is sick of social distancing. She urged people to stay safe but said everything is still going well.

Councilmember Hall thanked all of the residents who had reached out to her during the last few weeks and said most of them did so because they want to help in some way. She suggested supporting United Way of Norman and giving to the COVID-19 Response Fund set up through a partnership with Food and Shelter. She said so many have been supportive of our restaurants by buying food or gift cards which has made a difference. She urged everyone not to forget to support local businesses during this time. She said she is so grateful to all of those people who are out there on the front lines keeping our city safe. She thanked the City employees that are keeping our city running. She said this virus is a great equalizer because it does not recognize party, race, religion or gender.

Councilmember Wilson said Norman Community Relief is still helping people. She said she bought snuff for a 90-year-old man and took it to him because he is staying home during this time and has no family. She said Councilmember Bierman has been working diligently making face-masks. She has been applying for any kind of assistance for her businesses. She said many years from now, everyone will be talking about what they were doing during COVID-19. Council is making good policies to help our future and she appreciates them. She also appreciates Ms. Kathryn Walker, Assistant City Attorney, for writing the resolution urging the Governor to institute a policy regarding rental assistance. She said we are all in this together and hoped landlords would work with their tenants right now.

Councilmember Scanlon said he spent some time at Food and Shelter and they had organized a food distribution system that protects the people serving as well as the clients who come in for the food. He learned that the Food and Shelter pantry needs restocking because of the number of unemployed people coming to the facility and urged people to donate money and food.

Councilmember Scanlon said many City employees by the definition of their jobs are more exposed than others and they and their families are in his thoughts.

Councilmember Holman urged citizens who do not have internet or television but have radio to tune in to Sports Talk at 1400 am or 99.3 fm. He said this is a Norman based radio station and several of our officials including Mayor Clark, City Manager Pyle, and Mr. Jud Foster, Director of Parks and Recreation, as well as Mr. Scott Martin, Executive Director of the Chamber of Commerce, have been on that station talking about what the City of Norman and businesses are doing during the pandemic. He said several people including himself have shared their frustration about people becoming complacent about social distancing and going out.

Miscellaneous Discussion, continued:

Coronavirus, continued. Councilmember Holman thanked Immuno-Mycologics (IMMY), a local company founded by a family in Norman, that specializes in infectious diseases and developing cures. He said the work they are doing right now to develop a vaccine for COVID-19 and he was proud that they are in our city.

Councilmember Scott said personally she has enjoyed isolation and quarantine but not everybody does. She said still having income is a blessing but she knows many are having a very hard time not getting to go out.

Mayor Clark urged people to stay home, this is not a joke, and it is time to be serious. She said she asked the advisors from Norman Regional Health Systems where we were at and what their thoughts were about changing our current orders. She said they practically begged her not to change them because the city is not in the clear. She said April 30th is the new peak time so hunker down and watch Netflix, do spring cleaning and we will get through this. She said there will be a second spike if we don't stay home and social distance.

*

Public Art Board Member. Councilmember Hall congratulated Amy Hall for being appointed to the Public Art Board as well as all of the other people appointed this evening.

*

Census. Councilmember Hall urged people to turn in their Census forms because it helps the whole community.

Mayor Clark said there is a Bedlam Census Challenge out there and she does not want to wear an orange hat, so everyone needs to participate. She said 51.3% of Norman residents have sent their census forms in and Stillwater is at 45.6%. She said Norman is not even in the top ten and can do better. She challenged University of Oklahoma students to turn the Census forms in.

*

Porter Corridor. Councilmember Holman said City Manager Pyle accompanied him on a walk down Porter Avenue from Alameda Street to Robinson Street. He said they discussed the plan for the Porter Corridor and the bond project for Porter Avenue. He appreciated the City Manager taking the time to meet with him.

*

Washington DC Fly-In Postponed. Councilmember Holman said he had really looked forward to the Washington DC Fly-In but it had been postponed due to COVID-19. He hoped it would be rescheduled soon.

Mayor Clark said if the schedule works for her, she plans to go to Washington D.C.

*

Homeless. Councilmember Scott said she appreciated Councilmember Scanlon's comments to the Ad Hoc Homeless Committee and also appreciated Council supporting her amendment regarding not evicting people and making them homeless. She asked if our Code Compliance officers are not making homeless people vacate the areas where they are living. She said these people are extremely at risk.

Mr. Darrel Pyle, City Manager, said the staff at Housing and Urban Development (HUD) put in their guidelines that they believe it to be the safest approach not to disturb these populations and services will be brought to them when the call goes out that they need services.

*

Miscellaneous Discussion, continued:

Election Date. Councilmember Scott said she had been ready to support the June or August election prior to the pandemic; but now she is not so sure with so many people being out of jobs and having no income.

*

Congratulations to Miles Francisco. Councilmember Scott congratulated Mr. Miles Francisco, son of Mr. Anthony Francisco, Finance Director, for receiving the Carl Albert Award.

*

Adversity Coordinator. Councilmember Scott said she has heard that persons of color in our community do not feel safe Council needs to take action about an Adversity Coordinator.

*

Stay Home and Be Social Initiatives. Mayor Clark said the Parks and Recreation Department has been incredibly innovative with their Stay and Home and Be Social Initiative. She said there are concerts on Friday and Saturday nights; there is the Teddy Bear Safari going on right now as well as March Madness which is a chance to choose your favorite park from 64 public parks.

*

Shout Out to Coaches Barry Switzer and Lincoln Riley. Mayor Clark said she hoped everyone saw the video from Barry Switzer about staying home; also Coach Riley is sharing photos of himself out in public with a mask on.

*

Shout Out to Bankers. Mayor Clark thanked all of the bankers who are staying up all hours of the night to process the small business loans to help local businesses.

*

Happy Birthday, Jordan. Mayor Clark said unfortunately both of her sons' birthdays fell on Tuesday nights; however, it does give her the opportunity to wish them a Happy Birthday from the Council Meeting. She welcomed her son, Jordan, to his teenage years and City Council sang Happy Birthday to him. She said the joke of the day is that he is a "Quaranteenager".

Upcoming Events.

Ward 8 Virtual Meeting. Councilmember Scott said she was going to try to have a virtual Ward 8 meeting in May.

ADJOURNMENT

The meeting was adjourned at 8:08 p.m.

ATTEST:

Brenda Hall

City Clerk

R.D.L.

Mayor

