



# CITY OF NORMAN, OK CITY COUNCIL REGULAR MEETING

Municipal Building, Council Chambers, 201 West Gray, Norman, OK 73069  
Tuesday, July 27, 2021 at 6:30 PM

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## MINUTES

### AMENDED

#### **City Council, Norman Utilities Authority, Norman Municipal Authority, And Norman Tax Increment Finance Authority**

*It is the policy of the City of Norman that no person or groups of persons shall on the grounds of race, color, religion, ancestry, national origin, age, place of birth, sex, sexual orientation, gender identity or expression, familial status, marital status, including marriage to a person of the same sex, disability, retaliation, or genetic information, be excluded from participation in, be denied the benefits of, or otherwise subjected to discrimination in employment activities or in all programs, services, or activities administered by the City, its recipients, sub-recipients, and contractors. In the event of any comments, complaints, modifications, accommodations, alternative formats, and auxiliary aids and services regarding accessibility or inclusion, please contact the ADA Technician at 405-366-5424, Relay Service: 711. To better serve you, five (5) business days' advance notice is preferred.*

#### **CALL TO ORDER**

#### **ROLL CALL**

##### **PRESENT**

Mayor Breea Clark  
Councilmember Ward 1 Brandi Studley  
Councilmember Ward 2 Lauren Schueler  
Councilmember Ward 3 Kelly Lynn  
Councilmember Ward 4 Lee Hall  
Councilmember Ward 5 Rarchar Tortorello  
Councilmember Ward 6 Elizabeth Foreman  
Councilmember Ward 8 Matthew Peacock

##### **ABSENT**

Councilmember Ward 7 Stephen Holman

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#### **PLEDGE OF ALLEGIANCE**

The pledge of allegiance was led by Mayor Clark

**APPROVAL OF MINUTES**

1. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT AND/OR POSTPONEMENT OF THE MINUTES AS FOLLOWS:  
 CITY COUNCIL CONFERENCE MINUTES OF OCTOBER 13, 2020  
 CITY COUNCIL MINUTES OF JULY 6, 2021  
 CITY COUNCIL MINUTES OF JULY 13, 2021  
 NORMAN UTILITIES AUTHORITY MINUTES OF JULY 13, 2021  
 NORMAN MUNICIPAL AUTHORITY MINUTES OF JULY 13, 2021  
 NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF JULY 13, 2021

The Minutes Were Approved.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. City Council Conference minutes of October 13, 2020
2. City Council Minutes of July 6, 2021
3. City Council minutes of July 13, 2021
4. Norman Utilities Authority minutes of July 13, 2021
5. Norman Municipal Authority minutes of July 13, 2021
6. Norman Tax Increment Finance Authority minutes of July 13, 2021

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**PROCLAMATIONS**

2. CONSIDERATION OF ACKNOWLEDGING RECEIPT, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF PROCLAMATION P-2122-2: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF JULY, 2021 AS LAKES APPRECIATION MONTH AND THE WEEK OF JULY 26TH AS LOVE YOUR LAKE WEEK IN THE CITY OF NORMAN

Receipt of the Proclamation was Acknowledged.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Item 3, continued:

Items Submitted for the Record

1. Proclamation P-2122-2

Participants in discussion

1. Ms. Courtney DeKalb-Myers, Lake Thunderbird Watershed Alliance, accepted the proclamation and thanked the Council.

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## **COUNCIL ANNOUNCEMENTS**

City Wide Garage Sale. Councilmember Studley said there is a City Wide Garage Sale to be held August 6-8 and those interest will need to register on-line by August 2nd.

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New Restaurant in Ward One. Councilmember Studley said Ward One has a wonderful new restaurant call The Dancing Crab and she encouraged people to try it out.

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Road Construction. Councilmember Studley said Wednesday, July 28th, there will be some road construction from 9:00 a.m. to noon on Imhoff Road and Classen Boulevard.

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Protecting the Lake Thunderbird Watershed. Councilmember Hall said she appreciated the highlights received tonight during the proclamation for Lakes Appreciation Month about how to protect our watershed and she hopes a lot of people can participate in both of the scheduled events.

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Vacancies on City Boards and Commission. Councilmember Hall said every week there are vacancies on our City Boards and Commissions and this is a very important way for residents to participate in local government and have a say about many items that come before Council. She encouraged anyone who is interested to go to the City Website.

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The Mayor Receives Citizens Recognition Award. Councilmember Hall said, as a 15-year employee of the Pioneer Library System (PLS), and now a proud PLS Ambassador, she wants to congratulate Mayor Clark for accepting the Citizens Recognition Award from the Oklahoma Libraries Association on behalf of the NORMAN FORWARD Initiative. She appreciates all of Mayor Clark's service and the love she gives to our libraries in Norman; for serving on the Library Board; and for her book discussions with different age groups. She said she really appreciates the investment she has made in our libraries.

**COUNCIL ANNOUNCEMENTS, continued:**

The Mayor Receives Citizens Recognition Award, continued. Mayor Clark thanked Councilmember Hall; she said she has always been that library kid and it is fun to give back to libraries in this way. She said librarians are sneaky, they tricked her and she was legitimately surprised.

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Young Family Athletic Center. Councilmember Foreman said Wednesday, July 21st, was a really good Ground Breaking Ceremony for the Young Family Athletic Center. She said she is really excited about where Norman is going next.

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Canadian River Cruisers Car Show. Mayor Clark said Saturday, July 28th, is the Canadian River Cruisers Car Show at Andrews Park benefiting Food and Shelter.

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Move with the Mayor. Mayor Clark said Saturday, August 7th, at 9:00 a.m. there is a special "Move with the Mayor" at the Irving Recreation Center. She said the group will be doing some Tia Chi.

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Movie in the Park. Mayor Clark said on Saturday, August 7th, is the Parks and Recreation Department will have the next "Movie in the Park" at Westwood Aquatic Center.

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**CONSENT DOCKET**

This item is placed on the agenda so that the City Council, by unanimous consent, can designate those routine agenda items that they wish to be approved or acknowledged by one motion. If any item proposed does not meet with approval of all Councilmembers, that item will be heard in regular order. Staff recommends that Item 3 through Item 19 be placed on the consent docket.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall. Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Peacock, Councilmember Ward 8 Peacock  
Consent Docket Approved.

**First Reading Ordinance**

- 3. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT OR POSTPONEMENT OF ORDINANCE O-2122-11: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING SECTION 8-504 OF THE CITY CODE TO ADD AN EXEMPTION FROM THE TRANSIENT GUEST ROOM TAX ORDINANCE FOR TRIBAL NATIONS AND CLARIFYING THAT EXEMPTIONS SHOULD ONLY BE GRANTED IF EXEMPTED ENTITY IS PAYING FOR THE GUEST ROOM; AND PROVIDING FOR THE SEVERABILITY THEREOF.

The Ordinance was adopted on First Reading by Title.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

- 1. Staff Report dated July 26, 2021, from Kathryn Walker, City Attorney
- 2. Legislatively notated copy of Ordinance O-2122-11
- 3. Ordinance O-2122-11

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**Reports/Communications**

- 4. SUBMISSION AND ACKNOWLEDGEMENT OF RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF JUNE 30, 2021 AND DIRECTING THE FILING THEREOF.

Receipt of the Report was Acknowledged.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

- 1. Staff Report dated July 26, 2021, from Anthony Francisco, Finance Director
- 2. Finance Director's Investment Report as of June 30, 2021

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5. SUBMISSION AND ACKNOWLEDGEMENT OF RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF JUNE, 2021, AND DIRECTING THE FILING THEREOF.

Receipt of the Report was Acknowledged.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Stacey Parker, Executive Assistant
2. Monthly Departmental Report for the month of June, 2021

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6. SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF MAY, 2021, AND DIRECTING THE FILING THEREOF.

Receipt of the Report was Acknowledged.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Stacey Parker, Executive Assistant
2. Monthly Departmental Report for the month of May, 2021

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7. SUBMISSION AND ACKNOWLEDGING RECEIPT OF REPORTS ENTITLED "COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2020" AND "THE CITY OF NORMAN SINGLE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2020," AS PREPARED BY THE CITY OF NORMAN FINANCE DEPARTMENT AND AUDITED BY THE FIRM OF BKD, LLP, FOR THE CITY OF NORMAN, OKLAHOMA, NORMAN UTILITIES AUTHORITY, NORMAN MUNICIPAL AUTHORITY, NORMAN ECONOMIC DEVELOPMENT AUTHORITY AND NORMAN TAX INCREMENT FINANCE AUTHORITY.

Receipt of the Report was Acknowledged.

Item 7, continued:

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Clint Mercer, Chief Accountant
2. City of Norman Single Audit Reports as of June 30, 2020
3. Independent Auditor's Report dated August 7, 2020, Report on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards submitted by BKD, L.L.P.
4. Independent Auditor's Report dated July 7, 2021, Report on Compliance for Each Major Federal Program; Report on Internal Control Over Compliance; and Report of Schedule of Expenditures of Federal Awards Required by the Uniform Guidance submitted by BKD, L.L.P.
5. City of Norman, Oklahoma, Schedule of Findings and Questioned Costs, Year Ended June 30, 2020
6. City of Norman, Oklahoma, Summary Schedule of Prior Audit Findings, Year Ended June 30, 2020
7. Audit Scope and Results and Internal Control Over Compliance dated July 7, 2021, submitted by BKD, L.L.P.
8. Letter to BKD, L.L.P., from Mr. Darrel Pyle, City Manager; Mr. Anthony Francisco, Director of Finance; and Mr. Clint Mercer, Chief Accountant

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**Contracts**

8. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE FINAL ACCEPTANCE OF CONTRACT K-2021-8: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CIMARRON CONSTRUCTION COMPANY, L.L.C., FOR THE FYE 2021 BRIDGE MAINTENANCE PROJECT AND FINAL PAYMENT OF \$143,537.28.

Project Accepted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Joseph Hill, Streets Program Manager
2. Application and Certificate dated July 1, 2021, in the amount of \$143,537.28 for Payment from Cimarron Construction Company

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9. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CHANGE ORDER NO. ONE TO CONTRACT K-2021-16: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND EMC SERVICES, L.L.C., INCREASING THE CONTRACT AMOUNT BY \$15,178 FOR A REVISED CONTRACT AMOUNT OF \$360,196 FOR THE FYE 2021 SIDEWALK CONCRETE PROJECT, FINAL ACCEPTANCE OF THE PROJECT, AND FINAL PAYMENT IN THE AMOUNT OF \$18,100.90.

Change Order Approved and Project Accepted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Nate McNeely, Engineering Assistant
2. Change Order No. One to Contract K-2021-16
3. Application and Certificate for Payment dated June 20, 2021 in the amount of \$18,009.80 from EMC Services, L.L.C.

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10. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2122-19: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND SEARCH L.L.C., IN THE AMOUNT OF \$30,000 TO PROVIDE DESIGN SERVICES FOR THE SOUTHEAST LIFT STATION.

Acting as the Norman Utilities Authority

Contract was Approved.

Motion made by Trustee Ward 4 Hall, Seconded by Trustee Ward 6 Foreman.

Voting Yea: Chairman Clark, Trustee Ward 1 Studley, Trustee Ward 2 Schueler, Trustee Ward 3 Lynn, Trustee Ward 4 Hall, Trustee Ward 5 Tortorello, Trustee Ward 6 Foreman, Trustee Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Nathan Madenwald, Utilities Engineer
2. Contract K-2122-19 with Attachment A, Schedule; Attachment B, Scope of Services; Attachment C, Compensation

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11. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2122-23: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE ALTERNATIVE DISPUTE RESOLUTION SYSTEM OF THE STATE OF OKLAHOMA FOR CERTIFYING NORMAN'S DISPUTE MEDIATION PROGRAM BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022.

Contract was Approved.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Ronda Guerrero, Court Administrator
2. Contract K-2122-23

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12. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF THE ACCEPTANCE OF CERTIFIED LOCAL GOVERNMENTS GRANT FUNDING IN THE AMOUNT OF \$10,750 TO BE USED FOR THE DEVELOPMENT AND SUPPORT OF LOCAL HISTORIC PROGRAMS, CONTRACT K-2122-25 WITH THE OKLAHOMA HISTORICAL SOCIETY, STATE HISTORIC PRESERVATION OFFICE AND BUDGET APPROPRIATION. FROM THE SPECIAL GRANT FUND BALANCE AS OUTLINED IN THE STAFF REPORT.

Contract was Approved.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Anais Starr, Planner II/Historic Preservation Officer
2. Contract K-2122-25 with Attachment A, State Historic Preservation Office Responsibilities, and Attachment B, City of Norman Responsibilities

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13. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF CONTRACT K-2122-29: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, NORMAN UTILITIES AUTHORITY, AND THE CENTRAL OKLAHOMA MASTER CONSERVANCY DISTRICT FOR A CITY OF NORMAN TEMPORARY WATER SUPPLY THROUGH SEPTEMBER 30, 2025.

Acting as the City Council and the Norman Utilities Authority

Contract was approved.

Motion made by Trustee Foreman, Seconded by Trustee Hall.

Voting Yea: Chairman Clark, Trustee Studley, Trustee Schueler, Trustee Lynn, Trustee Hall, Trustee Tortorello, Trustee Foreman, Trustee Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Rachel Croft, Staff Engineer
2. Contract K-2122-29 with Memorandum from Tara Kinsey, Acting Supervisory Repayment Specialist, United States Department of Interior Bureau of Reclamation, to Gary Brownlee, Area Manager, and Water Service Contract for Delivery of Temporary Water between the United States and the Central Oklahoma Master Conservancy District

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**Resolutions**

14. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-16: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$3,302 FROM THE RISK MANAGEMENT MISCELLANEOUS REIMBURSEMENTS REFUNDS ACCOUNT RECEIVED FROM INSURANCE COMPANIES AND/OR THE RESPONSIBLE PARTIES TO REPAIR AND REPLACE DAMAGED TRAFFIC SIGNAL EQUIPMENT OR TRAFFIC SIGNS DAMAGED IN TRAFFIC COLLISIONS.

Resolution was Adopted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from David Riesland, Transportation Engineer
2. Resolution R-2122-16

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15. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-17: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$25,879.83 FROM THE CAPITAL FUND BALANCE FOR PAYMENT TO THE OKLAHOMA DEPARTMENT OF TRANSPORTATION UNDER CONTRACT K-2021-87 FOR CONSTRUCTION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF ALAMEDA STREET AND SUMMIT LAKES BOULEVARD/LOCHWOOD DRIVE.

Resolution was Adopted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from David Riesland, Transportation Engineer
2. Invoice 34983(04) dated June 23, 2021, in the amount of \$25,879.83 from the Oklahoma Department of Transportation
3. Project Location Map
4. Contract K-2021-87
5. Resolution R-2122-17

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16. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-18: OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$4,653.24 FROM THE CAPITAL FUND BALANCE TO BE USED FOR THE CITYWIDE SIDEWALK & CURB RECONSTRUCTION PROJECT (50/50 PROGRAM).

Resolution was Adopted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Nate McNeely, Engineering Assistant
2. Resolution R-2122-18

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17. CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-19: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT, EXECUTE, AND FILE AN APPLICATION ON BEHALF OF THE CITY OF NORMAN WITH THE US DEPARTMENT OF TRANSPORTATION TO AID IN THE FINANCING OF PLANNING, CAPITAL AND/OR ASSISTANCE PROJECTS PURSUANT TO 49 U.S.C. SECTION 5307 AND SECTION 5339 AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SET FORTH AND EXECUTE POLICIES IN CONNECTION WITH THE PROGRAM OF PROJECTS, BUDGETS, AND PROCUREMENT NEEDS.

Resolution was Adopted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Nate McNeely, Engineering Assistant
2. Resolution R-2122-18

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18. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-22: A RESOLUTION AUTHORIZING THE NORMAN MUNICIPAL AUTHORITY (THE "AUTHORITY") TO SEEK FINANCING PROPOSALS IN CONNECTION WITH THE ISSUANCE OF THE AUTHORITY'S ROOM TAX REVENUE NOTE, TAXABLE SERIES 2021: AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Acting as the Norman Municipal Authority

Motion made by Trustee Ward 4 Hall, Seconded by Trustee Ward 6 Foreman.

Voting Yea: Chairman Clark, Trustee Studley, Trustee Schueler, Trustee Lynn, Trustee Hall, Trustee Tortorello, Trustee Foreman, Trustee Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Anthony Francisco, Director of Finance
2. Resolution R-2122-22

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19. CONSIDERATION OF ADOPTING, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2122-24: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA APPROPRIATING \$500 FROM THE GENERAL FUND BALANCE TO BE USED TO PURCHASE EMPLOYEE AWARDS FOR THE POLICE DEPARTMENT AND \$1,755 FROM THE ANIMAL WELFARE OTHER ACCOUNT TO BE USED TO PURCHASE SUPPLIES FOR ANIMAL WELFARE DIVISION.

Resolution was Adopted.

Motion made by Councilmember Ward 4 Hall, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Kevin Foster, Police Chief
2. Resolution R-2122-24

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## **NON-CONSENT ITEMS**

20. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2021-46 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER AND PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION EIGHT (8), TOWNSHIP NINE (9) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE A-2, RURAL AGRICULTURAL DISTRICT, AND PLACE SAME IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1/4 MILE EAST OF NORTH PORTER AVENUE ON THE NORTH SIDE OF TECUMSEH ROAD)

Ordinance was adopted on Second Reading Section by Section

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 8 Peacock.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 13, 2021, requested by Jane Hudson, Director of Planning and Community Development
2. Ordinance O-2021-46
3. Location map

Item 20, continued:

Items Submitted for the Record, continued

4. Application for Planned Unit Development Preliminary Plat for Pine Creek, a Planned Unit Development, submitted May 3, 2021, and revised June 3, 2021, prepared by Rieger Law Group, L.L.C., with Exhibit A, Legal Description of the Property; Exhibit B, Preliminary Site Development Plan; Exhibit C, Allowable Uses; and Exhibit D, Green Space Exhibit
5. Planning Commission Staff Report dated June 10, 2021
6. Protest Map containing 1.9% Protest Within Notification Area
7. Letter of protest filed May 26, 2021, from Preston Collins to Whom It May Concern with four attached photographs of flooding
8. Pertinent excerpts from Planning Commission minutes of June 10, 2021

Participants in discussion

1. Mr. Sean Rieger, The Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
2. Mr. Chris Anderson, SMC Consulting Engineers, 815 West Main Street, Oklahoma City, engineer representing the applicant
3. Mr. Zack Roach, Vice-President of Development, Ideal Homes, builder representing applicant

Ordinance was adopted on Final Reading as a Whole.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 8 Peacock.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

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21. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A PRELIMINARY PLAT FOR PINE CREEK ADDITION, A PLANNED UNIT DEVELOPMENT CONSISTING OF 79.43 ACRES, LOCATED ONE QUARTER MILE EAST OF PORTER AVENUE ON THE NORTH SIDE OF EAST TECUMSEH ROAD.

Preliminary Plat was approved.

Motion made by Councilmember Ward 6 Foreman, Seconded by Councilmember Ward 4 Hall.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, requested by Ken Danner, Subdivision Development Manager
2. Location map

Item 21, continued:

Items Submitted for the Record, continued

3. Preliminary Plat
4. Planning Commission Staff Report dated June 10, 2021
5. City of Norman Predevelopment Summary PD21-10 dated March 25, 2021 from Ideal Homes for property located north of Tecumseh Road approximately 1/4 mile east of North Porter Avenue
6. City of Norman Development Review Form, Transportation Impacts, dated May 17, 2021, reviewed by David R. Riesland, P.E., City Transportation Engineer
7. Preliminary Parkland Exhibit
8. Greenbelt Comments
9. Pertinent excerpts from Planning Commission minutes of June 10, 2021
10. Protest map containing 1.9% protest within notification area
11. Letter of protest filed May 26, 2021, from Preston Collins to Whom It May Concern with four (4) photographs

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22. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2021-47 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REMOVE PART OF THE NORTHEAST QUARTER OF SECTION NINE (9), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE A-2, RURAL AGRICULTURAL DISTRICT, AND PLACE SAME IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (WEST SIDE OF 48TH AVENUE N.W. APPROXIMATELY 1,600 FEET SOUTH OF FRANKLIN ROAD)

Ordinance was Adopted upon Second Reading Section by Section.

Motion made by Councilmember Ward 8 Peacock, Seconded by Councilmember Ward 6 Foreman.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 13, 2021, requested by Jane Hudson, Director of Planning and Community Development
2. Ordinance O-2021-47
3. Application for Planned Unit Development Preliminary Plat for Red Sky Ranch, a Planned Unit Development, submitted May 3, 2021, and revised June 3, 2021, prepared by Rieger Law Group, L.L.C., with Exhibit A, Legal Description of the Property; Exhibit B, Preliminary Site Development Plan, and Exhibit C, Allowable Uses

Item 22, continued:

Items Submitted for the Record, continued

4. Location map
5. Planning Commission Staff Report dated June 10, 2021
6. Pertinent excerpts from Planning Commission minutes of June 10, 2021

Participants in discussion

1. Mr. Sean Rieger, The Rieger Law Group, 136 Thompson Drive, attorney representing the applicant
2. Mr. Chris Anderson, SMC Consulting Engineers, 815 West Main Street, Oklahoma City, engineer representing the applicant

Ordinance was Adopted upon Final Reading as a Whole.

Motion made by Councilmember Ward 8 Peacock, Seconded by Councilmember Ward 6 Schueler.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

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23. CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF A PRELIMINARY PLAT FOR RED SKY RANCH ADDITION, A PLANNED UNIT DEVELOPMENT CONSISTING OF 6.92 ACRES, 1,600 FEET SOUTH OF EAST FRANKLIN ROAD ON THE WEST SIDE OF 48<sup>TH</sup> AVENUE N.W.

The Preliminary Plat was approved

Motion made by Councilmember Ward 8 Peacock, Seconded by Councilmember Ward 4 Hall.

Voting Yea: Mayor Clark, Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 3 Lynn, Councilmember Ward 4 Hall, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Items Submitted for the Record

1. Staff Report dated July 27, 2021, requested by Ken Danner, Subdivision Development Manager
2. Location map
3. Preliminary Site Plan
4. Preliminary Plat
5. Planning Commission Staff Report dated June 10, 2021
6. City of Norman Predevelopment Summary PD21-16 dated May 27, 2021 from McKown Family, L.L.C., for property located on the west side of 48th Avenue N.W. between Franklin Road and Tecumseh Road



Item 23, continued:

Items Submitted for the Record, continued

7. City of Norman Development Review Form, Transportation Impacts, dated May 10, 2021, reviewed by David R. Riesland, P.E., City Transportation Engineer
8. Greenbelt Comments
9. Pertinent excerpts from Planning Commission minutes of June 10, 2021

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24. CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF RESOLUTION R-2021-128: OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$9,500,000 OF AMERICAN RESCUE PLAN ACT OF 2021 (ARPA) FUNDING FROM THE SPECIAL GRANTS FUND BALANCE TO SUPPLEMENT AVAILABLE PUBLIC SAFETY SALES TAX FUNDS FOR THE CONSTRUCTION OF THE EMERGENCY OPERATIONS AND COMMUNICATIONS CENTER (EOCC)

The Resolution was Adopted.

Motion on the floor (from May 25, 2021) Motion made by Councilmember Ward 7 Holman, Seconded by Councilmember Ward 4 Hall.

Voting Yea: Mayor Clark, Councilmember Ward 3 Lynn, Councilmember Ward 5 Tortorello, Councilmember Ward 6 Foreman, Councilmember Ward 8 Peacock

Voting Nay: Councilmember Ward 1 Studley, Councilmember Ward 2 Schueler, Councilmember Ward 4 Hall

Items Submitted for the Record

1. Staff Report dated July 27, 2021, from Anthony Francisco, Finance Director
2. R-2021-128

Participants in discussion

1. Mr. Darrel Pyle, City Manager
2. Mr. Anthony Francisco, Director of Finance
3. Ms. Kathryn Walker, City Attorney
4. Mr. Tim Powers, Director of Information Technology
5. Captain Brent Barbour, Norman Police Department
6. Mr. Jorian Jewell, Communication Officer, Norman Police Department
7. Mr. Dan Munson, Ward 6, proponent
8. Mr. Alex Torvi, Ward 6, proponent
9. Mr. Robert Castleberry, Ward 3, proponent

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## MISCELLANEOUS COMMENTS

*This is an opportunity for citizens to address City Council. Due to Open Meeting Act regulations, Council is not able to participate in discussion during miscellaneous comments. Remarks should be directed to the Council as a whole and limited to three minutes or less.*

Best Practice Handbook for Oklahoma Municipalities. Mr. Dan Munson, Ward 6 said he had been reading a handbook called "Best Practice Handbook for Oklahoma Municipalities" created by Oklahoma Municipal Assurance Group (OMAG) which references elected official accountability. He says the handbook recommends Ethics Training should be done every year for Councilmembers and it was his understanding that Norman City Council only received the training once. He asked the City to consider training every year. He said the handbook has a section on Code of Conduct which is reviewed annually by Council and readily available for reference. He said there is a section about Council contact with the media and it says the best advice for dealing with the media is to never go "off the record." He said the City spokesperson is the one who should be giving comments for the City. He said opinions about active lawsuits are sometimes discussed at the dais which is a really bad practice.

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## ADJOURNMENT

The meeting adjourned at 8:07 p.m.

Attest:

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Mayor

\_\_\_\_\_  
City Clerk