CITY COUNCIL SPECIAL SESSION MINUTES

December 23, 2014

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Special Session at 5:30 p.m. in the Municipal Building Conference Room on the 23rd day of December, 2014, and notice and agenda of the meeting were posted in the Municipal Building at 201 West Gray and the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:	Councilmembers Heiple, Holman, Lang, Quinn, Williams, and Mayor Rosenthal
ABSENT:	Councilmembers Castleberry, Jungman, and Miller

Item 1, being:

DISCUSSION REGARDING CHANGE ORDER NO. ONE TO CONTRACT K-1314-119 BETWEEN THE NORMAN UTILITIES AUTHORITY AND MATTHEWS TRENCHING, INC., INCREASING THE CONTRACT AMOUNT BY $58,225 FOR A REVISED CONTRACT AMOUNT OF $1,506,100 FOR THE INTERSTATE 35 WATERLINE RELOCATION PROJECT.

Mr. Mark Daniels, Utilities Engineer, said as part of the widening of Interstate 35 (I-35), three waterline crossings owned by the City of Norman/Norman Utilities Authority (NUA) were required to be lowered as directed by the Oklahoma Department of Transportation (ODOT) because they are within four (4) vertical feet of a proposed roadway improvement. Generally this clearance is required to ensure that existing utilities do not impact the roadway construction. Any utility, such as telephone, electric, gas, cable, as well as water and sewer utilities, must be relocated to provide the required clearance. He said City Council/NUA approved the I-35 Waterline Relocations Project on June 10, 2014.

Mr. Daniels said two (2) utility relocation agreements with ODOT to relocate utilities and obtain reimbursement were approved by Council/NUA on March 25, 2014. He said the NUA will design, bid, and construct the work and be reimbursed by ODOT upon completion of their final audit. He said to date, ODOT has reimbursed the City/NUA $840,780.

Mr. Daniels said during the project construction, several changes were required or implemented to provide a better operating system. Additionally, the final reconciliation of "as-bid" to "as-built" quantities were quantified at project completion resulting in a net cost increase of $58,225 or about 5.8% of the original contract amount. He provided a brief description of each change as follows:

Waterline A, ODOT Relocation Agreement 3, 24th Avenue SW Waterline Crossing, net increase of $1,310:

- Extended 24-inch steel casing by 20-feet resulting in a decrease of 20-feet of 12-inch open trench piping for a cost increase of $5,300;
- Added one 12-inch gate valve required on south side of 24th Avenue S.W. crossing for a cost increase of $4,500;
- Deleted 57 square yards of concrete street replacement and 21 feet of concrete curb and gutter replacement at the NW corner of 24th Avenue S.W. for a cost decrease of $8,490.

Waterline B, ODOT Relocation Agreement 2, Briggs Waterline Crossing, net increase of $45,415:

- Minor adjustments to 24-inch and 30-inch piping for a cost decrease of $4,700;
- Added one 12-inch 90-degree bend on flushing hydrant for a cost increase of $1,600;
- Deleted two unnecessary service reconnections for a cost decrease of $3,500;
- Added 495 square yards of asphalt pavement repair in the alley at Sooner Legends Hotel and in the parking lot of David Stanley Chevrolet for a cost increase of $37,125;
- Added 5,978 square yards of Bermuda sodding to re-establish vegetation in soil stockpile areas and erosion control for a cost increase of $14,890.

Item 1, continued:

Waterline C, ODOT Relocation Agreement 2, Brooks Waterline Crossing, net increase of $11,500:

- Added one fire hydrant, one 12-inch gate valve and one 12-inch x 6-inch tee for flushing purposes at Station 9+30 (approximate) for a cost increase of $11,500;
- Minor adjustments to 12-inch fittings with no cost change;

Mr. Daniels said sodding and other clean-up work continued until all waterlines were substantially complete and were placed into service. He said final clean-up is complete and the I-35 Waterline Relocations Project is acceptable to the Department of Utilities. He commended the contractor, Matthews Trenching, Inc., for ensuring the work met pressure and bacteriological testing requirements initially without the need to perform additional testing and completed the project within the very tight schedule imposed by ODOT.

He said this final change order increased the contract amount by $58,225 for a total contract amount of $1,056,100. He said the change order and final acceptance of the project would be considered by Council on this evening's regular City Council Agenda.

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Item 2, being:

CONSIDERATION OF ADJOURNING INTO AN EXECUTIVE SESSION AS AUTHORIZED BY OKLAHOMA STATUTES, TITLE 25 § 307(B)(4), IN ORDER TO DISCUSS SETTLEMENT OF A TORT CLAIM SUBMITTED BY SHERRI AND LEOTIS YOUNG REGARDING AN ACCIDENT WITH A SANITATION VEHICLE.

Councilmember Quinn moved that the Special Session be adjourned out of and an Executive Session be convened into in order to discuss possible settlement of a tort claim submitted by Sherri and Leotis Young regarding an accident with a Sanitation vehicle, which motion was duly seconded by Councilmember Williams; and the question being upon adjourning out of the Special Session and convening into an Executive Session in order to discuss possible settlement of a tort claim submitted by Sherri and Leotis Young regarding an accident with a Sanitation vehicle, a vote was taken with the following result:

YEAS:	Councilmembers Heiple, Holman, Lang, Quinn, Williams, and Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the Special Session adjourned out of; and an Executive Session was convened into in order to discuss possible settlement of a tort claim submitted by Sherri and Leotis Young regarding an accident with a Sanitation vehicle.

The City Council adjourned into Executive Session at 5:34 p.m. Mr. Steve Lewis, City Manager; Mr. Rick Knighton, Assistant City Attorney; and Ms. Jeanne Snider, Assistant City Attorney, were in attendance at the Executive Session.

Mayor Rosenthal acknowledged return to Open Session.

Thereupon, Councilmember Quinn moved that the Special Session be reconvened, which motion was duly seconded by Councilmember Williams; and the question being upon reconvening the Special Session, a vote was taken with the following result:

YEAS:	Councilmembers Heiple, Holman, Lang, Quinn, Williams, and Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the Special Session was reconvened at 5:45 p.m.

Item 2, continued:

The Mayor said a possible settlement of a tort claim submitted by Sherri and Leotis Young regarding an accident with a Sanitation vehicle was discussed in Executive Session. No action was taken and no votes were cast.

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ADJOURNMENT

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

YEAS:	Councilmembers Heiple, Holman, Lang, Quinn, Williams, and Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 5:46 p.m.

ATTEST:

Brenda Hall
City Clerk

Cindy Rosenthal
Mayor

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