

NOTICE: On Thursday, June 29, 2023, at or before 4:59 p.m., agenda was posted at the front doors of City Hall, on the bulletin board in the lobby of City Hall, and on the City of Bethany website: cityofbethany.org. The City of Bethany encourages participation from all its citizens. If participation at any public meeting is not possible due to a disability, notification to the City Clerk at least 48 hours prior to the scheduled meeting is encouraged to make the necessary accommodations. The City may waive the 48-hour rule if signing is not the necessary accommodation.

## BETHANY CITY COUNCIL MEETING

### BETHANY CITY HALL

WEDNESDAY, JULY 5, 2023

6:30 P.M.

MEMBERS PRESENT:	Nikki Lloyd	Mayor
	Jeff Knapp	Vice-Mayor
	Chris Powell	Council Member
	Marilyn McPhail	Council Member
	Kathy Larsen	Council Member
	Ken Smart	Council Member
	Peter Plank	Council Member
	Steve Palmer	Council Member
MEMBERS ABSENT:	Brian Magirowsky	Council Member
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	J. D. Reid	Police Chief
	Phil Stowell	Public Works Director
	Amanda McCellon	Community Development Director
	Leasa Furr	Human Resources Director
	Joe Davis	TEIM Design
	Reese Tipton	ImageNet Consulting
	(See Roster)	

**ITEM NO. 1** on the agenda Mayor **CALL TO ORDER.**

Mayor Lloyd called the Bethany City Council meeting to order at 6:30 P.M.

**ITEM NO. 2** on the agenda was **INVOCATION AND FLAG SALUTE.**

The Invocation was given by Council Member Plank.

The Flag Salute was conducted by Council Member Powell.

**ITEM NO. 3** on the agenda was **CONSENT DOCKET:**

- A. **APPROVAL OF MINUTES FROM JUNE 20, 2023, REGULAR MEETING.**
- B. **APPROVAL OF CLAIMS: THESE CLAIMS HAVE BEEN FOUND TO BE IN ORDER BY STAFF AND PROPER AS TO FORM AND PROCEDURE AND ARE RECOMMENDED FOR PAYMENT. A COPY OF THE CLAIMS.**
- C. **APPROVAL OF FY 2024 GENERAL MUTUAL COOPERATION AGREEMENT BETWEEN THE CITY OF BETHANY AND THE BOARD OF OKLAHOMA COUNTY EFFECTIVE JULY 1, 2023 AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT.**

Motion was made and amended by Council Member Larsen, seconded by Vice-Mayor Knapp to approve the consent docket as presented. Yes votes: Palmer, Larsen, Powell, Smart, McPhail, Knapp, Plank, and Lloyd. No votes: None. Motion approved.

**ITEM NO. 4** on the agenda was **PUBLIC COMMENT - ANY PERSON WISHING TO ADDRESS THE COUNCIL DURING PUBLIC COMMENT SHALL GIVE THEIR NAME, ADDRESS, AND CITY OF RESIDENCE TO THE CITY CLERK FOR THE RECORDS PRIOR TO THE START OF THE MEETING. (PER CHAPTER 30 OF THE BETHANY CODE OF ORDINANCES, THERE IS A FIVE-MINUTE LIMIT, AND NO ACTION OR DISCUSSION SHALL TAKE PLACE. ALL REMARKS SHALL BE ADDRESSED TO THE COUNCIL AS A BODY, AND NOT TO ANY MEMBER THEREOF.)**

None

**ITEM NO. 5** on the agenda was **PUBLIC HEARING ITEM: CONSIDERATION AND POSSIBLE ACTION REGARDING A SPECIAL PERMISSION REQUEST BY ROBERT FREEMAN, APPLICANT, AND PROPERTY OWNER, THAT WILL ALLOW FOR THE CONSTRUCTION OF A 500 FT<sup>2</sup> ACCESSORY STRUCTURE AT 4708 N. DONALD AVE.**

- A. **PRESENTATION BY STAFF AND/OR INTERESTED PARTIES.**

Applicant Robert Freeman was present.

City Manager Elizabeth Gray reported that Planning and Zoning had a unanimous vote in favor and recommends approval of the special request.

- B. **PUBLIC COMMENT.**

None

- C. **POSSIBLE ACTION.**

A motion was made by Council Member Plank, seconded by Council Member Larsen to approve the special permission request by Robert Freeman, applicant, and property owner, that will allow for the construction of a 500 ft<sup>2</sup> accessory structure at 4708 N. Donald Ave. Yes votes: Palmer, Larsen, Powell, Smart, McPhail, Knapp, Plank, and Lloyd. No votes: None. Motion approved.

**ITEM NO. 6** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF AGREEMENT WITH IMAGENET SOLUTIONS FOR INFORMATION TECHNOLOGY SUPPORT.** *(ELIZABETH GRAY, CITY MANAGER)*

City Attorney Jones stated that the indemnity clause was removed from the agreement.

A motion was made by Council Member Larsen, seconded by Council Member Smart to approve the Agreement with ImageNet Solutions for Information Technology Support. Yes votes: Palmer, Larsen, Powell, Smart, McPhail, Knapp, Plank, and Lloyd. No votes: None. Motion approved.

**ITEM NO. 7** on the agenda was **CITY-WIDE PUBLIC WORKS PROJECT UPDATES BY TEIM DESIGN INCLUDING GO BOND, ARPA, AND SH 66 WITH POSSIBLE DISCUSSION.** *(ELIZABETH GRAY, CITY MANAGER)*

Joe Davis with TEIM Design presented the report on all these projects. This presentation will be added to the minutes as Exhibit A.

Council Member Palmer requested documents be available for review by the public and council.

**ITEM NO. 8** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO RATIFY EXPENSES FOR EMERGENCY REPAIRS DUE TO WATER LINE BREAK ON N MUELLER BETWEEN NW 52<sup>ND</sup> AND NW 58<sup>TH</sup> STREETS FOR AN AMOUNT OF \$53,592.21.** *(ELIZABETH GRAY, CITY MANAGER)*

A motion was made by Council Member Palmer, seconded by Council Member Larsen to approve to ratify expenses for emergency repairs due to water line break on N Mueller between NW 52<sup>nd</sup> and NW 58<sup>th</sup> Streets for an amount of \$53,592.21. Yes votes: Palmer, Larsen, Powell, Smart, McPhail, Knapp, Plank, and Lloyd. No votes: None. Motion approved.

**ITEM NO. 9** on the agenda was **NEW BUSINESS (AS DEFINED BY THE OKLAHOMA OPEN MEETING ACT § 311 (A) (9) AS “MATTERS NOT KNOWN ABOUT OR WHICH COULD NOT HAVE REASONABLY BEEN FORESEEN PRIOR TO THE TIME OF POSTING THE AGENDA”).**

None

**ITEM NO. 10** on the agenda was the **CITY ATTORNEY'S REPORT.**

City Attorney Jones reported the following:

Inquiry received about marijuana parties being conducted at various places in the city limits in the past month; coordinating with the Chief of Police as to the methods and tools available to legally investigate in light of the Oklahoma Medical Marijuana Law.

Working with Human Resources on some suggested changes to the Employee Handbook. One of the changes may potentially involve a budgetary matter as far as compensation for employees which may be coming to council for resolution review.

Working with engineering staff on water leases for Wells 26, 27, and 215 on the Stinchcomb Family's property.

An anti-energy policy and affidavit has been circulated to staff.

Proposed Airbnb ordinance going to Planning and Zoning.

The case of Frogge vs. City of Bethany was dismissed with prejudice and settled by OMAG.

Matters involving Coast to Coast Motors vs, the City of Bethany is set for hearing on September 21<sup>st</sup>, 2023. The correlating case is set for October 5, 2023.

**ITEM NO. 11** on the agenda was the **CITY MANAGER'S REPORT.**

City Manager Gray reported the following:

Thank you to the volunteer committee and city staff for putting on the Freedom Fest Parade and Fireworks show.

Recognition of Court Administrator Staci Peck for achieving her mastery in Court Clerk Certification from the Oklahoma Court Clerk Association.

Pool update: pool was opened on June 21; thanks to YMCA partners; and reminder that pool passes get you into any YMCA pool in the metro area.

Sewer line break occurred at 55<sup>th</sup> and Mueller.

City offices will be closed Monday, Labor Day, September 4, 2023. Trash makeup day will be Wednesday, September 6<sup>th</sup>.

October 2nd is the next Bulk Trash pickup. Pick up will begin on the south side of town.

November 11th is free landfill day from 7:00 a.m. until noon at 7600 SW 15th Street, OKC.

There will be a groundbreaking Friday, July 7, 2023, for the CDBG funded waterline project on Holloway Avenue.

**ITEM NO. 12** on the agenda was **COUNCIL MEMBERS' ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

Each Council Member was given the opportunity to comment.

**ITEM NO. 13** on the agenda was **ADJOURN UNTIL JULY 18, 2023.**

Mayor Lloyd adjourned the Bethany City Council meeting at 7:45 P.M.

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MAYOR

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CITY CLERK

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**BETHANY PUBLIC WORKS AUTHORITY MEETING**

**BETHANY CITY HALL**

**WEDNESDAY, JULY 5, 2023**

**6:30 P.M.**

- |                  |                  |                                |
|------------------|------------------|--------------------------------|
| MEMBERS PRESENT: | Nikki Lloyd      | Chairman                       |
|                  | Jeff Knapp       | Vice-Chairman                  |
|                  | Steve Palmer     | Trustee                        |
|                  | Chris Powell     | Trustee                        |
|                  | Marilyn McPhail  | Trustee                        |
|                  | Kathy Larsen     | Trustee                        |
|                  | Ken Smart        | Trustee                        |
|                  | Peter Plank      | Trustee                        |
| MEMBERS ABSENT:  | Brian Magirowsky | Trustee                        |
| OTHERS PRESENT:  | Elizabeth Gray   | City Manager                   |
|                  | Ray Jones        | City Attorney                  |
|                  | Michael Vaughn   | City Clerk/Treasurer           |
|                  | J. D. Reid       | Police Chief                   |
|                  | Phil Stowell     | Public Works Director          |
|                  | Amanda McCellon  | Community Development Director |
|                  | Leasa Furr       | Human Resources Director       |
|                  | Joe Davis        | TEIM Design                    |
|                  | Reese Tipton     | ImageNet Consulting            |
|                  | (See Roster)     |                                |

Chairman Lloyd called the Bethany Public Works Authority meeting to order at 7:46 P.M.

**ITEM NO. 1** on the agenda was **CONSENT DOCKET:**

- A. APPROVAL OF MINUTES FROM JUNE 20, 2023, REGULAR MEETING.**

**B. APPROVAL OF CLAIMS: THESE CLAIMS HAVE BEEN FOUND TO BE IN ORDER BY STAFF AND PROPER AS TO FORM AND PROCEDURE AND ARE RECOMMENDED FOR PAYMENT. A COPY OF THE CLAIMS.**

Motion was made by Trustee Larsen, seconded by Trustee Palmer to approve the Consent Docket. Yes votes: Palmer, Larsen, Powell, Smart, McPhail, Knapp, Plank, and Lloyd. No votes: None. Motion approved.

**ITEM NO. 2** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO RATIFY EXPENSES FOR EMERGENCY REPAIRS DUE TO WATER LINE BREAK ON N MUELLER BETWEEN NW 52<sup>ND</sup> AND NW 58<sup>TH</sup> STREETS FOR AN AMOUNT OF \$53,592.21. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Trustee Larsen, seconded by Trustee Palmer to approve to ratify expenses for emergency repairs due to water line break on N Mueller between NW 52<sup>nd</sup> and NW 58<sup>th</sup> Streets for an amount of \$53,592.21. Yes votes: Palmer, Larsen, Powell, Smart, McPhail, Knapp, Plank, and Lloyd. No votes: None. Motion approved.

**ITEM NO. 3** on the agenda was **NEW BUSINESS (AS DEFINED BY THE OKLAHOMA OPEN MEETING ACT § 311 (A) (9) AS “MATTERS NOT KNOWN ABOUT OR WHICH COULD NOT HAVE REASONABLY BEEN FORESEEN PRIOR TO THE TIME OF POSTING THE AGENDA”)**.

None

**ITEM NO. 4** on the agenda was **ADJOURN UNTIL JULY 18, 2023.**

Chairman Lloyd adjourned the Bethany Public Works meeting at 7:46 P.M. until July 5, 2023.

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CHAIRMAN

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SECRETARY

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## **BETHANY HOSPITAL TRUST MEETING**

### **BETHANY CITY HALL**

**WEDNESDAY, JULY 5, 2023**

**6:30 P.M.**

<b>MEMBERS PRESENT:</b>	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Steve Palmer	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Kathy Larsen	Trustee
	Ken Smart	Trustee
	Peter Plank	Trustee
<b>MEMBERS ABSENT:</b>	Brian Magirowsky	Trustee
<b>OTHERS PRESENT:</b>	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	J. D. Reid	Police Chief
	Phil Stowell	Public Works Director
	Amanda McCellon	Community Development Director
	Leasa Furr	Human Resources Director
	Joe Davis	TEIM Design
	Reese Tipton	ImageNet Consulting
	(See Roster)	

Chairman Lloyd called the Bethany Hospital Trust meeting to order at 7:46 P.M.

**ITEM NO. 1** on the agenda was **CONSENT DOCKET:**

**A. APPROVAL OF MINUTES FROM JUNE 20, 2023, REGULAR MEETING.**

**B. APPROVAL OF CLAIMS: THESE CLAIMS HAVE BEEN FOUND TO BE IN ORDER BY STAFF AND PROPER AS TO FORM AND PROCEDURE AND ARE RECOMMENDED FOR PAYMENT. A COPY OF THE CLAIMS.**

Motion was made by Trustee Palmer, seconded by Trustee Larsen to approve the Consent Docket. Yes Votes: Larsen, Magirowsky, Powell, Smart, Plank, Lloyd, McPhail, Knapp. No Votes: None. Motion passed.

**ITEM NO. 2** on the agenda was **NEW BUSINESS (AS DEFINED BY THE OKLAHOMA OPEN MEETING ACT § 311 (A) (9) AS "MATTERS NOT KNOWN ABOUT OR WHICH COULD NOT HAVE REASONABLY BEEN FORESEEN PRIOR TO THE TIME OF POSTING THE AGENDA")**.

None

**ITEM NO. 3** on the agenda was **ADJOURN UNTIL JULY 18, 2023.**

Chairman Lloyd adjourned the Bethany Hospital Trust meeting at 7:46 P.M. until July 18, 2023.

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CHAIRMAN

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SECRETARY

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**BETHANY DEVELOPMENT AUTHORITY**

**BETHANY CITY HALL**

**TUESDAY, JUNE 20, 2023**

**7:30 P.M.**

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Steve Palmer	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Kathy Larsen	Trustee
	Ken Smart	Trustee
	Peter Plank	Trustee
MEMBERS ABSENT:	Brian Magirowsky	Trustee
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	J. D. Reid	Police Chief
	Phil Stowell	Public Works Director
	Amanda McCellon	Community Development Director
	Leasa Furr	Human Resources Director
	Joe Davis	TEIM Design
	Reese Tipton	ImageNet Consulting
	(See Roster)	

Chairman Lloyd called the Bethany Development Authority meeting to order at 7:46 P.M.

**ITEM NO. 1** on the agenda was **CONSENT DOCKET:**

**A. APPROVAL OF MINUTES FROM THE JUNE 20, 2023, REGULAR MEETING.**

**B. APPROVAL OF CLAIMS: THESE CLAIMS HAVE BEEN FOUND TO BE IN ORDER BY STAFF AND PROPER AS TO FORM AND PROCEDURE AND ARE RECOMMENDED FOR PAYMENT. A COPY OF THE CLAIMS.**

Motion was made by Trustee Palmer, seconded by Trustee Larsen to approve the Consent Docket. Yes Votes: Larsen, Magirowsky, Powell, Smart, Plank, Lloyd, McPhail, Knapp. No Votes: None. Motion passed.

**ITEM NO. 2** on the agenda was **NEW BUSINESS (AS DEFINED BY THE OKLAHOMA OPEN MEETING ACT § 311 (A) (9) AS "MATTERS NOT KNOWN ABOUT OR WHICH COULD NOT HAVE REASONABLY BEEN FORESEEN PRIOR TO THE TIME OF POSTING THE AGENDA")**.

None

**ITEM NO. 3** on the agenda was **ADJOURN UNTIL JULY 18, 2023.**

Chairman Lloyd adjourned the Bethany Development Authority meeting at 7:47 P.M. until July 18, 2023.

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CHAIRMAN

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SECRETARY