

NOTICE: On Thursday, October 12, 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

TUESDAY, OCTOBER 17, 2023

6:30 P.M.

MEMBERS PRESENT:	Nikki Lloyd	Mayor
	Jeff Knapp	Vice- Mayor
	Brian Magirowsky	Council Member
	Chris Powell	Council Member
	Jeff Knapp	Council Member
	Marilyn McPhail	Council Member
	Kathy Larsen	Council Member
	Ken Smart	Council Member
	Peter Plank	Council Member
	Steve Palmer	Council Member
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Dave Slezickey	ICMA Executive Board Member
	(See Roster)	

ITEM NO. 1 on the agenda Vice-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 Magirowsky.

The Flag Salute was conducted by Vice-Mayor Knapp.

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

- A. **APPROVAL OF MINUTES FROM OCTOBER 3, 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 Council Member Magirowsky, seconded by Council Member Larsen to approve the consent docket. Yes votes: Plank, Lloyd, Palmer, Larsen, McPhail, Magirowsky, Smart, Powell, Knapp. No votes: None. Motion approved.

ITEM NO. 4 on the agenda was **INTERNATIONAL CITY MANAGERS ASSOCIATION (ICMA) 30-YEAR SERVICE AWARD PRESENTATION TO ELIZABETH GRAY BY DAVE SLEZICKEY, CITY MANAGER OF THE CITY OF THE VILLAGE AND 2023 ICMA EXECUTIVE BOARD MEMBER.**

Mr. Dave Slezcicky presented the ICMA 30- year service award to Elizabeth Gray.

ITEM NO. 5 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.)**

Stacy Gholson 3810 N. Remond Ave., Bethany- Redmond rezoning & P&Z becoming elected officials.

ITEM NO. 6 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR THE ARPA WELL AND WELLFIELD IMPROVEMENT PROJECT. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve permission for Teim Design to advertise for bids for the ARPA Well and Wellfield Improvement Project. Yes votes: Palmer, Lloyd, Knapp, Powell, Larsen, Plank, McPhail, Smart, Magirowsky. No votes: None. Motion approved.

ITEM NO. 7 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR THE BETHANY ANIMAL WELFARE SANITARY SEWER RELOCATION PROJECT FOR G.O. BOND PROPOSITION 3-C. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Larsen, seconded by Council Member Magirowsky to approve permission for Teim Design to advertise for bids for the Bethany Animal Welfare Sanitary Sewer Relocation Project for G.O. Bond Proposition 3-C. Yes votes: Palmer, Magirowsky, Lloyd, Knapp, Larsen, Smart, Plank, McPhail, Powell. No votes: None. Motion approved.

ITEM NO. 8 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR PAVEMENT IMPROVEMENT PROJECT G.O. BOND PROPOSITION 1-E (NW 30TH FROM ROCKWELL TO PENIEL), PROPOSITION 1-F (MUELLER FROM NW 44TH TO NW 50TH), AND PROPOSITION 1-G (DIVIS FROM NW 36TH TO NW 39TH). (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve permission for Teim Design to advertise for bids for the Pavement Improvement Project G.O. Bond Proposition 1-E. Yes votes: Magirowsky, Knapp, Palmer, McPhail, Smart, Larsen, Lloyd, Powell, Plank. No votes: None. Motion approved.

ITEM NO. 9 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR N.W. 23RD AND N. ROCKWELL AVENUE TRAFFIC SIGNALIZATION AND PEDESTRIAN IMPROVEMENT PROJECT, G.O. BOND PROPOSITION 1-A. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve permission for Teim Design to advertise for bids for the N.W. 23rd and N. Rockwell Ave. Traffic Signalization and Pedestrian Improvement Project, G.O. Bond Proposition 1-A. Yes votes: Knapp, Larsen, McPhail, Lloyd, Magirowsky, Plank, Powell, Smart, Palmer. No votes: None. Motion approved.

ITEM NO. 10 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR N.W. 36TH AND N. ROCKWELL AVENUE TRAFFIC SIGNALIZATION AND PEDESTRIAN IMPROVEMENT PROJECT, G.O. BOND PROPOSITION 1-B. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve permission for Teim Design to advertise for bids for N.W. 36th and N. Rockwell Ave. Traffic Signalization and Pedestrian Improvement Project, G.O. Bond Proposition 1-B. Yes votes: Smart, Larsen, McPhail, Lloyd, Palmer, Plank, Powell, Knapp, Magirowsky. No votes: None. Motion approved.

ITEM NO. 11 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO ACCEPT BID PACKET 1 FOR \$97,7061.66 AND BID PACKAGE 1A FOR \$42,442.52 FROM LIPPERT BROTHERS CONSTRUCTION FOR A TOTAL OF \$1,019,504.18 FOR THE GENERAL OBLIGATION BOND PROPOSITION 3-A BETHANY FIRE STATION ADDITION PROJECT. (ELIZABETH GRAY, CITY MANAGER)**

City Manager Gray reported the bids received were higher than anticipated and the architect recommends proceeding with bid packages 1 and 1A. Bids include HVAC, electrical, insulation, sheetrock and plumbing. She added that Bid packages 1B, 1C and 1D will be completed when funds become available. These packages include millwork, flooring, appliances, and sod.

Attorney Ray Jones added that City of Bethany needs to be the obligee on the bonds for this job.

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve to accept bid packet 1 and 1A from Lippert Brothers Construction for a total of o\$1,019,504.18 for the G.O. Bond Proposition 3-A Bethany Fire Station Addition Project. Yes votes: Powell, Larsen, McPhail, Lloyd, Palmer, Plank, Smart, Knapp, Magirowsky. No votes: None. Motion approved.

ITEM NO. 12 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF THE PURCHASE OF A USED 2021 DODGE DURANGO PATROL VEHICLE FROM THE KANSAS HIGHWAY PATROL FOR \$32,025.00. (ELIZABETH GRAY, CITY MANAGER)**

The vehicle will replace a Ford Crown Victoria. The vehicle will be purchased using the vehicle impound funds.

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve the purchase of a used 2021 Dodge Durango Patrol vehicle from the Kansas Highway Patrol for \$32,025.00. Yes votes: Magirowsky, Knapp, Palmer, Lloyd, Larsen, Smart, Plank, McPhail, Powell. No votes: None. Motion approved.

ITEM NO. 13 on the agenda was **CONSIDERATION AND POSSIBLE ACTION TO DECLARE 7211 NW 16TH STREET A DILAPIDATED BUILDING AND ORDER ITS DEMOLITION AND REMOVAL. (ELIZABETH GRAY, CITY MANAGER)**

This property had a house fire in November of 2022. The property is owed by Bill Webster and there have been no utilities since 2020. Between 2002 and 2018 the Bethany Police Department made 39 calls for service to this property.

A motion was made by Council Member Magirowsky, seconded by Council Member Palmer to declare 7211 N.W. 16th Street a dilapidated building and order its demolition and removal. Yes votes: Larsen, Smart, Palmer, Knapp, Lloyd, Magirowsky, Plank, Powell, McPhail. No votes: None. Motion approved.

ITEM NO. 14 on the agenda was **EXECUTIVE SESSION: CONFIDENTIAL COMMUNICATIONS BETWEEN CITY COUNCIL AND CITY ATTORNEY PURSUANT TO 25 O.S. § 307 (B) (4) CONCERNING OKLAHOMA COUNTY CASES CJ-2023-2817 AND CJ-2023-2816 UNDER ADVICE OF CITY ATTORNEY THAT DISCLOSURE WILL SERIOUSLY IMPAIR THE ABILITY OF THE CITY COUNCIL TO CONDUCT LITIGATION IN THE PUBLIC INTEREST.**

A motion was made by Council Member Magirowsky, seconded by Council Member Smart to enter executive session at 6:50 p.m. Yes votes: Plank, Lloyd, Powell, McPhail, Magirowsky, Palmer, Smart, Knapp, Larsen. No votes: None. Motion approved.

Council Member McPhail left the meeting at 6:50 p.m.

No action was taken in the Executive Session.

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to exit executive session at 7:16 p.m. Yes votes: Larsen, Plank, Palmer, Lloyd, Magirowsky, Smart, Powell, Knapp. No votes: None. Motion approved.

ITEM NO. 15 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. 16 on the agenda was the **CITY ATTORNEY’S REPORT.**

Attorney Ray Jones updated the council on his work for the last month.

ITEM NO. 17 on the agenda was the **CITY MANAGER’S REPORT.**

City Manager Gray reported the following:

City offices will be closed November 10 for Veterans Day with makeup trash day being Wednesday November 8th.

City Offices will be closed for Thanksgiving, November 23rd and 24th. Trash makeup day for November 23rd will be November 22nd and November 24th makeup day will be the following Wednesday, 29th.

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

ITEM NO. 18 on the agenda was **COUNCIL MEMBERS' ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

Each Council Member was given the opportunity to comment.

ITEM NO. 19 on the agenda was **ADJOURN UNTIL NOVEMBER 7, 2023.**

Mayor Lloyd adjourned the Bethany City Council meeting at 7:34 P.M.

MAYOR

CITY CLERK

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BETHANY PUBLIC WORKS AUTHORITY MEETING

BETHANY CITY HALL

TUESDAY, OCTOBER 17, 2023

6:30 P.M.

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Chris Powell	Trustee
	Kathy Larsen	Trustee
	Peter Plank	Trustee
	Steve Palmer	Trustee
	Brian Magirowsky	Trustee
	Ken Smart	Trustee
MEMBERS ABSENT:	Marilyn McPhail	Trustee
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	(See Roster)	

Chairman Lloyd called the Bethany Public Works Authority meeting to order at 7:34 P.M.

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

- A. APPROVAL OF MINUTES FROM OCTOBER 3, 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 Magirowsky, seconded by Trustee Larsen to approve the Consent Docket. Yes Votes: Larsen, Palmer, Magirowsky, Powell, Lloyd, Smart, Plank, Knapp. No Votes: None. Motion passed.

ITEM NO. 2 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR THE ARPA WELL AND WELLFIELD IMPROVEMENT PROJECT. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve permission for Teim Design to advertise for bids for the ARPA Well and Wellfield Improvement Project. Yes votes: Palmer, Lloyd, Knapp, Powell, Larsen, Plank, Smart, Magirowsky. No votes: None. Motion approved.

ITEM NO. 3 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF PERMISSION FOR TEIM DESIGN TO ADVERTISE FOR BIDS FOR THE BETHANY ANIMAL WELFARE SANITARY SEWER RELOCATION PROJECT FOR G. O. BOND PROPOSITION 3-C. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve permission for Teim Design to advertise for bids for the Bethany Animal Welfare Sanitary Sewer Relocation Project for G.O. Bond Proposition 3-C. Yes votes: Palmer, Magirowsky, Lloyd, Knapp, Larsen, Smart, Plank, Powell. No votes: None. Motion approved.

ITEM NO. 4 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF SPECIFICATIONS FOR WATER TREATMENT PLANT LIME SLUDGE EXTRACTION, HAULING, AND DISPOSAL AND AUTHORIZE STAFF TO SOLICIT BIDS. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve specifications for water treatment plant lime sludge extraction, hauling, and disposal and authorize staff to solicit bids. Yes votes: Palmer, Plank, Larsen, Knapp, Magirowsky, Smart, Powell, Lloyd. No votes: None. Motion approved.

ITEM NO. 5 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. 6 on the agenda was **ADJOURN UNTIL NOVEMBER 7, 2023.**

Chairman Lloyd adjourned the Bethany Public Works meeting at 7:36 P.M. until November 7, 2023.

CHAIRMAN

SECRETARY

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BETHANY HOSPITAL TRUST MEETING

BETHANY CITY HALL

TUESDAY, OCTOBER 17, 2023

6:30 P.M.

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Chris Powell	Trustee
	Kathy Larsen	Trustee
	Peter Plank	Trustee
	Steve Palmer	Trustee
	Brian Magirowsky	Trustee
	Ken Smart	Trustee
MEMBERS ABSENT:	Marilyn McPhail	Trustee
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	(See Roster)	

Chairman Lloyd called the Bethany Hospital Trust meeting to order at 7:36 P.M.

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

- A. APPROVAL OF MINUTES FROM OCTOBER 3, 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 Magirowsky, seconded by Trustee Larsen to approve the Consent Docket. Yes Votes: Larsen, Smart, Powell,

Plank, Magirowsky, Lloyd, Palmer, 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 NOVEMBER 7, 2023.**

Chairman Lloyd adjourned the Bethany Hospital Trust meeting at 7:37 P.M. until November 7, 2023.

CHAIRMAN

SECRETARY

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BETHANY DEVELOPMENT AUTHORITY

BETHANY CITY HALL

TUESDAY, OCTOBER 17, 2023

7:30 P.M.

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Chris Powell	Trustee
	Steve Palmer	Trustee
	Kathy Larsen	Trustee
	Peter Plank	Trustee
	Brian Magirowsky	Trustee
	Ken Smart	Trustee
MEMBERS ABSENT:	Marilyn McPhail	Trustee
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	(See Roster)	

Chairman Lloyd called the Bethany Development Authority meeting to order at 7:37 P.M.

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

- A. APPROVAL OF MINUTES FROM OCTOBER 3, 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 Plank to approve the Consent Docket. Yes votes: Larsen, Lloyd, Magirowsky,

Plank, Palmer, Powell, Smart, 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 NOVEMBER 7, 2023.**

Chairman Lloyd adjourned the Bethany Development Authority meeting at 7:37 P.M. until November 7, 2023.

CHAIRMAN

SECRETARY