

NOTICE: On Thursday, November 2, 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, NOVEMBER 7, 2023**

**6:30 P.M.**

<b>MEMBERS PRESENT:</b>	Nikki Lloyd	Mayor
	Jeff Knapp	Vice- Mayor
	Brian Magirowsky	Council Member
	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:** None

<b>OTHERS PRESENT:</b>	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Frank Crawford	Crawford & Associates
	Steve Manek	Teim Design, Engineer
	(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 OCTOBER 17, 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 MAYORAL PROCLAMATION: NATIONAL AMERICAN INDIAN HERITAGE MONTH.**

Mayor Lloyd declared November as National American Indian Heritage Month.

**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.)**

None.

**ITEM NO. 6 on the agenda was PRESENTATION OF PERFORMETER FOR FY 2022 BY FRANK CRAWFORD WITH CRAWFORD & ASSOCIATES. (ELIZABETH GRAY, CITY MANAGER)**

Frank Crawford presented the Performeter scores to the council. The City of Bethany received the highest score that the city has ever received with an overall high score of 8.7. The full report is included in the agenda packet.

**ITEM NO. 7 on the agenda was CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NO. 1683, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, CALLING AND AUTHORIZING THE COUNTY ELECTION BOARD OF OKLAHOMA COUNTY TO HOLD A SPECIAL ELECTION ON JANUARY 9, 2024 IN THE CITY OF BETHANY, OKLAHOMA FOR THE PURPOSE OF SUBMITTING PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF BETHANY, OKLAHOMA, AND PROVIDING FOR THE CONDUCT OF THE ELECTION BY THE OKLAHOMA COUNTY ELECTION BOARD AND PROVIDING FOR NOTICE OF ELECTION. (RAY JONES, CITY ATTORNEY)**

Council Member Steve Palmer reminded the council that Nov. 9<sup>th</sup> is the deadline for the January 2024 election. If we have it when there are other elections, then the price goes down for the election. He feels the 2 items need to go to election on the February 2024 ballot when the Bethany School Board is having election.

Motion was made by Council Member Palmer to amend Agenda Item No. 7 to hold a special election on the two items regarding the vote on the charter to the next available election ballot which would be February 2024.

Powell suggested that we table this it to November 5, 2024, agenda so that we can put it on the next municipal election ballot at the same time that the residents are voting for their city council races. That election would be in February of 2025.

Attorney Jones informed the council that this must be set for a general or special election. He doesn't know if the Board of Educations' docket would work. Attorney Jones stated the next general election is April 2<sup>nd</sup> and November 5<sup>th</sup>.

Motion was made by Council Member Palmer, seconded by Council Member McPhail to amend his motion to move the two charter items to April 2, 2024. Yes votes: Smart, McPhail, Palmer. No votes: Magirowsky, Lloyd, Plank, Larsen, Knapp, Powell. Motion failed.

A motion was made by Council Member Powell, seconded by Council Member Magirowsky to table this item to the November 5, 2024, meeting to discuss putting it on the municipal election ballot in 2025. Yes votes: Knapp, Larsen, Lloyd, Magirowsky, Plank, Smart, Powell. No votes: McPhail, Palmer. Motion approved.

**ITEM NO. 8 on the agenda was DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION TO RECONVENE THE CHARTER REVIEW COMMITTEE. (CHRIS POWELL, COUNCIL MEMBER)**

Council Member Powell said that a new committee would go back over the Charter and make suggestions on changes. The public would have an opportunity for input, and he would also like to have the recall provision considered again.

Council Member Palmer reminds the council that the recall provision was rejected by the council. The Charter was reviewed and all the suggestions for change were brought to the council for a vote with only 2 being approved to go to an election of the people. He also stated there is a provision that does not allow something that has been rejected to be voted on again for 6 months.

Attorney Jones reminded the council that the council members from each ward will select candidates to be approved by the council with there being one at large appointed by the mayor. It can also be one from the previous committee that is selected for a candidate. The committee will meet for a period of one year.

Council Member Magirowsky asked if one of the past committee members is now serving on a board for Bethany, does that disqualify them from being eligible to serve on this board?

Attorney Jones stated potentially it could; however, there are exceptions, and he did not know the answer to that question at this time.

A motion was made by Council Member Powell, seconded by Council Member Plank to reconvene the Charter Review Committee. Yes votes: Larsen, Lloyd, Magirowsky, Plank, Powell, Smart. No votes: Knapp, McPhail, Palmer. Motion approved.

**ITEM NO. 9** on the agenda as **CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT WITH LIPPERT BROS., INC. FOR THE FIRE STATION ADDITION (GENERAL OBLIGATION BOND PROPOSITION 3-A) AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member McPhail to approve the contract with Lippert Bros., Inc. for the Fire Station Addition (General Obligation Bond Proposition 3-A) and authorize the mayor to sign the document on behalf of the City of Bethany. 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 CONTRACT WITH HERITAGE COMMERCIAL SERVICES, LLC FOR THE POLICE HEADQUARTERS ROOF IMPROVEMENTS (GENERAL OBLIGATION BOND PROPOSITION 3-B) AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member Larsen to approve the contract with Heritage Commercial Services, LLC for the Police Headquarters Roof Improvements (General Obligation Bond Proposition 3-B) and authorize the mayor to sign the document on behalf of the City of Bethany. 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 THE CDBG WATERLINE REPLACEMENT PROJECT ON HOLLOWAY AVENUE FROM NW 36TH STREET TO NW 32ND STREET AS COMPLETE. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Smart to approve accepting the CDBG Waterline Replacement Project on Holloway Avenue from NW 36th Street to NW 32nd Street as complete. Yes votes: Powell, Larsen,

McPhail, Lloyd, Palmer, Plank, Smart, Knapp, Magirowsky. No votes: None. Motion approved.

**ITEM NO. 12 on the agenda was DISCUSSION AND POSSIBLE ACTION TO APPROVE SOUTHWEST WATER WORKS LLC INVOICE NO. 2 (FINAL) IN THE AMOUNT OF \$113567.24 FOR 18607 CDBG 22 WATERLINE REPLACEMENT PROJECT. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve Southwest Water Works LLC Invoice No. 2 (Final) in the amount of \$113567.24 for 18607 CDBG 22 Waterline Replacement Project. 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 APPROVAL OF AMERICAN RESCUE PLAN ACT WATER METER AUTOMATION IMPROVEMENTS AND AMENDMENT NO. 2 AND CHANGE ORDER NO. 1 TO THE CONTRACT WITH SOUTHWEST WATER WORKS, LLC. (ELIZABETH GRAY, CITY MANAGER)**

TEIM Engineer Steve Manek informed the council that this was a deduction due to some of the service lines having been recently replaced and did not need replacing. This deduction will allow for more meters to be purchased.

A motion was made by Council Member Magirowsky, seconded by Council Member Palmer approve the American Rescue Plan Act Water Meter Automation Improvements and Amendment No. 2 and Change Order No. 1 to the Contract with Southwest Water Works, LLC. Yes votes: Larsen, Smart, Palmer, Knapp, Lloyd, Magirowsky, Plank, Powell, McPhail. No votes: None. Motion approved.

**ITEM NO. 14 on the agenda was CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 OF THE ENGINEERING CONTRACT BETWEEN THE CITY OF BETHANY AND TEIM DESIGN FOR CONSTRUCTION INSPECTION SERVICES FOR THE AMERICAN RESCUE PLAN ACT GRANT FOR WATER METER AUTOMATION IMPROVEMENTS. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Smart to approve Amendment No. 1 of the Engineering Contract between the City of Bethany and TEIM Design for Construction Inspection Services for the American Rescue Plan Act Grant for Water Meter Automation Improvements. Yes votes: Plank, Lloyd, Powell, McPhail, Magirowsky, Palmer, Smart, Knapp, Larsen. No votes: None. Motion approved.

**ITEM NO. 15 on the agenda was CONSIDERATION AND POSSIBLE APPROVAL TO PURCHASE POLICE SYMPHONY RADIO CONSOLES FROM L3 HARRIS IN THE AMOUNT OF \$91,966.00. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve the purchase of Police Symphony Radio Consoles from L3 Harris in the amount of \$91,966.00. Yes votes: Magirowsky, Smart, McPhail, Lloyd, Palmer, Plank, Larsen, Knapp, Powell. No votes: None. Motion approved.

**ITEM NO. 16 on the agenda was CONSIDERATION AND POSSIBLE APPROVAL OF AN INTERLOCAL AGREEMENT WITH OKLAHOMA COUNTY CREATING A MULTI-JURISDICTIONAL TACTICAL UNIT AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)**

Motion was made by Council Member Larsen, seconded by Council Member Magirowsky to approve an Interlocal Agreement with Oklahoma County creating a multi-jurisdictional tactical unit and authorize the Mayor to sign the document on behalf of the City of Bethany. Yes votes: Knapp, Larsen, McPhail, Lloyd, Magirowsky, Plank, Smart, Powell, Palmer. No votes: None. Motion approved.

**ITEM NO. 17 on the agenda was CONSIDERATION AND POSSIBLE APPROVAL OF NOTICE TO CITY CLERK REGARDING 2024 SCHEDULE OF REGULAR MEETINGS OF THE CITY COUNCIL, BETHANY PUBLIC WORKS AUTHORITY, BETHANY HOSPITAL TRUST, BETHANY DEVELOPMENT AUTHORITY, PLANNING & ZONING COMMISSION, BOARD OF ADJUSTMENT, AND BETHANY ECONOMIC DEVELOPMENT AUTHORITY. (ELIZABETH GRAY, CITY MANAGER)**

Motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve notice to the City Clerk regarding 2024 schedule of regular meetings of the City Council, Bethany Public Works Authority, Bethany Hospital Trust, Bethany Development Authority, Planning and Zoning Commission, Board of Adjustment, and Bethany Economic Development Authority. Yes votes: McPhail, Larsen, Smart, Lloyd, Powell, Plank, Palmer, Knapp, Magirowsky. No votes: None. Motion approved.

**ITEM NO. 18 on the agenda was DISCUSSION AND POSSIBLE ACTION TO DIRECT THE CITY ATTORNEY TO AMEND THE CODE OF ORDINANCES TO REQUIRE THE ISSUANCE OF BUSINESS LICENSES FOR ALL NEW BUSINESSES IN THE CITY OF BETHANY. (RAY JONES, CITY ATTORNEY)**

Attorney Jones informed the council this would be a small adjustment with a nominal fee. This will mainly be a means to provide staff with the tools to know when businesses are changing hands.

Motion was made by Council Member Palmer, seconded by Council Member Plank to approve directing the city attorney to amend the Code of Ordinances to require the issuance of a business license for all new businesses in the City of Bethany. Yes votes:

Powell, Smart, Knapp, Plank, Larsen, Lloyd, Magirowsky, Palmer, McPhail. No votes: None. Motion approved.

**ITEM NO. 19** on the agenda was **DISCUSSION AND POSSIBLE ACTION TO DIRECT THE CITY ATTORNEY TO RESEARCH WHETHER THE ORDINANCE NO. 2046, AN ORDINANCE AMENDING THE ZONING ORDINANCES, MAP, AND COMPREHENSIVE PLAN OF THE CITY OF BETHANY, OKLAHOMA, BY INCLUDING IN R-2, TWOFAMILY RESIDENTIAL DISTRICT, THE PROPERTY LOCATED AT 3900 AND 2904 N. REDMOND AVENUE IN BETHANY, OKLAHOMA MAY BE REPEALED. (MARILYN MCPHAIL, COUNCIL MEMBER)**

Council Member McPhail placed this on the agenda due to Stacey Gholson requesting this property to be rezoned back to R1. The property was rezoned for a specific purpose and that was not carried out. The property is now up for sale.

Motion was made by Council Member Palmer, seconded by Council Member Smart to research whether Ordinance No 2046 may be repealed and report a response based upon the agenda item. Yes votes: Plank, Palmer, McPhail, Lloyd, Magirowsky, Smart, Powell, Knapp. No votes: None. Abstain: Larsen. Motion approved.

**ITEM NO. 20** on the agenda was **DISCUSSION CONCERNING THE ALLEGATIONS OF MALFEASANCE IN THE CHARTER REVIEW COMMITTEE RAISED DURING COUNCIL MEMBERS' COMMENTS DURING THE MEETING OF OCTOBER 17, 2023. (MARILYN MCPHAIL, COUNCIL MEMBER)**

Motion was by Council Member Palmer, seconded by Council Member McPhail to suspend Section 30.23 B 3 regarding discussion of this item. Yes votes: Smart, Palmer, McPhail. No votes: Powell, Knapp, Plank, Larsen, Lloyd, Magirowsky. Motion failed.

Council Member Magirowsky stated that he misused a word and apologized for this misuse.

Council Member McPhail reminded council members that the word malfeasance was used.

Council Member Palmer stated that malfeasance is a legal term and said if Council Member Magirowsky doesn't understand his responsibilities maybe he should resign.

**ITEM NO. 21** 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. 22** on the agenda was the **CITY ATTORNEY'S REPORT.**

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

**ITEM NO. 23** on the agenda was the **CITY MANAGER'S REPORT.**

City Manager Gray reported the following:

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

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

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

April 8<sup>th</sup> will be the next Big Trash and will begin on the North side of town.

Water rates will increase on January 1<sup>st</sup>. For more information see the city website, social media, or the November newsletter.

**ITEM NO. 24** on the agenda was **COUNCIL MEMBERS' ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

Each Council Member was given the opportunity to comment.

**ITEM NO. 25** on the agenda was **ADJOURN UNTIL NOVEMBER 21, 2023.**

Mayor Lloyd adjourned the Bethany City Council meeting at 8:17 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

TUESDAY, NOVEMBER 7, 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
	Marilyn McPhail	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Steve Manek	TEIM Design, Engineer
	(See Roster)	

Chairman Lloyd called the Bethany Public Works Authority meeting to order at 8:17 P.M.

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

- A. APPROVAL OF MINUTES FROM OCTOBER 17, 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 Knapp to approve the Consent Docket. Yes Votes: Larsen, Palmer, Magirowsky, Powell, Lloyd, Smart, Plank, Knapp, McPhail. No Votes: None.

Motion passed.

**ITEM NO. 2** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF NOTICE TO CITY CLERK REGARDING 2024 SCHEDULE OF REGULAR MEETINGS OF THE BETHANY PUBLIC WORKS AUTHORITY. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Plank, seconded by Council Member Larsen to approve notice to the City Clerk regarding 2024 schedule of regular meetings of the Bethany Public Works Authority. Yes votes: McPhail, Larsen, Smart, Lloyd, Powell, Plank, Palmer, Knapp, Magirowsky. No votes: None. Motion approved.

**ITEM NO. 3** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO AWARD BID FOR WATER TREATMENT PLANT LIME SLUDGE EXTRACTION, HAULING AND DISPOSAL TO JACOB FARMS FOR A TOTAL BID PRICE OF \$189,527.47. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member Smart to approve the award of bid for Water Treatment Plant Lime Sludge Extraction, Hauling and Disposal to Jacob Farms for a total bid price of \$189,527.47. Yes votes: Palmer, Magirowsky, Lloyd, Knapp, Larsen, Smart, Plank, McPhail, Powell. No votes: None. Motion approved.

**ITEM NO. 4** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF AMERICAN RESCUE PLAN ACT WATER METER AUTOMATION IMPROVEMENTS AND AMENDMENT NO. 2 AND CHANGE ORDER NO. 1 TO THE CONTRACT WITH SOUTHWEST WATER WORKS, LLC. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Powell approve the American Rescue Plan Act Water Meter Automation Improvements and Amendment No. 2 and Change Order No. 1 to the Contract with Southwest Water Works, LLC. Yes votes: Larsen, Smart, Palmer, Knapp, Lloyd, Magirowsky, Plank, Powell, McPhail. No votes: None. Motion approved.

**ITEM NO. 5** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 OF THE ENGINEERING CONTRACT BETWEEN THE CITY OF BETHANY AND TEIM DESIGN FOR CONSTRUCTION INSPECTION SERVICES FOR THE AMERICAN RESCUE PLAN ACT GRANT FOR WATER METER AUTOMATION IMPROVEMENTS. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member Larsen to approve Amendment No. 1 of the Engineering Contract between the City of Bethany and TEIM Design for Construction Inspection Services for the American Rescue

Plan Act Grant for Water Meter Automation Improvements. Yes votes: Plank, Lloyd, Powell, McPhail, Magirowsky, Palmer, Smart, Knapp, Larsen. No votes: None. Motion approved.

**ITEM NO. 6** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO ACCEPT THE CDBG WATERLINE REPLACEMENT PROJECT ON HOLLOWAY AVENUE FROM NW 36<sup>TH</sup> STREET TO NW 32<sup>ND</sup> STREET AS COMPLETE. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve accepting the CDBG Waterline Replacement Project on Holloway Avenue from NW 36th Street to NW 32nd Street as complete. Yes votes: Powell, Larsen, McPhail, Lloyd, Palmer, Plank, Smart, Knapp, Magirowsky. No votes: None. Motion approved.

**ITEM NO. 7** on the agenda was **DISCUSSION AND POSSIBLE ACTION TO APPROVE SOUTHWEST WATER WORKS LLC INVOICE NO. 2 (FINAL) IN THE AMOUNT OF \$113567.24 FOR 18607 CDBG 22 WATERLINE REPLACEMENT PROJECT. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve Southwest Water Works LLC Invoice No. 2 (Final) in the amount of \$113567.24 for 18607 CDBG 22 Waterline Replacement Project. Yes votes: Magirowsky, Knapp, Palmer, Lloyd, Larsen, Smart, Plank, McPhail, Powell. No votes: None. Motion approved.

**ITEM NO. 8** 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. 9** on the agenda was **ADJOURN UNTIL NOVEMBER 21, 2023.**

Chairman Lloyd adjourned the Bethany Public Works meeting at 8:21 P.M. until November 21, 2023.

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CHAIRMAN

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SECRETARY

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## **BETHANY HOSPITAL TRUST MEETING**

### **BETHANY CITY HALL**

**TUESDAY, NOVEMBER 7, 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
	Marilyn McPhail	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Steve Manek	TEIM Design, Engineer
	(See Roster)	

Chairman Lloyd called the Bethany Hospital Trust meeting to order at 8:21 P.M.

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

- A. APPROVAL OF MINUTES FROM OCTOBER 17, 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.**

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

**ITEM NO. 2** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF NOTICE TO CITY CLERK REGARDING 2024 SCHEDULE OF REGULAR MEETINGS OF THE BETHANY HOSPITAL TRUST. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve notice to the City Clerk regarding 2024 schedule of regular meetings of the Bethany Hospital Trust. Yes votes: McPhail, Larsen, Smart, Lloyd, Powell, Plank, Palmer, Knapp, Magirowsky. 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 NOVEMBER 21, 2023.**

Chairman Lloyd adjourned the Bethany Hospital Trust meeting at 8:22 P.M. until November 21, 2023.

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CHAIRMAN

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SECRETARY

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**BETHANY DEVELOPMENT AUTHORITY**

**BETHANY CITY HALL**

**TUESDAY, NOVEMBER 7, 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
	Marilyn McPhail	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Steve Manek	Teim Design, Engineer
	(See Roster)	

Chairman Lloyd called the Bethany Development Authority meeting to order at 8:22 P.M.

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

- A. APPROVAL OF MINUTES FROM OCTOBER 17, 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.**

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

**ITEM NO. 2** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF NOTICE TO CITY CLERK REGARDING 2024 SCHEDULE OF THE BETHANY DEVELOPMENT AUTHORITY. (ELIZABETH GRAY, CITY MANAGER)**

Motion was made by Council Member Smart, seconded by Council Member Plank to approve notice to the City Clerk regarding 2024 schedule of regular meetings of the Bethany Development Authority. Yes votes: McPhail, Larsen, Smart, Lloyd, Powell, Plank, Palmer, Knapp, Magirowsky. 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 NOVEMBER 21, 2023.**

Chairman Lloyd adjourned the Bethany Development Authority meeting at 8:23 P.M. until November 21, 2023.

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CHAIRMAN

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SECRETARY