

NOTICE: On Thursday, March 28, 2024, 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, APRIL 2, 2024

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
	Brian Magirowsky	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
	Jon Wolff	Municipal Finance
	(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 Vice-Mayor Knapp.

The Flag Salute was conducted by Council Member Magirowsky.

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

A. APPROVAL OF MINUTES FROM MARCH 19, 2024, 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 BUDGET AMENDMENT 24-13.

Motion was made by Council Member Magirowsky, seconded by Council Member Plank to approve the consent docket. Yes votes: Magirowsky, Plank, Lloyd, Larsen, Smart, Powell, Knapp, Palmer, McPhail. No votes: None. Motion approved.

ITEM NO. 4 MAYORAL PROCLAMATION DECLARING APRIL 2024 AS “DONATE LIFE MONTH”.

Mayor Lloyd proclaimed April as Donate Life Month.

ITEM NO. 5 on the agenda was MAYORAL CERTIFICATE OF ACHIEVEMENTS FOR THE 2024 CLASS 4A LADY BRONCHOS BASKETBALL TEAM.

Mayor Lloyd presented Head Coach Eric Sailer, Superintendent Bellows, and the girls basketball team with a Certificate of Achievement for being the 2024 4A State Champions.

ITEM NO. 6 on the agenda was MAYORAL CERTIFICATE OF ACHIEVEMENT FOR THE 2024 CLASS 6A CHAMPION LADY PATRIOTS BASKETBALL TEAM.

Mayor Lloyd presented Head Coach Ja Ron Jefferson, Greg Johnson, and the girls basketball team with a Certificate of Achievement for being the 2024 6A State Champions.

ITEM NO. 7 on the agenda 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.

Michele Stivers – 8308 NW 25th St. – Meeting issues.

ITEM NO. 8 on the agenda was CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NO. 1692 DESIGNATING THE WEEK OF APRIL 8 TH THROUGH APRIL 12 TH OF 2024 AS NATIONAL TELECOMMUNICATOR WEEK IN THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)

A motion was made by Council Member Powell, seconded by Council Member Larsen to approve Resolution No. 1692. Yes votes: Knapp, Magirowsky, Larsen, McPhail, Lloyd, Plank, Powell, Smart, Palmer. No votes: None. Motion approved.

ITEM NO. 9 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF RESOLUTION NO. 1693 OF THE CITY OF BETHANY, OKLAHOMA (THE "CITY") APPROVING ACTION TAKEN BY THE BETHANY PUBLIC WORKS AUTHORITY (THE "AUTHORITY") AUTHORIZING ISSUANCE, SALE AND DELIVERY OF A PROMISSORY NOTE OR NOTES OF THE AUTHORITY TO THE OKLAHOMA WATER RESOURCES BOARD IN THE TOTAL AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$18,500,000; RATIFYING AND CONFIRMING A LEASE AGREEMENT; RATIFYING AND CONFIRMING A SALES TAX AGREEMENT BY AND BETWEEN THE CITY AND THE AUTHORITY PERTAINING TO A YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUE; AND CONTAINING OTHER PROVISIONS RELATED THERETO. (ELIZABETH GRAY, CITY MANAGER)**

City Manager Gray explained how this is the next step to begin funding the water and infrastructure projects.

Jon Wolff stated that we are hoping for 30-year terms on both of the loans. The FAP program will be used for water projects and the Clean Water Program will be used for sewer projects. There will be a calculated useful life and we could possibly not get a 30-year loan. He also informed the board that there are certain costs with the Oklahoma Water Resource Board that if you go to them on your own you would bear the total cost; however, now you could potentially pay only 20% of the cost because of other communities going to market along with us. Water projects would go to sale on May 21st.

Council Member Palmer wanted to know the total expenses incurred by the city to obtain the loan? Mr. Wolff informed him the interest rate on the FAP loan would be 4.31% and 3% on the Clean Water Program. The loan itself would have fees depending on how many others go to the board for loans with you. Municipal Finance gets paid 1% of the total loan when it closes. There are also fees for the closing with the Bond Council.

Mr. Wolff stated that typically on 30-years bonds there is a 7.5 year call. You can call the bonds in after that time and refinance if the rate is better.

Mr. Wolff explained to the council that once the rate is locked in on the loan the city will have a line of credit. You only pay interest on what you draw. We anticipate a 4-to-5-year timeframe to draw down.

A motion was made by Council Member Larsen, seconded by Council Member Magirowsky Resolution No. 1693. Yes votes: Smart, McPhail, Lloyd, Magirowsky, Plank, Powell, Knapp, Larsen. No votes: Palmer. Motion approved.

ITEM NO. 10 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 2056, AN ORDINANCE AMENDING SECTION 31.02 TO THE BETHANY CODE OF ORDINANCES ENTITLED FILING AND FEES TO ALLOW A PETITION SUPPORTING CANDIDACY IN LIEU OF PAYING A FEE TO THE COUNTY ELECTION BOARD. (RAY JONES, CITY ATTORNEY)**

- A. PRESENTATION BY STAFF AND/OR INTERESTED PARTY.**
- B. CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 2056, ON READING BY TITLE ONLY.**
- C. MOTION TO APPROVE SECTIONS 1-3 OF ORDINANCE NO. 2056.**

A motion was made by Council Member Palmer, seconded by Council Member McPhail to approve B and C of Ordinance No. 2056.

Council Member Powell asked Council Member Palmer to amend his motion to include the words, or alternatively supporting the candidates filing signed by, and add a minimum of 50 registered voters and to strike Oklahoma voter ID number.

Attorney Jones stated that he added the requirement for the Oklahoma ID because he has been involved in recall petitions where it was difficult to ascertain if the person was actually a registered voter. Voter ID numbers are accessible online.

Council Member Knapp informed council that any person filing gets their money returned if they win and they also get the money back if they get a certain percentage of votes.

Council Member Palmer declined Council Member Powell's amendments.

Yes votes: McPhail, Plank, Palmer, Knapp. No votes: Smart, Larsen, Lloyd, Powell, Magirowsky. Motion failed.

ITEM NO 11 on the agenda was CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 TO ENGINEERING CONTRACT BETWEEN THE CITY OF BETHANY AND TEIM DESIGN FOR THE CONSTRUCTION INSPECTION ENGINEERING SERVICES FOR THE AMERICAN RESCUE PLAN ACT GRANT WELL FIELD REHABILITATION AND IMPROVEMENTS PROJECT AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT OF 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 Amendment No. 1 to Engineering Contract between the City of Bethany and TEIM Design for the Construction Inspection Engineering Services for the American Rescue Plan Act Grant Well Field Rehabilitation and Improvements Project and authorize the mayor to sign the document of behalf of the City of Bethany. Yes votes: Powell, Magirowsky, Palmer, Lloyd, Larsen, McPhail, Smart, Knapp, Plank. No votes: None. Motion approved.

ITEM NO 12 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO ADVERTISE FOR BIDS FOR GENERAL OBLIGATION BOND PROPOSITIONS 2-A ELDON LYON PARK, 2-B RIPPER PARK, 2-C GARRISON PARK, 2-D MACRORY PARK, AND 2-F CECIL MENDENALL PARK PARKS RESTROOMS AND PAVILIONS PROJECTS. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member Smart to approve advertisement for bids for General Obligation Bond Propositions 2-A Eldon Lyon Park, 2-B Ripper Park, 2-C Garrison Park, 2-D Macrory Park, and 2-F Cecil Mendenall Park Parks Restrooms and Pavilions Projects. Yes votes: Smart, Larsen, McPhail, Lloyd, Powell, Plank, Palmer, Knapp, Magirowsky. No votes: None. Motion approved.

ITEM NO 13 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ENGINEERING DESIGN CONTRACT BETWEEN THE CITY OF BETHANY AND TEIM DESIGN FOR DESIGN OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) WATERLINE REPLACEMENT PROJECT IN THE AMOUNT OF \$49,500.00 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 Engineering Design Contract between the City of Bethany and TEIM Design for design of Community Development Block Grant (CDBG) Waterline Replacement Project in the amount of \$49,500.00 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Magirowsky, Smart, McPhail, Powell, Plank, Palmer, Larsen, Knapp, Lloyd. No votes: None. Motion approved.

ITEM NO 14 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO ADVERTISE FOR BIDS FOR RIPPER PARK PICKLE BALL COURTS CONSTRUCTION. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Larsen, seconded by Council Member Smart to approve advertisement for bids for Ripper Park Pickle Ball Courts construction. Yes votes: Plank, Smart, Knapp, McPhail, Larsen, Lloyd, Magirowsky, Palmer, Powell. No votes: None. Motion approved.

ITEM NO 15 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT WITH YMCA OF GREATER OKLAHOMA CITY-BETHANY YMCA FOR OPERATION OF THE MUNICIPAL SWIMMING POOL FOR 2024 SEASON. (ELIZABETH GRAY, CITY MANAGER)**

Council Member Palmer requested to be provided with the number of individuals that used the pool in the past 5 years.

A motion was made by Council Member Magirowsky, seconded by Council Member Knapp to approve contract with YMCA of Greater Oklahoma City-Bethany YMCA for operation of the municipal swimming pool for 2024 season. Yes votes: McPhail, Larsen, Smart, Lloyd, Powell, Plank, Palmer, Knapp, Magirowsky. No votes: None. Motion approved.

ITEM NO 16 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. 17 on the agenda was the **CITY ATTORNEY’S REPORT.**

Attorney Jones gave an overview of his last two weeks of work.

ITEM NO. 18 on the agenda was the **CITY MANAGER’S REPORT.**

Bulk waste pickup is April 8th and will begin on the north side.

April 11- 5:30-7:00 will be the Budget Fair at the Library.

April 13- Pets at the Park.

April 20th- Bethany Clean Up.

April 23 at 6:30 will be Council Member Workshop in council chambers.

May 18th- Kite Festival.

May 27th- City offices will be closed. Wednesday, May 29th trash is make-up day.

June 15th- City Wide Yard Sale.

July 4th- Bethany Boom

ITEM NO. 19 on the agenda was **COUNCIL MEMBERS’ ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

Each Council Member was given the opportunity to comment.

ITEM NO. 20 on the agenda was **ADJOURN UNTIL APRIL 16, 2024.**

Mayor Lloyd adjourned the Bethany City Council meeting at 7:48 P.M.

MAYOR

CITY CLERK

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BETHANY PUBLIC WORKS AUTHORITY MEETING

BETHANY CITY HALL

TUESDAY, APRIL 2, 2024

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
	Brian Magirowsky	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Jon Wolff	Municipal Finance
	(See Roster)	

Mayor Lloyd called the Bethany City Council meeting to order at 7:48 P.M.

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

- A. APPROVAL OF MINUTES FROM MARCH 19, 2024, 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 Council Member Larsen to approve the Consent Docket. Yes Votes: Larsen, Magirowsky, Palmer, Lloyd, Powell, Smart, Plank, McPhail, Knapp. No Votes:

None. Motion approved.

ITEM NO. 2 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF RESOLUTION NO. 1694 OF THE BETHANY PUBLIC WORKS AUTHORITY (THE “AUTHORITY”) AUTHORIZING A LOAN OR LOANS FROM THE OKLAHOMA WATER RESOURCES BOARD IN THE TOTAL AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$18,500,000; APPROVING THE ISSUANCE OF PROMISSORY NOTES IN THE TOTAL AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$18,500,000, SECURED BY A PLEDGE OF REVENUES AND AUTHORIZING ITS EXECUTION; DESIGNATING A LOCAL TRUSTEE; APPROVING AND AUTHORIZING THE EXECUTION OF A TRUST AGREEMENT; APPROVING AND AUTHORIZING THE EXECUTION OF LOAN AGREEMENTS; APPROVING AND AUTHORIZING THE EXECUTION OF SECURITY AGREEMENTS; RATIFYING AND CONFIRMING A LEASE AGREEMENT BY AND BETWEEN THE CITY OF BETHANY, OKLAHOMA AND THE AUTHORITY; RATIFYING AND CONFIRMING A SALES TAX AGREEMENT BY AND BETWEEN THE CITY OF BETHANY, OKLAHOMA AND THE AUTHORITY PERTAINING TO A YEAR-TOYEAR PLEDGE OF CERTAIN SALES TAX REVENUE; APPROVING VARIOUS COVENANTS; APPROVING AND AUTHORIZING APPLICATIONS TO THE OKLAHOMA WATER RESOURCES BOARD; APPROVING AND AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS; AND CONTAINING OTHER PROVISIONS RELATING THERETO. (ELIZABETH GRAY, CITY MANAGER)**

Mr. Wolff informed Council Member Palmer that on two loans the interest paid back over 30 years would be approximately 16 million dollars.

A motion was made by Trustee Larsen, seconded by Trustee Magirowsky to approve Resolution No. 1694 of the Bethany Public Works Authority (the “Authority”) authorizing a loan or loans from the Oklahoma Water Resources Board in the total aggregate principal amount of not to exceed \$18,500,000; approving the issuance of promissory notes in the total aggregate principal amount of not to exceed \$18,500,000, secured by a pledge of revenues and authorizing its execution; designating a local trustee; approving and authorizing the execution of a trust agreement; approving and authorizing the execution of loan agreements; approving and authorizing the execution of security agreements; ratifying and confirming a lease agreement by and between the City of Bethany, Oklahoma and the Authority; ratifying and confirming a sales tax agreement by and between the City of Bethany, Oklahoma and the Authority pertaining to a year-toyear pledge of certain sales tax revenue; approving various covenants; approving and authorizing applications to the Oklahoma Water Resources Board; approving and authorizing Professional Services Agreements; and containing other provisions relating thereto.

Yes Votes: Magirowsky, Lloyd, Larsen, Powell, Smart, Plank, McPhail, Knapp. No Votes: Palmer. Motion passed.

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 APRIL 16, 2024.**

Mayor Lloyd adjourned the Bethany Public Works meeting at 7:59 P.M. until April 16, 2024.

CHAIRMAN

SECRETARY

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BETHANY HOSPITAL TRUST MEETING

BETHANY CITY HALL

TUESDAY, APRIL 2, 2024

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
	Brian Magirowsky	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Jon Wolfe	Municipal Finance
	(See Roster)	

Chairman Lloyd called the Bethany Hospital Trust meeting to order at 7:59 P.M.

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

- A. APPROVAL OF MINUTES FROM MARCH 19, 2024, 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: Magirowsky, Larsen, Palmer, Powell, Smart, Plank, McPhail, Lloyd, 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 APRIL 16, 2024**

Mayor Lloyd adjourned the Bethany Hospital Trust meeting at 7:59 P.M. April 16, 2024.

CHAIRMAN

SECRETARY

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BETHANY DEVELOPMENT AUTHORITY

BETHANY CITY HALL

TUESDAY, APRIL 2, 2024

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
	Brian Magirowsky	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Elizabeth Gray	City Manager
	Ray Jones	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Amanda McCellon	Community Dev. Director
	(See Roster)	

Chairman Lloyd called the Bethany Development Authority meeting to order at 7:59 P.M.

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

- A. APPROVAL OF MINUTES FROM MARCH 19, 2024, 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: Larsen, Magirowsky, Plank, Smart, Lloyd, McPhail, Powell, 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 APRIL 16, 2024.**

Mayor Lloyd adjourned the Bethany Development Authority meeting at 8:00 P.M. until April 16, 2024.

CHAIRMAN

SECRETARY