

NOTICE: On Thursday, November 26, 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, DECEMBER 3, 2024**

**6:30 P.M.**

MEMBERS PRESENT:	Nikki Lloyd	Mayor
	Jeff Knapp	Vice-Mayor
	Ken Smart	Council Member
	Chris Powell	Council Member
	Steve Palmer	Council Member
	Marilyn McPhail	Council Member
	Peter Plank	Council Member
	Kathy Larsen	Council Member
MEMBERS ABSENT:	Brian Magirowsky	Council Member
OTHERS PRESENT:	Ray Jones	City Attorney
	Elizabeth Gray	City Manager
	Michael Vaughn	City Clerk/Treasurer
	Steve Manek	TEIM Design
	Gilbert (Choc) Charleston	WWII Veteran
	Tammy West	State Representative
	(See Roster)	

**ITEM NO. 1** on the agenda **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 Mayor Lloyd.

Mayor Lloyd reordered the agenda to move 4 up before Item No. 3.

**ITEM NO. 4** on the agenda was a **MAYORAL CERTIFICATE OF RECOGNITION FOR WWII VETERAN AND CHOCTAW ELDER GILBERT “CHOC” CHARLESTON.**

Mayor Lloyd along with State Representative Tammy West, each presented Mr. Gilbert (Choc) Charleston with certificates from the City of Bethany and the State of Oklahoma for his service to our great country.

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

- A. APPROVAL OF MINUTES FROM NOVEMBER 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 LIST IS INCLUDED IN THE AGENDA PACKET.**
- C. RATIFICATION OF CITY MANAGER EMPLOYMENT AGREEMENT AS APPROVED BY THE BETHANY CITY COUNCIL ON 11/19/2024.**
- D. APPROVAL OF BUDGET AMENDMENT 25-5.**

A motion was made by Council Member Plank, seconded by Council Member Smart to approve the Consent Docket as presented. Yes votes: McPhail, Larsen, Plank, Lloyd, Smart, Palmer, Knapp, Powell. No votes: None. Motion approved.

**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 **CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NO. 1708, A RESOLUTION ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF BETHANY, OKLAHOMA, NOTIFYING THE PUBLIC OF PUBLICATIONS OF THE SUPPLEMENT. (MICHAEL VAUGHN, FINANCE DIRECTOR)**

A motion was made by Council Member Larsen, seconded by Vice-Mayor Knapp to approve adoption of Resolution No. 1708. Yes votes: Knapp, Larsen, Palmer, Powell, Plank, McPhail, Smart, Lloyd. No votes: None. Motion approved.

**ITEM NO. 7** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ENGINEERING DESIGN CONTRACT WITH TEIM DESIGN FOR SIDEWALK PARTNERSHIP PROGRAM PROJECT – PHASE 1 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 Smart, seconded by Council Member Larsen to approve the engineering design contract with TEIM Design for the Sidewalk Partnership Program Project-Phase 1 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: McPhail, Smart, Lloyd, Plank, Powell, Knapp, Larsen. No votes: None. Abstain: Palmer. Motion approved.

**ITEM NO. 8** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ENGINEERING DESIGN CONTRACT WITH TEIM DESIGN FOR DESIGN OF THE NW 30TH AND WILBURN SEWER LINE FOR AN AMOUNT OF \$21,766.00 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 Larsen, seconded by Council Member Palmer to approve the engineering design contract with TEIM Design for design of the NW 30<sup>th</sup> and Wilburn Sewer Line for an amount of \$21,766.00 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Palmer, Powell, Larsen, Plank, Lloyd, McPhail, Smart, Knapp. No votes: None. Motion approved.

**ITEM NO. 9** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ENGINEERING DESIGN CONTRACT WITH TEIM DESIGN FOR GENERAL OBLIGATION BOND PROPOSITION 4 DRAINAGE IMPROVEMENTS 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 Larsen, seconded by Vice-Mayor Knapp to approve the engineering design contract with TEIM Design for General Obligation Bond Proposition 4 Drainage Improvements and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Knapp, Lloyd, Powell, Smart, McPhail, Knapp, Plank, Palmer. Motion approved. Motion approved.

**ITEM NO. 10** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 TO CONSTRUCTION CONTRACT WITH URBAN CONTRACTORS, LLC FOR PENIEL AVENUE SANITARY SEWER LIFT STATION AND PIPE BURSTING IMPROVEMENTS FOR AMERICAN RESCUE PLAN ACT GRANT IN THE AMOUNT OF \$150,540.00 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 Larsen, seconded by Council Member Smart to approve Amendment No. 1 to construction contract with Urban Contractors, LLC for Peniel Avenue Sanitary Sewer Lift Station and Pipe Bursting Improvements for American Rescue Plan Act Grant in the amount of \$150,540.00 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Knapp, Lloyd, Powell, Smart, McPhail, Plank, Palmer, Larsen. No votes: None. Motion approved.

**ITEM NO. 11** on the agenda was the **CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 TO CONSTRUCTION CONTRACT WITH BREWER CONSTRUCTION OKLAHOMA, LLC FOR PENIEL SANITARY SEWER FORCE MAIN FOR AMERICAN RESCUE PLAN ACT GRANT (NW 25TH TO NW 32ND) IN THE DEDUCT AMOUNT OF \$15,932.34 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 Larsen, seconded by Vice-Mayor Knapp to approve Amendment 1 to construction contract with Brewer Construction Oklahoma, LLC for Peniel Sanitary Sewer Force Main for American Rescue Plan Act grant (NW 25th to NW 32nd) in the deduct amount of \$15,932.34 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Knapp, Lloyd, Powell, Smart, McPhail, Plank, Palmer, Larsen. No votes: None. Motion approved.

**ITEM NO. 12** on the agenda was **DISCUSSION REGARDING THE MERITS OF THE INITIATIVE PETITIONS REGARDING RECALL ELECTIONS AND SUBSIDIES AND POSSIBLE ACTION TO DIRECT THE CITY ATTORNEY TO PREPARE A RESOLUTION FOR THE CITY COUNCIL REGARDING THE PETITIONS. (RAY JONES, CITY ATTORNEY)**

The city attorney prepared a memo concerning this item which is included as part of the agenda packet.

A motion was made by Council Member Palmer, seconded by Council Member Plank to separate and pull out the recall election issue to request our city attorney to prepare a report or memo to the council related to the implication of that particular item which is a part of the initiative petition which could actually change if voted on as a part of the charter. Yes votes: Smart, McPhail, Plank, Lloyd, Knapp, Palmer. No votes: Larsen. Abstain: Powell. Motion approved.

**ITEM NO. 13** on the agenda was the **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. 14** on the agenda was the **CITY ATTORNEY’S REPORT.**

City Attorney Jones gave a report of his past two weeks work.

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

City Manager Gray provided updates regarding recent and upcoming events and projects.

**ITEM NO. 16** on the agenda was **COUNCIL MEMBERS' ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

**ITEM NO. 17** on the agenda was **ADJOURN UNTIL DECEMBER 17, 2024.**

Mayor Lloyd adjourned the Bethany City Council meeting at 7:19 P.M. until December 17, 2024.

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MAYOR

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CITY CLERK

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## **BETHANY PUBLIC WORKS AUTHORITY MEETING**

### **BETHANY CITY HALL**

**TUESDAY, DECEMBER 3, 2024**

**6:30 P.M.**

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Steve Palmer	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Ken Smart	Trustee
	Peter Plank	Trustee
	Kathy Larsen	Trustee
MEMBERS ABSENT:	Brian Magirowsky	Trustee
OTHERS PRESENT:	Ray Jones	City Attorney
	Elizabeth Gray	City Manager
	Michael Vaughn	City Clerk/Treasurer
	Steve Manek	TEIM Design
	Gilbert (Choc) Charleston	WWII Veteran
	Tammy West	State Representative
	(See Roster)	

Chairman Lloyd called the Bethany Public Works Authority meeting to order at 7:19 P.M.

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

- A. APPROVAL OF MINUTES FROM NOVEMBER 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. RATIFICATION OF CITY MANAGER EMPLOYMENT AGREEMENT AS APPROVED BY THE BETHANY CITY COUNCIL ON 11/19/2024.**

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

**ITEM NO. 2** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ENGINEERING DESIGN CONTRACT WITH TEIM DESIGN FOR DESIGN OF THE NW 30TH AND WILBURN SEWER LINE FOR AN AMOUNT OF \$21,766.00 AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Trustee Larsen, seconded by Trustee McPhail to approve the engineering design contract with Teim Design for design of the NW 30<sup>th</sup> and Wilburn Sewer Line for an amount of \$21,766.00 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Palmer, Powell, Larsen, Plank, Lloyd, Palmer, Smart, Knapp. No votes: None. Motion approved.

**ITEM NO. 3** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ENGINEERING DESIGN CONTRACT WITH TEIM DESIGN FOR GENERAL OBLIGATION BOND PROPOSITION 4 DRAINAGE IMPROVEMENTS AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Trustee Palmer, seconded by Trustee Smart to approve agenda items 3, 4 and 5. Yes votes: Knapp, Lloyd, Powell, Smart, McPhail, Knapp, Plank, Palmer. Motion approved. Motion approved.

**ITEM NO. 4** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 TO CONSTRUCTION CONTRACT WITH URBAN CONTRACTORS, LLC FOR PENIEL AVENUE SANITARY SEWER LIFT STATION AND PIPE BURSTING IMPROVEMENTS FOR AMERICAN RESCUE PLAN ACT GRANT IN THE AMOUNT OF \$150,540.00 AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER)**

Approved in the item 3 motion.

**ITEM NO. 5** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT NO. 1 TO CONSTRUCTION CONTRACT WITH BREWER CONSTRUCTION OKLAHOMA, LLC FOR PENIEL SANITARY SEWER FORCE MAIN FOR AMERICAN RESCUE PLAN ACT GRANT (NW 25TH TO NW 32ND) IN THE DEDUCT AMOUNT OF \$15,932.34 AND AUTHORIZE THE MAYOR TO SIGN THE DOCUMENT ON BEHALF OF THE CITY OF BETHANY. (ELIZABETH GRAY, CITY MANAGER).**

Approved in the item 3 motion.

**ITEM NO. 6** 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. 7** on the agenda was **ADJOURN UNTIL DECEMBER 17, 2024**.

Chairman Lloyd adjourned the Bethany Public Works Authority meeting at 7:21 P.M. until December 17, 2024.

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CHAIRMAN

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SECRETARY

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## BETHANY HOSPITAL TRUST MEETING

### BETHANY CITY HALL

TUESDAY, DECEMBER 3, 2024

6:30 P.M.

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Steve Palmer	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Ken Smart	Trustee
	Peter Plank	Trustee
	Kathy Larsen	Trustee
MEMBERS ABSENT:	Brian Magirowsky	Trustee
OTHERS PRESENT:	Ray Jones	City Attorney
	Elizabeth Gray	City Manager
	Michael Vaughn	City Clerk/Treasurer
	Steve Manek	TEIM Design
	Gilbert (Choc) Charleston	WWII Veteran
	Tammy West	State Representative
	(See Roster)	

Chairman Lloyd called the Bethany Hospital Trust meeting to order at 7:21 P.M.

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

- A. APPROVAL OF MINUTES FROM NOVEMBER 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. RATIFICATION OF CITY MANAGER EMPLOYMENT AGREEMENT AS APPROVED BY THE BETHANY CITY COUNCIL ON 11/19/2024.**

A motion was made by Trustee Plank, seconded by Vice- Chairman Knapp to approve the Consent Docket as presented. Yes votes: Larsen, Plank, Lloyd, Knapp, McPhail, Palmer, Smart, Powell. 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 DECEMBER 17, 2024**

Chairman Lloyd adjourned the Bethany Hospital Trust meeting at 7:21 P.M. until December 17, 2024.

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CHAIRMAN

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SECRETARY

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**BETHANY DEVELOPMENT AUTHORITY**

**BETHANY CITY HALL**

**TUESDAY, DECEMBER 3, 2024**

**6:30 P.M.**

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Jeff Knapp	Vice-Chairman
	Steve Palmer	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Ken Smart	Trustee
	Peter Plank	Trustee
	Kathy Larsen	Trustee
MEMBERS ABSENT:	Brian Magirowsky	Trustee
OTHERS PRESENT:	Ray Jones	City Attorney
	Elizabeth Gray	City Manager
	Michael Vaughn	City Clerk/Treasurer
	Steve Manek	TEIM Design
	Gilbert (Choc) Charleston	WWII Veteran
	Tammy West	State Representative
	(See Roster)	

Chairman Lloyd called the Bethany Development Authority meeting to order at 7:21 P.M.

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

- A. APPROVAL OF MINUTES FROM NOVEMBER 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. RATIFICATION OF CITY MANAGER EMPLOYMENT AGREEMENT AS APPROVED BY THE BETHANY CITY COUNCIL ON 11/19/2024.**

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

**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. 4** on the agenda was **ADJOURN UNTIL DECEMBER 17, 2024.**

Chairman Lloyd adjourned the Bethany Development Authority meeting at 7:22 P.M. until December 17, 2024.

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CHAIRMAN

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SECRETARY