

NOTICE: On Thursday, January 16, 2025, 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, JANUARY 21, 2025**

**6:30 P.M.**

<b>MEMBERS PRESENT:</b>	Nikki Lloyd Peter Plank Brian Magirowsky Chris Powell Marilyn McPhail Kathy Larsen Steve Palmer Dale German	Mayor Vice-Mayor Council Member Council Member Council Member Council Member Council Member Council Member
<b>MEMBERS ABSENT:</b>	Ken Smart	Council Member
<b>OTHERS PRESENT:</b>	Ray Jones Lesa LaMar Michael Vaughn Steve Manek (See Roster)	City Attorney Deputy City Clerk City Clerk/Treasurer TEIM Design

#### **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 Council Member German.  
The Flag Salute was conducted by Mayor Lloyd.

#### **ITEM NO. 3 CONSENT DOCKET:**

- A. APPROVAL OF MINUTES FROM THE JANUARY 7, 2025, REGULAR MEETING.**
- B. APPROVAL OF MINUTES FROM THE JANUARY 2, 2025, SPECIAL CALLED MEETING.**

**C. 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.**

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

**ITEM NO. 4** on the agenda was **PUBLIC HEARING ITEM: CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 2068, AN ORDINANCE AMENDING THE ZONING ORDINANCES, MAP, AND COMPREHENSIVE PLAN OF THE CITY OF BETHANY, OKLAHOMA, BY INCLUDING IN R-1, SINGLE FAMILY RESIDENTIAL, THE PROPERTY LOCATED AT 4312 N COUNCIL ROAD FROM C-G (COMMERCIAL GENERAL) IN BETHANY, OKLAHOMA COUNTY, OKLAHOMA AS MORE PARTICULARLY DESCRIBED HEREINAFTER. (RAY JONES, CITY ATTORNEY)**

**A. PRESENTATION BY STAFF AND/OR INTERESTED PARTY.**

Attorney Ray Jones reported this will be used as a home daycare.

**B. PUBLIC COMMENT.**

None

**C. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2068, ON READING BY TITLE ONLY.**

A motion was made by Council Member Magirowsky, seconded by Vice-Mayor Plank to approve Ordinance No. 2068, on Reading by Title Only. Yes votes: Plank, German, Palmer, McPhail, Larsen, Magirowsky, Powell, Lloyd. No votes: None. Motion approved.

**D. MOTION TO APPROVE SECTION 1 OF ORDINANCE NO. 2068.**

A motion was made by Council Member Magirowsky, seconded by Vice-Mayor Plank to approve Section 1 of Ordinance No. 2068. Yes votes: Powell, Larsen, Lloyd, McPhail, Plank, Palmer, German, Magirowsky. No votes: None. Motion approved.

**ITEM NO. 5** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF A FRANCHISE AGREEMENT RENEWAL WITH COXCOM, LLC. FOR A TERM OF FIVE YEARS 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 Magirowsky, seconded by Council Member Larsen to approve the franchise agreement renewal with Coxcom, LLC, for a term of five years and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: McPhail, German, Lloyd, Plank, Larsen, Magirowsky. No votes: Palmer, Powell. Motion approved.

**ITEM NO. 6 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 THE 2025 SEASON 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 Magirowsky to approve the contract with YMCA of Greater Oklahoma City-Bethany YMCA for operation of the municipal swimming pool for the 2025 season and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: German, Larsen, Plank, Lloyd, Magirowsky, Palmer, Powell, McPhail. No votes: None. Motion approved.

**ITEM NO. 7 on the agenda was CONSIDERATION AND POSSIBLE ACTION TO APPROVE A REQUEST OF THE ROUTE 66 OKLAHOMA LATINO MUSEUM FOR THE CITY OF BETHANY TO SUBMIT A GRANT ON THEIR BEHALF AND SERVE AS FINANCIAL PASS-THROUGH FOR GRANT FUNDING SHOULD THE APPLICATION BE SUCCESSFUL. (ELIZABETH GRAY, CITY MANAGER)**

Marc Long, Dakota Desai, Andrew Stone and Stephaie Venya all described the project and the benefit that this project would be to the City of Behtany.

Dakota Desai reported that the grant must be submitted by February 7<sup>th</sup>, 2025.

A motion was made by Council Member Powell, seconded by Council Member Magirowsky to approve a request from the Route 66 Oklahoma Latino Museum for the City of Bethany to submit a grant on their behalf and serve as financial pass-through for grant funding should the application be successful. Yes votes: Magirowsky, Plank, Lloyd, McPhail, Larsen, Palmer, Powell. No votes: None. Abstain: German. Motion approved.

**ITEM NO. 8 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.)**

Paulette Stout- 3120 N. Markwell Ave.- Water

**ITEM NO. 9** on the agenda was the **DISCUSSION AND POSSIBLE APPROVAL OF ORDINANCE NO. 2069 AN ORDINANCE AMENDING SECTION 50.05 TO THE BETHANY CODE OF ORDINANCES AMENDING 50.05 TO PROVIDE A PROCEDURE FOR CONTESTING THE AMOUNT OF WATER CONSUMPTION USED BY THE CUSTOMER. (RAY JONES, CITY ATTORNEY)**

**A. PRESENTATION BY STAFF AND/OR INTERESTED PARTY.**

Attorney Ray Jones explained the revisions that the council had suggested being made to the Ordinance.

**B. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2069, ON READING BY TITLE ONLY.**

A motion was made by Council Member Palmer to approve and then amended to include the motion to approve B and C of Ordinance No. 2069, seconded by Council Member McPhail. Yes votes: Larsen, McPhail, Lloyd, Magirowsky, Plank, German, Powell, Palmer. No votes: None. Motion approved.

**C. MOTION TO APPROVE SECTION 1 OF ORDINANCE NO. 2069.**

**ITEM NO. 10** on the agenda was **DISCUSSION AND POSSIBLE ACTION ON ADDING SECTION 50.12 ESTIMATION OF USAGE CHARGES TO CHAPTER 50 OF THE BETHANY CODE OF ORDINANCES AS RECOMMENDED BY THE UTILITY COMMITTEE. (RAY JONES, CITY ATTORNEY)**

There was much discussion on the item by the council.

A motion was made by Council Member Palmer, seconded by Council Member McPhail to approve adding Section 50.12 as it is written. Yes votes: Powell, Plank, Lloyd, Magirowsky, Palmer, German, McPhail. No votes: Larsen. Motion approved.

**ITEM NO. 11** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF A ONE-YEAR CONTRACT EXTENSION WITH KRAPFFREYNOLDS CONSTRUCTION CO. FOR ON-CALL SERVICES FOR WATER AND WASTEWATER REPAIR SERVICES WITH A 2.65% INCREASE TO THE ORIGINAL BID ITEM UNIT PRICE. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member Larsen to approve a one-year contract extension with Krapff Reynolds Construction Co. for on-call services for water and wastewater repair services with a 2.65% increase to the original bid item unit price. Yes votes: Magirowsky, Powell, McPhail, Plank, Larsen, Lloyd, German, Palmer. No votes: None. Motion approved.

**ITEM NO. 12** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF A ONE-YEAR CONTRACT EXTENSION WITH BREWER CONSTRUCTION OKLAHOMA, LLC FOR ON-CALL SERVICES FOR CONCRETE PAVING, ASPHALT PAVING, AND DRAINAGE REPAIR SERVICES WITH A 2.65% INCREASE TO THE ORIGINAL BID ITEM UNIT PRICE. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Magirowsky, seconded by Council Member Larsen to approve a one-year contract extension with Brewer Construction Oklahoma, LLC for on-call services for concrete paving, asphalt paving, and drainage repair services with a 2.65% increase to the original bid item unit price. Yes votes: Larsen, Plank, Palmer, McPhail, Lloyd, Magirowsky, Powell, German. No votes: None. Motion approved.

**ITEM NO. 13** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL TO RATIFY EMERGENCY REPAIR EXPENDITURES UTILIZING THE KRAPFF-REYNOLDS CONSTRUCTION CO. ON-CALL/EMERGENCY CONTRACT FOR WATERLINE REPAIR SERVICES AT NW 46TH STREET AND PENIEL AVENUE IN BETHANY OKLAHOMA IN THE APPROXIMATE AMOUNT OF \$93,000.00. (ELIZABETH GRAY, CITY MANAGER)**

A motion was made by Council Member Palmer, seconded by Council Member Larsen to approve to ratify emergency repair expenditures utilizing the Krapff-Reynolds Construction Co. on-call/emergency contract for waterline repair services at NW Street and Peniel Avenue in Bethany Oklahoma in the approximate amount of \$93,000.00. Yes votes: McPhail, German, Powell, Larsen, Plank, Palmer, Magirowsky, Lloyd. No votes: None. Motion approved.

**ITEM NO. 14** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF CHANGE ORDER #3 TO THE CONSTRUCTION CONTRACT WITH C4L, LLC 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 IN THE AMOUNT OF \$18,905.00 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 Magirowsky to approve Change Order #3 to the construction contract with C4L, LLC 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 in the amount of \$18,905.00 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Larsen, German, Lloyd, Palmer, Plank, Powell, McPhail, Magirowsky. No votes: None. Motion approved.

**ITEM NO. 15** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF CONSTRUCTION CONTRACT WITH ALL ROADS PAVING, INC. FOR GENERAL OBLIGATION BOND PROPOSITION 1-D (PENIEL FROM NW 39TH TO NW 42ND) IN THE AMOUNT OF \$408,743.68 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 a construction contract with All Roads Paving, Inc. for General Obligation Bond Proposition 1-D (Peniel from NW 39th to NW 42nd) in the amount of \$408,743.68 and authorize the mayor to sign the document on behalf of the City of Bethany. Yes votes: Plank, Powell, Magirowsky, McPhail, Lloyd, German, Palmer, Larsen. No votes: None. Motion approved.

**ITEM NO. 16** on the agenda was **CITY-WIDE PUBLIC WORKS PROJECT UPDATES BY TEIM DESIGN. (ELIZABETH GRAY, CITY MANAGER)**

Steve Manek with TEIM Design gave an update to the council on all city-wide Public Works projects. This report is included in the agenda.

**ITEM NO. 17** on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF MAYOR'S APPOINTMENT OF BRIAN MAGIROWSKY AS TRUSTEE TO THE BETHANY-WARR ACRES PUBLIC WORKS AUTHORITY FOR CALENDAR YEAR 2025. (NIKKI LLOYD, MAYOR)**

A motion was made by Vice-Mayor Plank, seconded by Council Member German to approve the mayor's appointment of Brian Magirowsky as Trustee to the Bethany-Warr Acres Public Works Authority for calendar year 2025. Yes votes: Larsen, Lloyd, Magirowsky, Plank, German, Powell. No votes: Palmer, McPhail. Motion approved.

**ITEM NO. 18** 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. 19** on the agenda was the **CITY ATTORNEY'S REPORT**.

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

**ITEM NO. 20** on the agenda was the **CITY MANAGER'S REPORT**.

**A, FINANCE REPORT**

Finance Director Vaughn presented the financial report to the council.

**ITEM NO. 21** on the agenda was **COUNCIL MEMBERS' ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

Each council member was given the opportunity to comment.

**ITEM NO. 22** on the agenda was **ADJOURN UNTIL FEBRUARY 4, 2025.**

Mayor Lloyd adjourned the Bethany City Council meeting at 8:15 P.M. until February 4, 2025.

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MAYOR

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CITY CLERK

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## **BETHANY PUBLIC WORKS AUTHORITY MEETING**

### **BETHANY CITY HALL**

**TUESDAY, JANUARY 7, 2025**

**6:30 P.M.**

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Peter Plank	Vice-Chairman
	Steve Palmer	Trustee
	Brian Magirowsky	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Ken Smart	Trustee
	Kathy Larsen	Trustee
	Dale German	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Ray Jones	City Attorney
	Elizabeth Gray	City Manager
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Steve Manek	TEIM Design
	(See Roster)	

Chairman Lloyd called the Bethany Public Works Authority meeting to order at 7:17 P.M.

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

- A. APPROVAL OF MINUTES FROM DECEMBER 17, 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 as presented. Yes votes: Lloyd,

Palmer, McPhail, Magirowsky, Powell, Larsen, Smart, Plank, German. 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. 3** on the agenda was **ADJOURN UNTIL JANUARY 21, 2025**.

Chairman Lloyd adjourned the Bethany Public Works Authority meeting at 7:18 P.M. until January 21, 2025.

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CHAIRMAN

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SECRETARY

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**BETHANY HOSPITAL TRUST MEETING**

**BETHANY CITY HALL**

**TUESDAY, JANUARY 7, 2025**

**6:30 P.M.**

MEMBERS PRESENT:	Nikki Lloyd	Chairman
	Peter Plank	Vice-Chairman
	Steve Palmer	Trustee
	Dale German	Trustee
	Brian Magirowsky	Trustee
	Chris Powell	Trustee
	Marilyn McPhail	Trustee
	Ken Smart	Trustee
	Kathy Larsen	Trustee
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Ray Jones	City Attorney
	Elizabeth Gray	City Manager
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Steve Manek	TEIM Design
	(See Roster)	

Chairman Lloyd called the Bethany Hospital Trust meeting to order at 7:18 P.M.

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

- A. APPROVAL OF MINUTES FROM DECEMBER 17, 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 Smart, seconded by Council Member Larsen to approve the Consent Docket as presented. Yes votes: Larsen,

German, Plank, Palmer, Magirowsky, Lloyd, McPhail, 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 JANUARY 21, 2025**.

Chairman Lloyd adjourned the Bethany Hospital Trust meeting at 7:18 P.M. until January 21, 2025.

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CHAIRMAN

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SECRETARY

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**BETHANY DEVELOPMENT AUTHORITY**

**BETHANY CITY HALL**

**TUESDAY, JANUARY 7, 2025**

**6:30 P.M.**

MEMBERS PRESENT:     Nikki Lloyd                             Chairman  
                                 Peter Plank                             Vice-Chairman  
                                 Steve Palmer                             Trustee  
                                 Dale German                             Trustee  
                                 Brian Magirowsky                     Trustee  
                                 Chris Powell                             Trustee  
                                 Marilyn McPhail                         Trustee  
                                 Ken Smart                                 Trustee  
                                 Kathy Larsen                             Trustee

MEMBERS ABSENT:     None

OTHERS PRESENT:     Ray Jones                                 City Attorney  
                                 Elizabeth Gray                             City Manager  
                                 Michael Vaughn                             City Clerk/Treasurer  
                                 Lesa LaMar                                 Deputy City Clerk  
                                 Steve Manek                                 TEIM Design  
                                 (See Roster)

Chairman Lloyd called the Bethany Development Authority meeting to order at 7:18 P.M.

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

- A.     APPROVAL OF MINUTES FROM DECEMBER 17, 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 German to approve the Consent Docket as presented. Yes votes: Lloyd,

German, Plank, Palmer, Magirowsky, McPhail, Smart, Powell, 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. 3** on the agenda was **ADJOURN UNTIL JANUARY 21, 2025**.

Chairman Lloyd adjourned the Bethany Development Authority meeting at 7:19 P.M. until January 21, 2025.

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CHAIRMAN

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SECRETARY