

NOTICE: Agenda posted on the front door of City Hall and on the bulletin board in the lobby of City Hall at 4:59 P.M., Monday, February 3, 2020.

MINUTES

BETHANY CITY COUNCIL

TUESDAY, FEBRUARY 4, 2020

7:30 P.M.

MEMBERS PRESENT:	KP Westmoreland	Mayor
	Steve Palmer	Council Member
	Chris Powell	Council Member
	Matthew Goodwin	Council Member
	Amanda Sandoval	Council Member
	Jeff Knapp	Council Member
	John Herren	Council Member
	S.R. Hunter	Council Member
	Kathy Larsen	Council Member

MEMBERS ABSENT: None

OTHERS PRESENT:	Bradd Brown	City Manager
	Claudia Conner	City Attorney
	Michael Vaughn	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Amanda McCellon	Dir. CD & Planning and Zoning
	(See Roster)	

Mayor Westmoreland called the meeting to order at 7:30 p.m.

The Invocation was given by Mayor Westmoreland.

The Flag Salute was conducted by Vice-Mayor Knapp.

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

- A. APPROVAL OF MINUTES FROM THE JANUARY 21, 2020 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.**

Councilmember Palmer seconded by Councilmember

Knapp to approve the Consent Docket. Yes votes: Westmoreland, Palmer, Powell, Goodwin, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda PUBLIC HEARING ITEM: CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NO. 1582, A RESOLUTION AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE CITY OF BETHANY BY DESIGNATING CERTAIN PROPERTY AT 3200 N COUNCIL ROAD FROM SINGLE FAMILY RESIDENTIAL TO MIXED-USE DEVELOPMENT. (BRADD BROWN, CITY MANAGER)

Amanda McCellon presented a slideshow on the business and plans for the property at 3200 N Council Road. Shane Mutz the business owner answered questions from the council. Mr Mutz informed council the space would be used for manufacturing and small retail. The vote from Planning and Zoning was unanimous approval.

Motion was made by Councilmember Knapp seconded by Councilmember Hunter to approve Resolution No. 1582. Yes votes: Westmoreland, Palmer, Powell, Sandoval, Goodwin, Sandoval, Herren, Hunter. No votes: Larsen. Motion passed.

ITEM NO. 2.1 on the agenda PUBLIC HEARING ITEM CONT.: CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 1988, AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN AND ZONING ORDINANCES AND MAP OF THE CITY OF BETHANY, OKLAHOMA, BY INCLUDING FROM R1, SINGLE FAMILY TO MUD, MIXED-USE DISTRICT THE PROPERTY DESCRIBED AS 3200 COUNCIL ROAD BETHANY, OKLAHOMA COUNTY, OKLAHOMA AS MORE PARTICULARLY DESCRIBED HEREINAFTER AND DECLARING AN EMERGENCY. (CLAUDIA CONNER, CITY ATTORNEY)

A. APPROVAL OF ORDINANCE NO. 1988, ON READING BY TITLE ONLY.

Motion was made by Councilmember Hunter seconded by Councilmember Knapp to approve Ordinance No. 1988, on reading by title only. Yes votes: Westmoreland, Palmer, Powell, Sandoval, Goodwin, Sandoval, Herren, Hunter. No votes: Larsen. Motion passed.

B. APPROVAL OF SECTION 1 OF ORDINANCE NO. 1988.

Motion was made by Councilmember Knapp seconded by Councilmember Herren to approve Section 1 of Ordinance No. 1988. Yes votes: Westmoreland, Palmer, Powell, Sandoval, Goodwin, Sandoval, Herren, Hunter. No votes: Larsen. Motion passed.

C. APPROVAL OF SECTION 2 OF ORDINANCE NO. 1988, THE EMERGENCY SECTION.

Motion was made by Councilmember Goodwin seconded by Councilmember Knapp to approve Section 2 of Ordinance No. 1988, the emergency section. Yes votes: Westmoreland, Palmer, Powell, Sandoval, Goodwin, Sandoval, Herren, Hunter. No votes: Larsen. Motion passed.

ITEM NO. 3 on the agenda CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NO. 1583, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, IN ACCORDANCE WITH SECTION 37.04 OF THE CITY OF BETHANY ORDINANCES FOR THE CITY COUNCIL OF THE CITY OF BETHANY TO ESTABLISH WAGES AND SALARIES FOR CITY EMPLOYEES BY SUSPENDING AUTOMATIC PAY RAISES PURSUANT TO THE GENERAL PAY PLAN. (BRADD BROWN, CITY MANAGER)

Motion was made by Councilmember Palmer seconded by Councilmember Powell to approve Resolution No. 1583. Yes votes: Westmoreland, Palmer, Goodwin, Powell, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 4 on the agenda CONSIDERATION AND POSSIBLE ADOPTION OF ORDINANCE NO. 1968, AN ORDINANCE OF THE CITY OF BETHANY, OKLAHOMA ENACTING THE COX CABLE FRANCHISE AGREEMENT (“FRANCHISE AGREEMENT”) GRANTING TO COXCOM, LLC AND ITS SUCCESSORS AND ASSIGNS (“COX”) THE RIGHT AND PRIVILEGE FOR A TERM OF FIVE (5) YEARS TO CONSTRUCT, ERECT, OPERATE, MODIFY AND MAINTAIN, IN, UPON, ALONG, ACROSS, ABOVE, OVER AND UNDER THE STREETS, ALLEYS, EASEMENTS AND OTHER PUBLIC WAYS AND PLACES WITHIN THE CITY OF BETHANY, OKLAHOMA (“CITY”) SUCH FACILITIES NECESSARY FOR THE OPERATION AND MAINTENANCE OF A CABLE TELEVISION SYSTEM IN THE CITY; MAKING SAID GRANT SUBJECT TO THE PROVISIONS OF THIS FRANCHISE ORDINANCE AND THE FRANCHISE AGREEMENT; PROVIDING THAT THE RIGHTS AND PRIVILEGES GRANTED HEREIN ARE EXPRESSLY MADE SUBJECT TO CHAPTER 123 OF THE BETHANY CODE OF ORDINANCES AND THE PROVISIONS OF THE FRANCHISE AGREEMENT ENTERED INTO BY AND BETWEEN THE CITY AND COX; REQUIRING COX TO STRICTLY COMPLY WITH THE FRANCHISE AGREEMENT; PROVIDING THAT THIS FRANCHISE ORDINANCE SHALL BECOME EFFECTIVE ON FEBRUARY 4, 2020; PROVIDING THAT A VOTE OF THE PEOPLE IS NOT REQUIRED AND HAS BEEN PRE-EMPTED BY FEDERAL LAW; INCORPORATING EXHIBIT “A” AS THE COX CABLE FRANCHISE AGREEMENT; REPEALING ALL ORDINANCES TO THE CONTRARY; PROVIDING THAT NOTHING IN THIS ORDINANCE SHALL BE CONSTRUED TO PREVENT THE CITY FROM REVISION FRANCHISE TO ANY OTHER PERSON, FIRM DECLARING AN EMERGENCY. (TABLED AT THE

01/07/2020 MEETING.) (CLAUDIA CONNER, CITY ATTORNEY)

- A. APPROVAL OF ORDINANCE NO. 1968 ON READING BY TITLE ONLY.
- B. APPROVAL OF SECTIONS 1-8 OF ORDINANCE NO. 1968.
- C. APPROVAL OF SECTION 9 OF ORDINANCE NO. 1968, THE EMERGENCY SECTION.

Motion was made by Councilmember Larsen seconded by Councilmember Palmer to vote as one item for Ordinance No. 1968 on reading by title only, Sections 1-8 and Section 9, the emergency section. Yes votes: Westmoreland, Palmer, Goodwin, Powell, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 5 on the agenda CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 1986, AN ORDINANCE AMENDING TITLE 3, CHAPTER 30 OF THE BETHANY CODE OF ORDINANCES REGARDING THE REGULAR MEETINGS OF THE CITY COUNCIL TIME AND PLACE OF MEETINGS TO BE CHANGED FROM 7:30 PM TO 7:00PM TO 9PM MEETINGS; CHANGING THE PLACE FROM CITY HALL TO THE BETHANY LIBRARY OR OTHER CONVENIENT PLACE AS IS NECESSARY DURING RENOVATIONS OF CITY HALL; ALLOW CITY COUNCIL TO CHANGE BY MOTION THE DATE, TIME AND PLACE OF REGULARLY SCHEDULED MEETINGS UNDER CERTAIN CIRCUMSTANCES; AND DECLARING AN EMERGENCY. (CLAUDIA CONNER, CITY ATTORNEY)

- A. APPROVAL OF ORDINANCE NO. 1986 ON READING BY TITLE ONLY.
- B. APPROVAL OF SECTIONS 1-2 OF ORDINANCE NO. 1986.
- C. APPROVAL OF SECTION 3 OF ORDINANCE NO. 1986, THE EMERGENCY SECTION.

Motion was made by Councilmember Palmer seconded by Councilmember Larsen to vote as one item for Ordinance No. 1986 on reading by title only, Sections 1-2 and Section 3, the emergency section. Yes votes: Westmoreland, Palmer, Goodwin, Powell, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 6 on the agenda CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 1987, AN ORDINANCE AMENDING TITLE 15, CHAPTER 159 OF THE BETHANY CODE OF ORDINANCES REGARDING THE REGULAR MEETINGS OF THE PLANNING AND ZONING COMMISSION LOCATION OF MEETINGS TO BE CHANGED FROM MEETING AT BETHANY CITY HALL TO BETHANY LIBRARY; AND DECLARING AN EMERGENCY. (CLAUDIA CONNER, CITY ATTORNEY)

- A. APPROVAL OF ORDINANCE NO. 1987 ON READING BY TITLE ONLY.
- B. APPROVAL OF SECTION 1 OF ORDINANCE NO. 1987.
- C. APPROVAL OF SECTION 2 OF ORDINANCE NO. 1987, THE EMERGENCY SECTION.

Motion was made by Councilmember Hunter seconded by Councilmember Larsen to vote as one item for Ordinance No. 1987 on reading by title only, Sections 1 and Section 2, the emergency section. Yes votes: Westmoreland, Palmer, Goodwin, Powell, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 7 on the agenda APPROVAL OF AMENDED SCHEDULE OF MEETINGS FOR CALENDAR YEAR 2020. (CLAUDIA CONNER, CITY ATTORNEY)

Motion was made by Councilmember Palmer seconded by Councilmember Powell to approve the amended schedule of meetings for calendar year 2020. Yes votes: Westmoreland, Palmer, Goodwin, Powell, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO 8 on the agenda CONSIDERATION AND POSSIBLE APPROVAL OF APPOINTMENT OF COUNCIL MEMBER CHRIS POWELL AS THE ACOG BOARD AND COMMITTEE MEMBER DELEGATE AND APPOINTMENT OF KATHY LARSEN AS AN ALTERNATE. (KP WESTMORELAND, MAYOR)

Motion was made by Councilmember Palmer seconded by Councilmember Goodwin to appoint Chris Powell as the ACOG Board and Committee member delegate and appointment of Kathy Larsen as alternate. Yes votes: Westmoreland, Palmer, Goodwin, Powell, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 9 UPDATE, DISCUSSION, AND POSSIBLE ACTION CONCERNING THE WATER CONTAMINATION/WATER WELL EFFORTS. (KP WESTMORELAND, MAYOR)

City Manager Bradd Brown informed council that we are in the process of meeting with different engineers concerning a water study. There will be more discussion soon on hiring an engineering firm to do a study on our system. There was discussion on the setting aside of the money that will be received from the water pollution settlement. City Attorney Claudia Conner is exploring ways to set up a fund that will allow the council to place restrictions as they deem necessary upon the monies received.

ITEM NO. 10 CITIZEN'S OPPORTUNITY TO ADDRESS THE COUNCIL ON GENERAL TOPICS RELATED TO CITY BUSINESS OR SERVICES (3 MINUTE LIMIT-NO ACTION MAY BE TAKEN ON MATTERS UNDER THIS ITEM).

Kil Price- 4608 North Wheeler, Bethany
Arvel Williams- 4401 Patty Lane, Bethany

ITEM NO. 11 on the agenda CITY ATTORNEY'S REPORT.

ITEM NO. 12 on the agenda **CITY MANAGER'S REPORT.**

ITEM NO. 13 on the agenda **COUNCIL MEMBERS ANNOUCEMENTS, COMMENTS, AND PROPOSALS.**

ITEM NO. 14 on the agenda was **NEW BUSINESS.**

ITEM NO. 15 on the agenda was **ADJOURN UNTIL FEBRUARY 18, 2020.**

Mayor Westmoreland adjourned the Bethany City Council meeting at 8:16 P.M. until February 18, 2020.

MAYOR

CITY CLERK

MINUTES

BETHANY PUBLIC WORKS AUTHORITY

TUESDAY, FEBRUARY 4, 2020

7:30 P.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Steve Palmer Trustee
Chris Powell Trustee
Matthew Goodwin Trustee
Amanda Sandoval Trustee
Jeff Knapp Trustee
John Herren Trustee
S.R. Hunter Trustee
Kathy Larsen Trustee

MEMBERS ABSENT: None

OTHERS PRESENT: Bradd Brown City Manager
Michael Vaughn City Clerk/Treasurer
Lesa LaMar Deputy City Clerk
Claudia Conner City Attorney
Amanda McCellon Dir. CD & Planning and Zoning
(See Roster)

Chairman Westmoreland called the Bethany Public Works Authority meeting to order at 8:16 P.M.

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

- A. APPROVAL OF MINUTES FROM THE JANUARY 21, 2020 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.**

Motion was made by Trustee Palmer and seconded by Trustee Knapp to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, Powell, Goodwin, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **NEW BUSINESS**.

ITEM NO. 3 on the agenda was **ADJOURN UNTIL FEBRUARY 18, 2020**.

Chairman Westmoreland adjourned the Bethany Public Works Authority meeting at 8:21 P.M. until February 18, 2020.

CHAIRMAN

SECRETARY

MINUTES

BETHANY HOSPITAL TRUST

TUESDAY, FEBRUARY 4, 2020

7:30 P.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Steve Palmer Trustee
Matthew Goodwin Trustee
Chris Powell Trustee
Amanda Sandoval Trustee
Jeff Knapp Trustee
John Herren Trustee
S.R. Hunter Trustee
Kathy Larsen Trustee

MEMBERS ABSENT: None

OTHERS PRESENT: Bradd Brown City Manager
Michael Vaughn City Clerk/Treasurer
Lesa LaMar Deputy City Clerk
Claudia Conner City Attorney
Amanda McCellon Dir. CD & Planning and Zoning
(See Roster)

Chairman Westmoreland called the Bethany Hospital Trust meeting to order at 8:16 P.M.

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

- A. APPROVAL OF MINUTES FROM THE JANUARY 21, 2020 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.**

Motion was made by Trustee Palmer seconded by Trustee Knapp to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, Powell, Goodwin, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 DISCUSSION ON TRANSFERRING FUNDS FROM THE BETHANY HOSPITAL TRUST TO THE CAPITAL IMPROVEMENT PROJECTS FUND TO FACILITATE ADA COMPLIANCE AT CITY HALL. (KP WESTMORELAND, MAYOR)

Discussion Only.

ITEM NO. 3 on the agenda **NEW BUSINESS.**

ITEM NO. 4 on the agenda was **ADJOURN UNTIL FEBRUARY 18, 2020.**

Chairman Westmoreland adjourned the Bethany Hospital Trust meeting at 8:21 P.M. until February 18, 2020.

CHAIRMAN

SECRETARY

MINUTES

BETHANY DEVELOPMENT AUTHORITY

TUESDAY, FEBRUARY 4, 2020

7:30 P.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Steve Palmer Trustee
Chris Powell Trustee
Matthew Goodwin Trustee
Amanda Sandoval Trustee
Jeff Knapp Trustee
John Herren Trustee
S.R. Hunter Trustee
Kathy Larsen Trustee

MEMBERS ABSENT: None

OTHERS PRESENT: Bradd Brown City Manager
Michael Vaughn City Clerk/Treasurer
Lesa LaMar Deputy City Clerk
Claudia Conner City Attorney
Amanda McCellon Dir. CD & Planning and Zoning
(See Roster)

Chairman Westmoreland called the Bethany Development Authority meeting to order at 8:21 P.M.

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

- A. APPROVAL OF MINUTES FROM THE JANUARY 21, 2020 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.**

Motion was made by Trustee Palmer seconded by Trustee Herren to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, Powell, Goodwin, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **ADJOURN UNTIL FEBRUARY 18, 2020.**

Chairman Westmoreland adjourned the Bethany Development Authority meeting at 8:22 P.M. until February 18, 2020.

CHAIRMAN

SECRETARY