

NOTICE: Agenda posted on the front door of City Hall and on the bulletin board in the lobby of City Hall at or before 4:59 P.M., Friday, August 30, 2019.

MINUTES

BETHANY CITY COUNCIL

TUESDAY, SEPTEMBER 3, 2019

7:30 P.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Steve Palmer 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: Matthew Goodwin Council Member

OTHERS PRESENT: Ken Smart Interim City Manager
Beth Anne Childs Interim City Attorney
Berkeley Penner City Clerk/Treasurer
Lesa LaMar Assistant City Clerk
(See Roster)

Mayor Westmoreland called the Bethany City Council meeting to order at 7:32 P.M.

The Invocation was given by former Councilmember Larsen.

The Flag Salute was conducted by former Councilmember Palmer.

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

- A. APPROVAL OF MINUTES FROM THE AUGUST 20, REGULAR MEETING.**
- B. APPROVAL OF MINUTES FROM THE AUGUST 27, 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.**

- D. RATIFY THE FY 2020 AGREEMENT BETWEEN CRAWFORD & ASSOCIATES AND THE CITY OF BETHANY FOR THE PURPOSE OF CONDUCTING THE ANNUAL FINANCIAL STATEMENT PREPARATION FOR THE AUDIT OF THE CITY OF BETHANY'S FISCAL YEAR 2020.**
- E. APPROVAL OF LIBRARY CHANGE ORDER NO. 13.**
- F. APPROVAL OF RESOLUTION NO. 1563, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, PROVIDING FOR AUTHORIZED SIGNERS ON BUSINESS BANK ACCOUNTS ON ALL CITY OF BETHANY ACCOUNTS, INCLUDING INVESTMENT ACCOUNTS.**

Motion was made by Councilmember Knapp, seconded by Councilmember Hunter to approve the Consent Docket. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter. No votes: None. Abstain votes: Larsen. Motion passed.

ITEM NO. 2 on the agenda SPECIAL PRESENTATION: MAYORAL PROCLAMTION PRESENTED TO TRICIA WOODWARD FROM THE U.S. CENSUS BUREAU.

Tricia Woodward spoke on the importance of identifying everyone that lives within the City of Bethany for the 2020 Census. March of 2020 you will be able to go online and be counted. 2020census.gov has information available if more information is needed.

ITEM NO. 3 on the agenda CONSIDERATION, DISCUSSION, AND POSSIBLE APPROVAL OF RESOLUTION NO. 1567, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, CONFIRMING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF BETHANY, OKLAHOMA, AND PARTICULARLY REVISIONS TO THE CHARTER AS APPROVED BY THE ELECTORATE; NOTIFYING THE PUBLIC OF THE SUPPLEMENT; AND CONFIRMING THE PUBLICATION OF THE SUPPLEMENT IN ACCORDANCE WITH STATE STATUTE.

Motion was made by Councilmember Herren, seconded by Councilmember Palmer to approve Resolution No. 1567. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 4 on the agenda was CONSIDERATION, DISCUSSION, AND POSSIBLE APPROVAL OF RESOLUTION NO. 1562, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, PROVIDING FOR THE CONTINUED APPOINTMENT OF KEN SMART, AS INTERIM CITY MANAGER FOR A PERIOD NOT TO EXCEED THREE (3) MONTHS ON A MONTH-TO-MONTH BASIS EFFECTIVE SEPTEMBER 26, 2019, IN ORDER TO FINALIZE THE RECRUITMENT

AND HIRING OF A FULL-TIME CITY MANAGER WHO MEETS ALL QUALIFICATIONS SET FORTH IN THE CHARTER OF THE CITY OF BETHANY; AND APPROVING A FIRST AMENDED EMPLOYMENT AGREEMENT AND AUTHORIZING ITS EXECUTION.

Motion was made by Councilmember Herren seconded by Councilmember Palmer to approve Resolution No. 1562. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 5 on the agenda was CONSIDERATION, DISCUSSION, AND POSSIBLE APPROVAL OF RESOLUTION NO. 1569, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, APPOINTING CLAUDIA CONNER AS THE CITY ATTORNEY FOR THE CITY OF BETHANY EFFECTIVE SEPTEMBER 4, 2019; AND APPROVING AND AUTHORIZING NEGOTIATION OF AN EMPLOYMENT AGREEMENT SETTING FORTH THE TERMS OF THE REPRESENTATION AND COMPENSATION.

Motion was made by Councilmember Larsen, seconded by Councilmember Sandoval to approve Resolution No. 1569. Yes votes: Westmoreland, Palmer, Knapp, Herren, Sandoval, Hunter, Larsen. No Votes: None. Motion passed.

ITEM NO. 6 on the agenda CONSIDERATION, DISCUSSION AND POSSIBLE APPROVAL OF ORDINANCE NO. 1976, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, CLOSING A RECORDED 10 FOOT BY 15 FOOT UTILITY EASEMENT AND A PRESCRIPTIVE EASEMENT CONTAINING AN ABANDONED SANITARY SEWER LINE ON PROPERTY LOCATED IN THE NORTHWEST CORNER OF THE PLAT OF DEVILLE PARK 6TH ADDITION TO BETHANY, OKLAHOMA COUNTY, STATE OF OKLAHOMA, AND GENERALLY LOCATED ON THE NORTHEAST CORNER OF NW 23RD AND COUNCIL ROAD; PROVIDING FOR SEVERABILITY; PROVIDING THAT THE ORDINANCE SHALL NOT BE CODIFIED; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND DECLARING AN EMERGENCY.

A. APPROVAL OF ORDINANCE NO. 1976 ON READING BY TITLE ONLY.

Motion was made by Councilmember Palmer, seconded by Councilmember Larsen to approve Ordinance No. 1976 on reading by title only. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

B. APPROVAL OF SECTIONS 1-4 OF ORDINANCE NO. 1976.

Motion was made by Councilmember Palmer, seconded by Councilmember Larsen to approve Sections 1-4 of Ordinance No. 1976. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

C. APPROVAL OF SECTION 5 OF ORDINANCE NO. 1976, THE EMERGENCY SECTION.

Motion was made by Councilmember Palmer seconded by Councilmember Larsen to approve Section 5 of Ordinance No. 1976, the emergency section. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 7 on the agenda was **CONSIDERATION, DISCUSSION AND POSSIBLE ADOPTION OF ORDINANCE NO. 1977, AN ORDINANCE RELATIBNG TO TITLE XIII, GENERAL OFFENSES, CHAPTER 132, OFFENSES AGAINST THE PUBLIC HEALTH, WELFARE, AND MORALS, OF THE CODE OF ORDINANCES OF THE CITY OF BETHANY, OKLAHOMA, AMENDING SECTION 132.020, "DEFINITIONS," AND SPECIFICALLY EXPANDING THE DEFINITIONS OF CONTROLLED DANGEROUS SUBSTANCES AND MARIJUANA, AND ADDING DEFINITIONS FOR DRUG PARAPHERNALIA, PRACTITIONER, AND SIMULATED CONTROLLED DANGEROUS SUBSTNACE; AMENDING SECTION 132-021 "POSSESSION OF CONTROLLED DANGEROUS SUBSTANCES,: AND SPECIFICALLY BRINGING THE PROVISIONS INTO COMPLIANCE WITH STATE STATUTE; AMENDING SECTION 132.022, "DRUG PARAPHERNALIA," AND SPECIFICALLY BRINGING THE PROVISIONS INTO COMPLIANCE WITH STATE STATUTE; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND DECLARING AN EMERGENCY.**

A. APPROVAL OF ORDINANCE NO. 1977 ON READING BY TITLE ONLY.

Motion was made by Councilmember Palmer, seconded by Councilmember Herren to approve Ordinance No. 1977 on reading by title only. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

B. APPROVAL OF SECTIONS 1-5 OF ORDINANCE NO. 1977.

Motion was made by Councilmember Palmer, seconded by Councilmember Herren to approve Sections 1-5 of Ordinance No. 1977. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

C. APPROVAL OF SECTION 6 OF ORDINANCE NO. 1977, THE EMERGENCY SECTION.

Motion was made by Councilmember Palmer, seconded by Councilmember Herren to approve Sections 11 of Ordinance No. 1977, the emergency section.

Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 8 on the agenda CONSIDERATION, DISCUSSION, AND POSSIBLE APPROVAL TO EARMARK FUNDS RECEIVED FROM THE OKLAHOMA MUNICIPAL ASSURANCE GROUP'S RECOGNITION PROGRAM FOR THE CITY OF BETHANY'S INDEPENDENCE DAY FREEDOM FESTIVAL, AND DIRECTION TO THE INTERIM CITY MANAGER TO INCLUDE THIS IN THE ANNUAL BUDGET.

Mayor Westmoreland explained how this money would be used for matching funds for the Freedom Festival.

Motion was made by Councilmember Palmer seconded by Councilmember Herren to approve earmarking funds received from the Oklahoma Municipal Assurance Group's Recognition Program for the City of Bethany's Independence Day Freedom Festival, and direction to the Interim City Manager to include this in the annual budget. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Herren. No votes: Hunter, Larsen. Motion passed.

ITEM NO. 9 on the agenda APPROVAL OF MAYOR'S APPOINTMENT OF COUNCIL MEMBER JOHN HERREN TO SERVE AS TRUSTEE TO THE BETHANY-WARR ACRES PUBLIC WORKS AUTHORITY.

Motion was made by Councilmember Palmer seconded by Councilmember Larsen to appoint Councilmember John Herren to serve as Trustee to the Bethany-Warr Acres Public Works Authority. Yes votes: Westmoreland, Palmer, Sandoval, Knapp, Hunter, Larsen. No votes: None. Abstain: Herren. Motion passed.

ITEM NO. 10 CITIZENS' 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).

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

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

Water is now moved to a Level 1- odd/even.

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

ITEM NO. 14 on the agenda was NEW BUSINESS.

City Council Meeting
September 3, 2019

ITEM NO. 15 on the agenda was **ADJOURN UNTIL SEPTEMBER 17, 2019.**

Mayor Westmoreland adjourned the Bethany City Council meeting at 8:05 P.M. until September 17, 2019.

MAYOR

CITY CLERK

MINUTES

BETHANY PUBLIC WORKS AUTHORITY

TUESDAY, SEPTEMBER 3, 2019

7:30 P.M.

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

MEMBERS ABSENT: Matthew Goodwin Trustee

OTHERS PRESENT: Ken Smart Interim City Manager
Beth Anne Childs Interim City Attorney
Berkeley Penner City Clerk/Treasurer
Lesla LaMar Assistant City Clerk
(See Roster)

Mayor Westmoreland called the Bethany Public Works Authority meeting to order at 8:05 P.M.

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

- A. APPROVAL OF MINUTES FROM THE AUGUST 20, 2019 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 INCLUDED IN THE AGENDA PACKET.**
- C. APPROVAL OF RESOLUTION NO. 1564, A RESOLUTION OF THE TRUSTEES OF THE BETHANY PUBLIC WORKS AUTHORITY PROVIDING FOR AUTHORIZED SIGNERS ON BUSINESS BANK ACCOUNTS ON ALL BETHANY PUBLIC WORKS AUTHORITY ACCOUNTS, INCLUDING INVESTMENT ACCOUNTS.**

Motion was made by Trustee Palmer and seconded by Trustee Hunter to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, 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 SEPTEMBER 17, 2019**.

Chairman Westmoreland adjourned the Bethany Public Works Authority meeting at 8:05 P.M. until September 17, 2019.

CHAIRMAN

SECRETARY

MINUTES

BETHANY HOSPITAL TRUST

TUESDAY, SEPTEMBER 3, 2019

7:30 P.M.

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

MEMBERS ABSENT: Matthew Goodwin Trustee

OTHERS PRESENT: Ken Smart Interim City Manager
Beth Anne Childs Interim City Attorney
Berkeley Penner City Clerk/Treasurer
Lesla LaMar Assistant City Clerk
(See Roster)

Chairman Westmoreland called the Bethany Hospital Trust meeting to order at 8:05 P.M.

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

- A. APPROVAL OF MINUTES FROM THE AUGUST 20, 2019 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. APPROVAL OF RESOLUTION NO. 1565, A RESOLUTION OF THE TRUSTEES OF THE BETHANY HOSPITAL TRUST PROVIDING FOR AUTHORIZED SIGNERS ON BUSINESS BANK ACCOUNTS ON ALL BETHANY HOSPITAL TRUST ACCOUNTS, INCLUDING INVESTMENT ACCOUNTS.**

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

ITEM NO. 2 on the agenda was **ADJOURN UNTIL SEPTEMBER 17, 2019.**

Chairman Westmoreland adjourned the Bethany Hospital Trust meeting at 8:06 P.M. until September 17, 2019.

CHAIRMAN

SECRETARY

MINUTES

BETHANY DEVELOPMENT AUTHORITY

TUESDAY, SEPTEMBER 3, 2019

7:30 P.M.

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

MEMBERS ABSENT: Matthew Goodwin Trustee

OTHERS PRESENT: Ken Smart Interim City Manager
Beth Anne Childs Interim City Attorney
Berkeley Penner City Clerk/Treasurer
Lesla LaMar Assistant City Clerk
(See Roster)

Chairman Westmoreland called the Bethany Development Authority meeting to order at 8:06 P.M.

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

- A. APPROVAL OF MINUTES FROM THE AUGUST 20, 2019 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, Sandoval, Knapp, Herren, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **ADJOURN UNTIL SEPTEMBER 17, 2019.**

Chairman Westmoreland adjourned the Bethany Development Authority meeting at 8:07 P.M. until September 17, 2019.

CHAIRMAN

SECRETARY