
Agenda posted on the front door of City Hall and the bulletin board in the lobby of City Hall at 5:00 P.M., Friday, December 16, 2016. 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.

AGENDA

BETHANY CITY COUNCIL



TUESDAY, DECEMBER 20, 2016

7:30 P.M.

**BETHANY CITY HALL
6700 NW 36TH ST, BETHANY, OKLAHOMA**

Call to Order
Invocation
Flag Salute

1. Consent Docket:
 - A. Approval of Minutes from the December 6, 2016 Regular Meeting.
 - B. Public Improvement-Routine Item: Acknowledge Permit to Construct CIP-13-01 (Sanitary Sewer Upgrades) located at McMillan Lift Station.
 - C. Adopt Resolution No. 1425 assigning all 9-1-1 Fees payable to City of Bethany to 9-1-1 ACOG for operation of the 9-1-1 Emergency Telephone Systems.
 - D. Authorize City Attorney to file application in District Court to vacate a portion of the plat for Bednar Second Addition concerning property owned by the City near NW 36th and Mueller Avenue to be used for the new library.
 - E. Modification to Section 4 of the City Manager Contract providing that the City agrees to contribute to either ICMA-RC or OkMRF in an amount equal to the percentage the City contributes for non-uniform employees.
 - F. 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.
2. Mayoral Proclamation presented to Wyatt Knapp.
3. Call to the Public.

4. Discuss and establish Cemetery Improvement Task Force.
5. Discuss and establish Vision 2030 Branding and Logo Task Force.
6. Approval of Ordinance No. 1925 amending Title 5, Chapter 50 of the Bethany Code of Ordinances pertaining to customer utility accounts; providing for security deposits for utilities; providing for meter exchange fee; providing for repealer and severability; and declaring an emergency.
 - A. Approval of Ordinance No. 1925 on reading by title only.
 - B. Approval of Sections 1-3 of Ordinance No. 1925.
 - C. Approval of Section 4 of Ordinance No. 1925, the emergency section.
7. Adoption of Resolution No. 1426 calling and authorizing the County Election Board of Oklahoma County to hold a special election for election of one councilmember from Ward 3 to fill a vacant position for a term expiring 2019; establishing the filing period for filing for office of councilmember Ward 3; and providing for Notice of Election. Council will discuss and roll call vote to establish the filing period.
8. Roll call vote to appoint Vice Mayor to serve the remaining term of the recently vacated position.
9. Approval of Mayor's appointment of Trustee to the Bethany-Warr Acres Public Works Authority.
10. City Attorney's Report.
11. City Manager's Report.
12. Council Members Announcements, Comments, and Proposals.
13. New Business.
14. Adjourn until January 3, 2017.

BETHANY PUBLIC WORKS AUTHORITY

1. Consent Docket:
 - A. Approval of Minutes from the December 6, 2016 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.
2. New Business.

3. Award of bid for Water Treatment Plant Quicklime to Mississippi Lime Company.
4. Adjourn until January 3, 2017.

BETHANY HOSPITAL TRUST

1. Consent Docket:
 - A. Approval of Minutes from the December 6, 2016 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.
2. New Business.
3. Adjourn until January 3, 2017.

BETHANY DEVELOPMENT AUTHORITY

1. Consent Docket:
 - A. Approval of Minutes from the December 6, 2016 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.
2. New Business.
3. Adjourn until January 3, 2017.

Public Participation Note: The City Council and Staff of the City of Bethany strongly encourages the input and involvement of the citizens to help insure that the City government provides the highest level of services to meet the public needs and desires. If you have any concerns or comments about an agenda item, or any other issue, please contact the Mayor, your Ward Council Members or City Hall Staff. You may also contact the City Manager's office if you would like to have an item placed on a future agenda to address the Council as a whole. (Guidelines are available in the Council Chambers and in City Hall Lobby.)

NOTICE: Agenda posted on the front door of City Hall and on the bulletin board in the lobby of City Hall at 5:00 P.M., Thursday, December 1, 2016.

MINUTES

BETHANY CITY COUNCIL

TUESDAY, DECEMBER 6, 2016

7:30 P.M.

MEMBERS PRESENT:	Bryan Taylor	Mayor
	Randy Luinstra	Councilmember
	Curtis Moore	Councilmember
	Kathi Holloway	Councilmember
	Arlita Harris	Councilmember
	Kathy Larsen	Councilmember
	Phill Shirey	Councilmember
	Jeff Knapp	Councilmember
	John Herren	Councilmember

OTHERS PRESENT:	Steve Harzman	Assist. City Manager
	David Davis	City Attorney
	Steve Katen	Public Works Director
	Jon Robinson	Finance Director
	Susan Tate	Secretary
	(See Roster)	

Mayor Taylor called the Bethany City Council meeting to order at 7:30 P.M.

The Invocation was given by Councilmember Harris.

The Flag Salute was conducted by Mayor Taylor.

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

- A. Approval of Minutes from the November 15, 2016 Regular Meeting.
- B. Approval of Winter Pole Banners for Bethany Improvement Foundation.
- C. Approval of Resolution No. 1423 creating a Park and Tree Advisory Board; establishing methods of appointment of members to the board; providing for functions of board.
- D. Acceptance of Municipal Court Report.
- E. Approval of Claims:
 - General Fund in the amount of \$61,167.13
 - Public Safety Fund in the amount of \$1,625.72
 - Library Go Bond Fund in the amount of \$60,028.32

Motion was made by Councilmember Luinstra, seconded by Councilmember Knapp to approve Items A, C, D and E. as submitted and amends Item B. to remove the word “in” and approve. Yes votes: Taylor, Luinstra, Harris, Herren, Knapp. No votes: Moore, Holloway. Abstain: Shirey. Motion passed.

ITEM NO. 2 on the agenda was **CALL TO THE PUBLIC.**

ITEM NO. 3 on the agenda was **PRESENTATION OF EMPLOYEE LIFE SAVING AWARDS.**

Phil Cole, Bethany Police Chief presented Life Saving Awards to:

Officer Shawn Cook
Officer Andrew Zamudio
Officer Matthew Branscum
Officer Britain Oxley
Officer Cole Long

The officers risked their own safety by exposing themselves to a suicidal subject, as well as blood borne pathogens, in order to save his life.

ITEM NO. 4 on the agenda was **PUBLIC HEARING ITEM: APPROVAL OF A SPECIAL USE REQUEST BY WAYNE SADOWSKI, APPLICANT AND PROPERTY OWNER FOR THE PURPOSE OF BUILDING A 500 SQ. FT. ACCESSORY BUILDING AT 8014 NW 31ST TERRACE WITH CONDITIONS.**

Motion was made by Councilmember Holloway, seconded by Councilmember Larsen to approve Special Use Request by Wayne Sadowski, applicant and property owner for the purpose of building a 500 sq. ft. accessory building at 8014 NW 31st Terrace with condition of 1) 5.12 pitch 2) the 25' setbacks on either side 3) match the house with green and cream color scheme. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

ITEM NO. 5 on the agenda was **APPROVAL OF ORDINANCE NO. 1924 AMENDING TITLE 12 OF THE BETHANY CODE OF ORDINANCES, BY ADDING A NEW CHAPTER 122.1 PERTAINING TO MOBILE FOOD SERVICE AND FOOD TRUCKS.**

Motion was made by Councilmember Larsen, seconded by Councilmember Harris to table Ordinance No. 1924 until the return of J.D. Cox, City Manager. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

ITEM NO. 6 on the agenda was **APPROVAL OF RESOLUTION NO. 1424 ESTABLISHING AN ARTS & CULTURE ADVISORY BOARD; ESTABLISHING METHODS OF APPOINTMENT OF MEMBERS TO THE BOARD; PROVIDING FOR FUNCTIONS OF BOARD.**

Steve Harzman, Acting City Manager presented the staff report.

Motion was made by Councilmember Holloway, seconded by Councilmember Larsen to approve Resolution No. 1424 establishing an Arts & Culture Advisory Board as written. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

ITEM NO. 7 on the agenda was **APPROVAL OF PURCHASE OF VEHICLE FOR ADMINISTRATIVE TRAVEL IN THE AMOUNT OF \$18,690.00.**

Motion was made by Councilmember Harris, seconded by Councilmember Luinstra to approve purchase of vehicle for administrative travel in the amount of \$18,690.00. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Shirey, Knapp. Motion passed.

ITEM NO. 8 on the agenda was **CITY ATTORNEY'S REPORT.**

David Davis, City Attorney presented the City Attorney's Report.

ITEM NO. 9 on the agenda was **CITY MANAGER'S REPORT.**

Steve Harzman, Acting City Manager presented the City Manager's Report.

ITEM NO. 10 on the agenda was **COUNCIL MEMBERS ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

ITEM NO. 11 on the agenda was **NEW BUSINESS.**

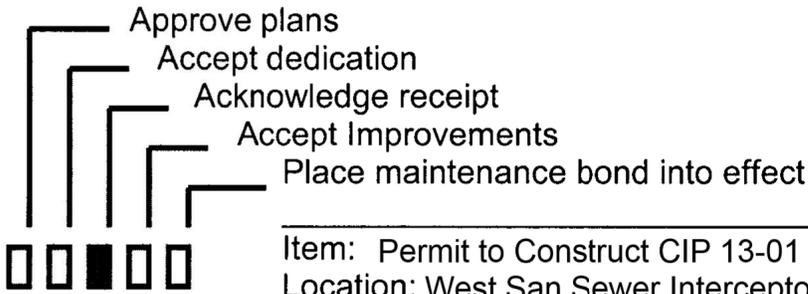
ITEM NO. 12 on the agenda was **ADJOURN UNTIL DECEMBER 20, 2016.**

Mayor Taylor adjourned the Bethany City Council meeting at 8:18 P.M. until December 20, 2016.

MAYOR

CITY CLERK

PUBLIC IMPROVEMENTS
Routine Actions



Item: Permit to Construct CIP 13-01 (Sanitary Sewer Upgrades)
Location: West San Sewer Interceptor, McMillan Lift Sta, NW 50th Force Main
Description: ODEQ regulations require Council to acknowledge receipt of the Permit to Construct.



Item:
Location:
Description:



Item:
Location:
Description:



Item:
Location:
Description:



Item:
Location:
Description:

The above matters are on the consent docket because they involve routine administrative functions and normally require no Council discussion. If you would like further information on any item, you may request that it be removed from the consent docket and considered separately.



SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

November 23, 2016

Steve Harzman, City Manager
City of Bethany
6700 NW 36th Street
Bethany, Oklahoma 73008

Re: Permit No.: SL000055160795
2016 Sanitary Sewer Improvements
& Replacement Lift Station Project
Facility No.: S-20925

Dear Mr. Harzman:

Enclosed is Permit No.: SL000055160795 for the construction of approximately 3,865 L. F. of twenty-four (24) inch sewer line; 120 L. F. of sixteen (16) inch bypass force main with pump quick connect and 6,165 L. F. of eight (8) inch force main; replacement pump station with two 133-gpm at 23-foot TDH submersible pumps; and appurtenances to serve the City of Bethany 2016 Sanitary Sewer Improvements & Replacement Lift Station Project, Oklahoma County, Oklahoma.

The project authorized by this permit should be constructed in accordance with the plans approved by this Department on November 23, 2016. Any deviations from the approved plans and specifications affecting capacity, flow, or operation of units must be approved, in writing, by the Department before changes are made.

Receipt of this permit should be noted in the minutes of the next regular meeting of the City of Bethany, after which it should be made a matter of permanent record.

We are returning one (1) set of the approved plans to you, one (1) set to your engineer and retaining one (1) set for our files.

Respectfully,

A handwritten signature in black ink, appearing to read 'Robert B. Walker', is written over a light blue horizontal line.

Robert B. Walker
Construction Permit Section
Water Quality Division

RBW/RC/ag

Enclosure

c: Bruce Vande Lune, R. S., Regional Manager, DEQ
Jeffrey Chavez, P. E., Garver Engineers, Inc.
Oklahoma City DEQ Office





SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

PERMIT NO.: SL000055160795

SEWER LINES

PWSID NO.: S-20925

PERMIT TO CONSTRUCT

November 23, 2016

Pursuant to O.S. 27A 2-6-304, the City of Bethany is hereby granted this Tier I Permit to construct approximately 3,865 L. F. of twenty-four (24) inch sewer line; 120 L. F. of sixteen (16) inch bypass force main with pump quick connect and 6,165 L. F. of eight (18) inch force main; replacement pump station with two 133-gpm at 23-foot TDH submersible pumps; and appurtenances to serve the City of Bethany 2016 Sanitary Sewer Improvements & Replacement Lift Station Project, located in parts of Sections 8 and 18, T-12-N, R-4-W, I. M., Oklahoma County, Oklahoma, in accordance with the plans approved on November 23, 2016.

By acceptance of this permit, the permittee agrees to operate and maintain the facilities in accordance with the "Oklahoma Pollutant Discharge Elimination System Standards - OPDES" (OAC 252:606) rules and to comply with the state certification laws, Title 59, Section 1101-1116 O.S. and the rules and regulations adopted thereunder regarding the requirements for certified operators.

This permit is issued subject to the following provisions and conditions.

- 1) That the recipient of the permit is responsible that the project receives supervision and inspection by competent and qualified personnel.
- 2) That construction of all phases of the project will be started within one year of the date of approval or the phases not under construction will be resubmitted for approval as a new project.
- 3) That no significant information necessary for a proper evaluation of the project has been omitted or information has been presented in applying for the permit.
- 4) That tests will be conducted as necessary to insure that the construction of the sewer lines will prevent excessive infiltration and that the leakage will not exceed 10 gallons per inch of pipe diameter per mile per day.
- 5) That the Oklahoma Department of Environmental Quality shall be kept informed of occurrences which may affect the eventual performance of the works or that will unduly delay the progress of the project.
- 6) That the permittee will take steps to assure that the connection of house services to the sewers is done in such a manner that the functioning of the sewers will not be impaired and that earth and ground water will be excluded from the sewers when the connection is completed.





SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

PERMIT NO.: SL000055160795

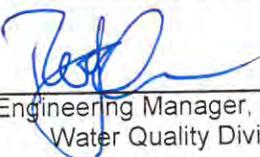
SEWER LINES

PWSID NO.: S-20925

PERMIT TO CONSTRUCT

- 7) That any deviations from approved plans or specifications affecting capacity, flow or operation of units must be approved by the Department before any such deviations are made in the construction of this project.
- 8) That the recipient of the permit is responsible for the continued operation and maintenance of these facilities in accordance with rules and regulations adopted by the Environmental Quality Board, and that this Department will be notified in writing of any sale or transfer of ownership of these facilities.
- 9) The issuance of this permit does not relieve the responsible parties of any obligations or liabilities which the permittee may be under pursuant to prior enforcement action taken by the Department.
- 10) That the permittee is required to inform the developer/builder that a DEQ Storm Water Construction Permit is required for a construction site that will disturb one (1) acre or more in accordance with OPDES, 27A O.S. 2-6-201 *et. seq.* For information or a copy of the GENERAL PERMIT (OKR10) FOR STORM WATER DISCHARGES FROM CONSTRUCTION ACTIVITIES, Notice of Intent (NOI) form, Notice of Termination (NOT) form, or guidance on preparation of a Pollution Prevention Plan, contact the Storm Water Unit of the Water Quality Division at P.O. Box 1677, Oklahoma City, OK 73101-1677 or by phone at (405) 702-8100.
- 11) That all manholes shall be constructed in accordance with the standards for Water Pollution Control Facility Construction (OAC 252:656-5-3), as adopted by the Oklahoma Department of Environmental Quality.
- 12) That when it is impossible to obtain proper 10-foot horizontal and 2-foot vertical separation between water mains and sewer lines as stipulated in Water Pollution Control Facility Construction OAC 252:656-5-4(c)(1) and OAC 252:656-5-4(c)(2), respectively, the sewer shall be designed and constructed equal to water pipe, and shall be pressure tested in accordance with the ASTM standard for the sewer line leakage test used, with no detectable leakage prior to backfilling, in accordance OAC 252:656-5-4(c)(3).

Failure to appeal the conditions of this permit in writing within 30 days from the date of issue will constitute acceptance of the permit and all conditions and provisions.


Rocky Chen, P.E., Engineering Manager, Construction Permit Section
Water Quality Division

Page 2 of 2



NARRATIVE

AGENDA: 12/20/2016

ITEM: Consent 1 (C)

CITY OF BETHANY

RESOLUTION 1425 911 OPERATING FEES ASSESSMENT



Resolution 1425 assigns 911 fees to the Association of Central Oklahoma Governments. As you are all aware, ACOG was established to provide emergency communication, services, facilities, and procedures in the central Oklahoma area.

This resolution acknowledges Bethany's cooperation and understanding that it is necessary that all, 100%, of the fees and taxes, which are received by the local government shall be directed to 911 ACOG, and that those fees will be utilized to support the respective portion of each Member's obligation for financial support.

Recommendation:

Adopt Resolution 1425 as presented.

RESOLUTION NO. 1425

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA ASSIGNING ALL 9-1-1 FEES PAYABLE TO CITY OF BETHANY TO 9-1-1 ACOG FOR OPERATION OF THE 9-1-1 EMERGENCY TELEPHONE SYSTEMS

ASSIGNMENT OF 9-1-1 FEES TO 9-1-1 ACOG

WHEREAS the **City of Bethany, Oklahoma**, is and has been a voluntary Member of the 9-1-1 Association of Central Oklahoma Governments (hereinafter 9-1-1 ACOG), created pursuant to the Interlocal Cooperation Act, Title 74 O.S., section 1001 *et seq.*, for the purpose of creating an association of entities to more efficiently and effectively use their powers by cooperating and provisioning emergency communication procedures, services and facilities for residents of the cities, towns and counties located in the ACOG Central Oklahoma area.

WHEREAS each of the Members of 9-1-1 ACOG understand and acknowledge that the primary function of 9-1-1 ACOG is to administer the planning, design, procurement, installation and operation on behalf of the Members of the procedures, equipment and facilities of every sort pertaining to the operation of the 9-1-1 emergency telephone system in Central Oklahoma. Further, that the function of 9-1-1 ACOG is to receive, administer and monitor the receipt and dispersal of such portions of the taxes and fees levied for 9-1-1 purposes for support and maintenance of the system as is required and determined by the Members.

WHEREAS it is necessary for the financing of the operations and functioning of 9-1-1 ACOG that all of the fees and taxes, which are to be received by the local government authority, shall be assigned and directed to 9-1-1 ACOG to be utilized to support the respective portion of each Member's obligations for contractual, administrative, equipment and service of the regional 9-1-1 system. All of said fees and taxes include those as authorized by Title 63 O. S. section 2811 and following; and the newly enacted 9-1-1 Act as authorized by Title 63 O.S. sections 2861 and following, which include 1) a seventy-five cents monthly fee on each wireless telephone connection; 2) a seventy-five cents monthly fee on each service that is enabled by Voice over Internet Protocol (VoIP) or Internet Protocol (IP); and seventy-five cents on each prepaid wireless retail transaction occurring in this state.

NOW THEREFORE, the **City Council of the City of Bethany**, Oklahoma,

pursuant to its police powers and authority as a local governmental unit and as the authorized recipient of any and all 9-1-1 fees and taxes under Oklahoma law, does hereby, for good and valuable consideration, grant and convey unto the 9-1-1 ACOG all of its right, title, interest, estate and every claim and demand, both at law and in equity, in and to all of the following property: 100% of all fees and taxes for the provisioning of 9-1-1 emergency telephone service, to which it may be entitled from any telephone service provider, or the Oklahoma Tax Commission of the State of Oklahoma, as authorized under the statutory authority of Title 63, Oklahoma statutes, or any other legal authority; together with all the singular rights thereunto belonging, for the duration and balance of the entire fiscal year ending June 30, 2017.

IN WITNESS WHEREOF, this Assignment of 9-1-1 fees to 9-1-1 ACOG is executed on behalf of the **City of Bethany**, Oklahoma, pursuant to this duly adopted Resolution of its City council, this ____ day of _____, 2016.

MAYOR

ATTEST:

CITY CLERK

Approved as to form and legality on December 5, 2016.

City Attorney



City of Bethany

A great place to live, work, shop, and grow a business!

December 20, 2016

Oklahoma 9-1-1 Management Authority
Association of Central Oklahoma Governments
21 E Main, Ste 100
Oklahoma City, OK 73104

Mr. Chairman:

The attached map accurately reflects the population and the call-taking boundaries of the City of Bethany, Oklahoma, for the 9-1-1 public safety answering point for this jurisdiction. I represent the governing authority for the 9-1-1 public safety answering point, and am authorized to certify this information to you.

Name of the 9-1-1 agency that answers calls: City of Bethany, Oklahoma

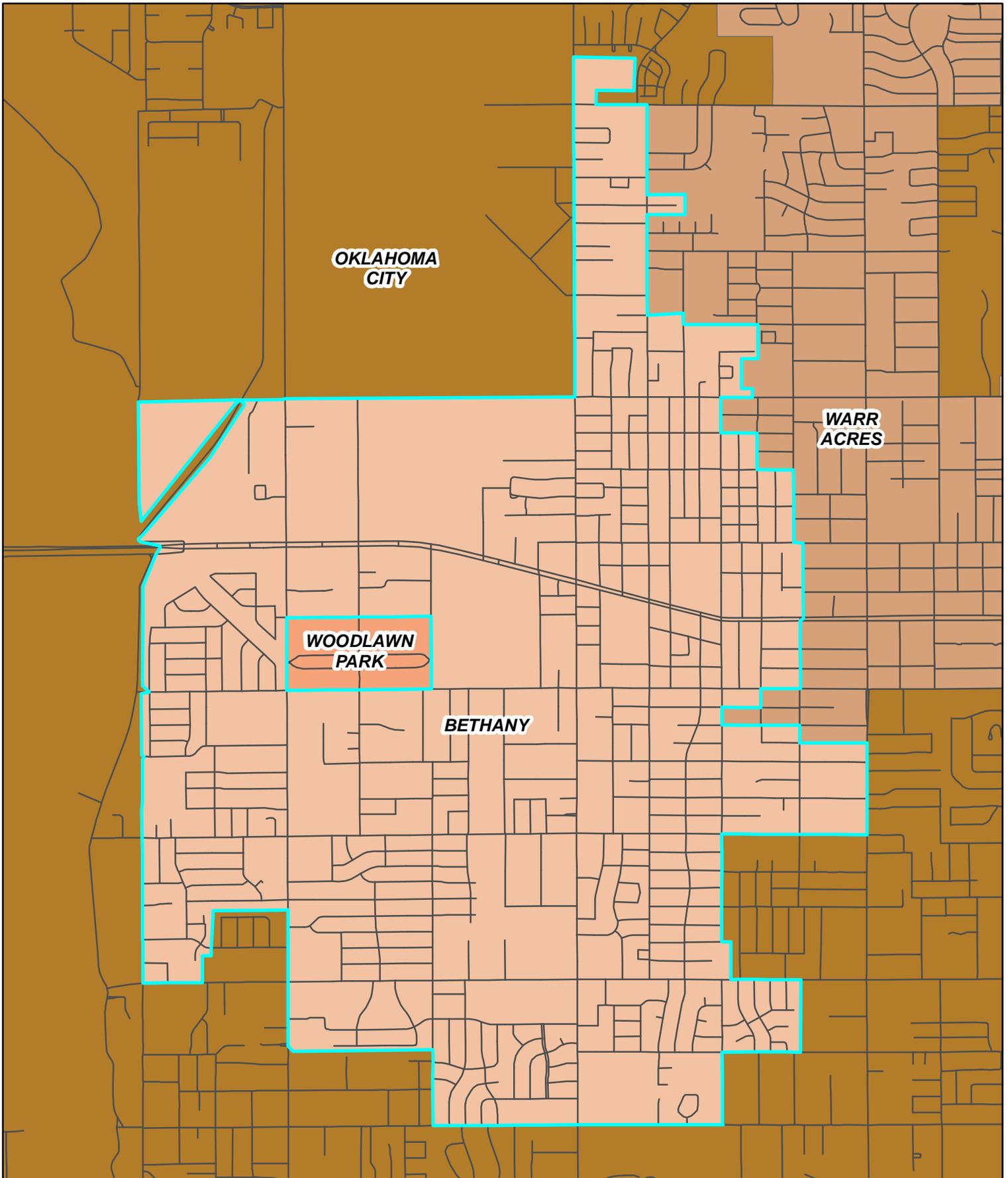
Contact person: J.D. Cox
Email: jd.cox@bethanyok.org

Further, as a voluntary member of the 9-1-1 Association of Central Oklahoma Governments for the Central Oklahoma region I hereby represent and direct that all 9-1-1 fees under Oklahoma law due to this jurisdiction shall be paid to:

9-1-1 ACOG
Attn: John G. Johnson, Executive Director
4205 North Lincoln
Oklahoma City, Oklahoma, 73105

Sincerely,

J. D. Cox
City Manager



CITY OF BETHANY

POPULATION 2010 CENSUS 19,051



21 E. Main, Suite 100
 Oklahoma City, OK 73104
 Telephone: (405) 234-2264
 FAX : (405) 234-2200

This map/data was created and assembled by ACOG for your informational, planning reference and guidance only. None of these materials should be utilized by you or other parties without the benefit of advice and instruction from appropriate professional services. These materials are not verified by a Registered Professional Land Surveyor for the State of Oklahoma and are not intended to be used as such. ACOG makes no warranty, express or implied, related to the accuracy or content of these materials and map/data.

NARRATIVE

AGENDA: 12/20/2016

ITEM: Consent 1 (D)

CITY OF BETHANY

PARTIAL VACATION OF PROPERTY REFERENCE THE BETHANY LIBRARY



This item concerns the action with District Court of Oklahoma County in reference to vacating the street and plat restrictions in the area of the library property. This covers property that has already been vacated in the past. No new property will be vacated by this action.

Recommended Action:

Approve item as presented.

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

IN RE: APPLICATION OF CITY OF BETHANY, OKLAHOMA
FOR PARTIAL VACATION OF PLAT OF BEDNAR
SECOND ADDITION AND APPLICATION TO
FORECLOSE THE RIGHTS OF THE PUBLIC TO
REOPEN THE STREET KNOWN AS THE WEST
480 FEET OF NW 34TH STREET LOCATED BETWEEN
BLOCK 2 AND 3, ALL IN BEDNAR SECOND
ADDITION, BETHANY, OKLAHOMA COUNTY,
OKLAHOMA.

**APPLICATION FOR PARTIAL VACATION OF THE PLAT FOR BLOCKS
TWO AND THREE, BEDNAR SECOND ADDITION TO BETHANY,
OKLAHOMA COUNTY OKLAHOMA AND APPLICATION TO
FORECLOSE THE RIGHTS OF THE PUBLIC TO REOPEN THOSE
PORTIONS OF NW 34TH STREET AS CLOSED BY BETHANY
ORDINANCE NO. 289**

1. A. Applicant is the owner of the following described property located in the City of Bethany, Oklahoma County, State of Oklahoma, to wit: Lots 1 through 22, both inclusive, in Block 2, Bednar Second Addition; Lots 6 and 7, Block 3 and North 64.1 feet of Lots 8-13, Block 3, Bednar Second Addition to Bethany, Oklahoma County, Oklahoma.

B. The purpose of this application is (a) to foreclose the rights of the public to reopen the West 480 feet NW 34th Street, lying between Blocks 2 and 3 of Bednar Second Addition and to vacate the street right of way, (b) to vacate a public easement being West 5 feet of Lot 18, Block 2, Bednar Second Addition, (c) To vacate the portion of the Bednar Second Addition Plat including set back restrictions and restrictive covenants and utility easements for Lots 1 through 22, Block 2, Bednar Second Addition, both inclusive but reserving from the vacation a 15 feet wide public utility easement abutting the south boundary of Lots 1-10, both inclusive of Block 2, Bednar Second Addition, (d) To vacate the portion of the Bednar Second Addition Plat, covering the North 64,1 feet of Lots 8-13, Block 3 and all of Lots 6

and 7, Block 3, including all lot lines, set back restrictions and restrictive covenants, but reserving the 15 foot utility easement abutting the south boundary of said lots 6 and 7, Block 3, Bednar Second Addition, all located in Bethany, Oklahoma County, Oklahoma.

2. Applicant intends to construct a new public library and related facilities by developing the above property. In order to develop the property into the public library it is necessary to vacate that portion of the Bednar Second Addition Plat, described above and to foreclose the right of the public to reopen portions of NW 34th Street and NW 33rd Street formerly known as SW 5th Street and SW 6th Street as previously closed by the City Council of the City of Bethany as shown on the attached City of Bethany Ordinance No. 289 adopted on September 17, 1957, and recorded with the Oklahoma County Clerk at Book 2522 Page 374, on August 24, 1960. The Ordinance is attached hereto as Exhibit A and incorporated herein by reference.

3. The above-described property was first platted and filed of record on February 24, 1948, at Book 26, Page 22 and designated as Bednar Second Addition to Oklahoma County, Oklahoma. The plat imposed certain restrictions on the property as shown on the attached Exhibit B, which is incorporated herein by reference. The Bednar Second Addition Plat dedicated to Public use all the street and easements shown on the Plat.

4. This application is brought under the terms and provisions of 11 O.S. § 42.101 et seq.; therefore, the Applicant is entitled to the relief sought herein and requests that this Court vacate all private and/or public rights to the above-described premises and vest title in the Applicant and owner of the land.

5. In order to properly and legally develop the tract owned by the Applicant, it will be necessary for the Court to vacate the lot lines and set back requirements as shown on the portions of the recorded plat described above and any and all easements, street right-of-ways and restrictions on the above-described

property. Applicant states that the vacation of such portion of the plat described above and the portions of the described street, restrictions, easements or portion thereof will not injuriously affect the rights of owners of other portions of the plat or the public and the portion of the plat described and street described above, restrictions, easement or portion thereof desired to be vacated is either not used or not required for county or municipal purposes or for the use of the holder of a franchise or anyone having a special right or privilege granted by ordinance or legislative enactment; and accordingly, said street, easements or portions thereof have been closed to the public by enactment of the ordinance referenced above and. The portion of the above described platted street, easements or portions thereof as described above has never been used by the public.

6. Attached hereto as Exhibit C is a certificate from a bonded abstractor showing the following:

all owners of record, as shown by the current year's tax rolls in the office of the county treasurer, of property abutting that portion of the plat and public way or easement sought to be vacated, and such other owners of record whose property abuts said public way or easement within three hundred (300) feet from that portion of said plat, public way or easement sought to be vacated; and to any person, firm or corporation, not otherwise required to be notified, that is known by the petitioner to claim an interest or rights in the plat, public way or easement.

WHEREFORE, Applicant respectfully requests that this Court set a hearing on this Application and after notice of the hearing has been given as required by law, that the court enter an Order vacating and terminating the portion of NW 34th Street, easements, plats and restrictions to the described property along with the rights of the public and/or private rights to the above-described property, foreclose the right of the public to reopen the street and easements described above, including but not limited to any claims by the Board of County Commissioners of Oklahoma County, and all holders of franchises and others having a special right or privilege granted to use easements thereon and vesting clear title to the

above-described property in the Applicant and legal owner, City of Bethany, Oklahoma, and for such other and further relief as may be deemed just and proper by this Court.

DAVID A. DAVIS, OBA 2194
Attorney for Applicant
4312 N. CLASSEN BLVD.
OKLAHOMA CITY, OK 73118
405-840-6353 Fax 405- 557-0777
EMAIL: ddavislaw@live.com

STATE OF)
OKLAHOMA) ss.
COUNTY OF)
OKLAHOMA)

David A. Davis, of lawful age, being first duly sworn, on oath states: That I am the duly appointed City Attorney for the City of Bethany, Oklahoma; I have read the above and foregoing pleading, and are familiar with the contents thereof, and that the statements and allegations therein contained are true and correct to the best of their knowledge.

DAVID A. DAVIS

Signed and sworn to before me on the ____ day of _____, 2016, by DAVID A. DAVIS.

Notary Public
My commission expires: _____ My commission number is: _____

BEDNAR SECOND ADDITION

BEING A SUBDIVISION OF A PART OF THE NE 1/4 OF THE N.W. 1/4 OF SECTION 21, T.12 N. - R. 4 W.1.M.
OKLAHOMA COUNTY, OKLAHOMA

OWNERS' CERTIFICATE AND DEDICATION

We, the undersigned, James Bednar and Ore M. Bednar, husband and wife, hereby certify that we are the owners of and the only person or persons who have any right, title or interest in the land shown on the annexed plat of BEDNAR SECOND ADDITION, being a subdivision of the NE 1/4 of the NW 1/4 of Section 21, T.12 N. - R. 4 W.1.M., except the north 33 feet thereof, Oklahoma alone described properly and that we hereby dedicate to the public use all the streets, easements or other lands as shown on said plat; we do hereby guarantee to clear title to all lands as indicated by them, their heirs or assigns forever and have caused the same to be released from all encumbrances so that the title is clear, except as shown in the Abstractor's Certificate.

RESTRICTIONS:

1. Any person or persons hereafter becoming the owner or owners, directly or through any subsequent transfer, in any portion, whether or not of any lot or lots, blocks or parts of lots hereby dedicated shall take title and convey the same subject to the following restrictions, to-wit:
 - a. All lots in this addition shall be known and described as residential lots and no business building of any kind shall be built or operated in this addition on any lot.
 - b. A building line is hereby established as shown on the annexed plat and no structure shall be built closer to the front lot line than those beyond which no portion of any structure shall project, except open porches and steps used in no case closer than 5 feet to any side street line, and no garage or outbuildings shall be constructed closer than 5 feet to any side lot line.
 - c. There is hereby reserved off the rear of each lot 15 feet pavement for the free use of all public utilities as shown on said annexed plat.
 - d. No residential building shall be erected with less than 600 square feet of floor space.
 - e. No residential lot shall be subdivided into a smaller space than shown on the annexed plat for a period of ten (10) years from filing date of this plat.
 - f. No residence of a temporary character shall ever be permitted on any lot in BEDNAR SECOND ADDITION. Moreover, no existing structure, hereafter, may ever be moved on to any lot shown said annexed plat.
 - g. No person of any race other than the Caucasian or American Indian race shall ever use or occupy any building on any lot except the necessary occupancy of quarters on property which is occupied by owner or tenant.
2. The owner or owners of any parcel of land in this addition may severally or jointly by proper action in court enforce any restrictions herein contained or prevent the violation thereof.

Witness our hands this 31st day of January, 1968.

James Bednar
Ore M. Bednar

BONDED ABSTRACTOR'S CERTIFICATE

The undersigned, duly qualified and lawfully bonded Abstractor of Titles in and for the County of Oklahoma, State of Oklahoma, hereby certifies that the records of the County of Oklahoma in said State, show that the title to the land shown on the annexed plat of BEDNAR SECOND ADDITION in Oklahoma County, Oklahoma, is vested in James Bednar, and that on the 27th day of January, 1968, there are no liens, mortgages or judgments of any nature in any court or on file with the Clerk of any court in said County and State against said land or the owner thereof; that the taxes are paid for the year 1967 and prior years; that no outstanding tax sale certificates are against said land and that no tax deeds are issued in any manner and that there are no liens, mortgages or other encumbrances of any kind against the land included within the annexed plat except as follows: Right of way granted in favor of Carl W. Baker Utilities Company, a corporation, dated November 25, 1956, recorded in Book, 280 Miss., page 281 in the records of Oklahoma County, State of Oklahoma.

IN WITNESS WHEREOF, said Bonded Abstractor has caused this instrument to be executed at Oklahoma City, Oklahoma, on this 31st day of January, 1968.

COATES ABSTRACT COMPANY
a sole proprietorship operated by
John J. Coates
John J. Coates
Sole Owner

STATE OF OKLAHOMA } ss.
COUNTY OF OKLAHOMA }

Before me, the undersigned, a Notary Public in and for said County and State, on this 31st day of January, 1968, personally appeared John J. Coates, to me known to be the individual person who subscribed the name of the maker to the within and foregoing instrument as sole owner, and acknowledged to me that he executed the same as his free and voluntary act and deed and as the free and voluntary act and deed of said sole owner for the uses and purposes therein set forth.

Witness my hand and seal this day and year last above written.

My commission expires: July 29, 1969.

Edythe E. Patton
Notary Public

REGIONAL PLANNING COMMISSION APPROVAL

I, R.R. Murphy, Secretary of the Regional Planning Commission for the County of Oklahoma, State of Oklahoma, hereby certify that the said commission duly approved the annexed plat of BEDNAR SECOND ADDITION in Oklahoma County, Oklahoma on the 13th day of February 1968.

R.R. Murphy
Secretary



SURVEYOR'S CERTIFICATE

I, R.W. Thomas, do hereby certify that I am by profession a land surveyor and the above plat consisting of one sheet correctly represents a survey made by me on the 28 day of January, 1968, and that all monuments shown herein actually exist and their positions are correctly shown.

R.W. Thomas
Surveyor

STATE OF OKLAHOMA } ss.
COUNTY OF OKLAHOMA }

Before me, the undersigned, a Notary Public in and for said County and State, on this 31st day of January, 1968, personally appeared R.W. Thomas to me known to be the individual person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal this day and year last above written.

Leah J. Smith
Notary Public



PLAN B SURVEY
By
R.W. THOMAS
LAND SURVEYOR
543 First Nat'l Bldg. S-364
OKLAHOMA CITY, OKLAHOMA

NARRATIVE

AGENDA: 12/20/2016

ITEM: Consent 1 (E)

CITY OF BETHANY

CITY MANAGER CONTRACT AMENDMENT



On July 5th, 2016, the City signed a contract with current City Manager JD Cox. Section 4 of that contract makes a contribution equal to that of other non-contract employees into his ICMA account. At the time, Mr. Cox was not familiar with OMRF. Now that Mr. Cox is becoming more familiar with the available plans, he would like the opportunity to pick the plans that are best for him.

There will be no cost increase for the City. The amendment for the City will read:

Section 4. RETIREMENT. The City agrees to contribute to either the International City Managers Association RC (ICMA-RC) qualified retirement plan or the Oklahoma Municipal Retirement Fund (OMRF) qualified retirement plan, in an amount equal to the percentage the City contributes for non-uniform employees.

Recommended Action:

Approve the change to Section 4 of the current City Manager's contract as presented.

FIRST AMENDMENT TO
EMPLOYMENT AGREEMENT

THIS AGREEMENT made and entered into this 20 day of December, 2016, by and between the City of Bethany, Oklahoma, a municipal corporation, and Bethany Public Works Authority, a public trust, Bethany Development Authority and Bethany Hospital Trust, hereinafter collectively called "City", and J. D. Cox, hereinafter called "Manager", both of whom understand as follows:

WHEREAS, the parties to this agreement entered into an employment agreement on July 15, 2016, providing for terms of employment for J.D. Cox, as City Manager; and

WHEREAS, it is the desire of the City Council to amend the agreement to provide more flexibility to the City Manager in his retirement benefit option.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

Section 4 of the Agreement dated July 5, 2016, is hereby amended to read as follows:

Section 4. RETIREMENT. The City agrees to contribute to either the International City Managers Association RC (ICMARC) qualified retirement plan **or the Oklahoma Municipal Retirement Fund (OkMRF) qualified retirement plan**, in an amount equal to the percentage the City contributes for non-uniform employees.

The remainder of the Employment Agreement dated July 5, 2016, shall remain in full force and effect except as amended by this amendment dated December 20, 2016.

IN WITNESS, WHEREOF, the parties have executed this agreement, the day, month and year above written.

Attest

CITY OF BETHANY, OKLAHOMA

City Clerk

Mayor

BETHANY PUBLIC WORKS AUTHORITY

Attest:

SECRETARY

CHAIRMAN

J. D. COX, MANAGER

Approved as to form and legality on December 13, 2016.

CITY ATTORNEY

BETHANY CITY COUNCIL

FROM: Jon Robinson
DATE: December 15, 2016
SUBJECT: Claims list for the December 20, 2016 City Council Meeting

BACKGROUND:

The claims list for approval for the December 20, 2016 Council meeting includes:

FUND	AMOUNT
General Fund	\$121,354.52
Public Safety Fund	\$0.00
EECBG Fund	\$0.00
Local Law Enforcement Grant	\$0.00
Capital Improvement Fund	\$0.00
Juvenile Fund	\$0.00
Cemetery Fund	\$0.00
Library Go Bond Fund	\$0.00
Municipal Court Fund	\$9,383.26
TOTAL	\$130,737.78

RECOMMENDED ACTION:

1. Approve the claims as presented

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: N/A NON-DEPARTMENTAL						
17-22106	10-005216	PERDUE BRANDON FIELDER COLL	COLLECTIONS/NOV	12/2016	22106	2,594.59
17-21995	10-1054	OFFICE DEPOT	EMPLOYEE COMP PURCHASE	12/2016	2008625284	758.61
DEPARTMENT TOTAL:						3,353.20
DEPARTMENT: 01.0 MANAGEMENT						
17-22049	10-004417	MCLAIN-CHITWOOD OFFICE	MISC. OFFICE SUPPLIES	12/2016	221610	296.41
17-22109	10-004417	MCLAIN-CHITWOOD OFFICE	INDEXES, POST-ITS	12/2016	221751	99.48
17-21761	10-004540	THE OKLAHOMAN MEDIA COMPANY	IT ADD	12/2016	0001738275161127	278.80
17-22127	10-004660	MOTHER NATURE'S INC.	MONTHLY PEST CONTROL	12/2016	910443	80.00
17-22108	10-004790	HARVEY JANITORIAL SALES	JANITORIAL SUPPLIES	12/2016	102549	145.98
17-21770	10-004985	B & B ELECTRIC	SPOT ON SIGN CITY HALL	12/2016	12822	441.15
17-22084	10-005156	COX COMMUNICATIONS INC.	PHONE & INTERNET SERVICE	12/2016	22084	1,276.65
17-22123	10-005242	CARD SERVICES/JON ROBINSON	OFFICE EQUIP NIKKI	12/2016	22123	1,127.07
17-22023	10-005310	CARD SERVICES/J.D. COX	LUNCH MTG AT BJ'S	12/2016	22023	20.48
17-22081	10-005310	CARD SERVICES/J.D. COX	MICROSOFT PUBLISHER	12/2016	11667692467	109.99
17-21939	10-005312	CARD SERVICES/STEVE HARZMAN	MICROSOFT STORE	12/2016	12304683970	798.00
17-22126	10-005312	CARD SERVICES/STEVE HARZMAN	9 YRS DOMAIN NAME	12/2016	22126	357.90
17-21855	10-1054	OFFICE DEPOT	PHONE STANDS, SHELF	12/2016	881671869001	78.45
17-22089	10-1063	OG&E	MONTHLY SERVICE	12/2016	22089	1,139.12
17-22078	10-1080	OKLAHOMA EMPLOYMENT SECURIT	TAXES DUE	12/2016	22078	331.70
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	645.00
17-22047	10-3196	IMAGENET CONSULTING, LLC	LASERFICHE	12/2016	CNIN178019BMI	1,875.06
17-22053	10-3276	GENERAL MAILING EQUIP INC	QUARTERLY RENTAL POSTBASE	12/2016	54049	105.09
17-22024	10-4196	SAM'S CLUB/SYNCHRONY BANK	KEYBOARD, ROUTER	12/2016	22024	219.82
17-22041	10-4196	SAM'S CLUB/SYNCHRONY BANK	XMAS TREE COLLAR	12/2016	22041	16.05
17-22121	10-4196	SAM'S CLUB/SYNCHRONY BANK	HP COMP/NIKKI'S OFFICE	12/2016	22121	518.98
17-22055	10-4254	OKLAHOMA MID-SIZE CITIES COO	MSC DUES	12/2016	201612003	5,250.00
DEPARTMENT TOTAL:						15,211.18
DEPARTMENT: 02.0 FINANCE						
17-22110	10-004417	MCLAIN-CHITWOOD OFFICE	TRAYS	12/2016	221749	12.87
17-22112	10-004417	MCLAIN-CHITWOOD OFFICE	TAX FORMS	12/2016	221745	172.54
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	330.00
17-22054	10-4009	ONESOURCE MANAGED SERVICES	COPIER MAINTENANCE	12/2016	678868	111.36
DEPARTMENT TOTAL:						626.77

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 03.0 COURT						
17-21768	10-004417	MCLAIN-CHITWOOD OFFICE	MISC. OFFICE SUPPLIES	12/2016	221318	17.97
17-22155	10-004566	CITRIX SYSTEMS INC.	ANNUAL MAINTENANCE	12/2016	22155	98.00
17-21928	10-004622	OMCCA	MEMBERSHIP DUES 2017	12/2016	2454	165.00
17-22101	10-005154	GRAND CASINO HOTEL & RESORT	OMJA CONFERENCE	12/2016	SSI80054	207.86
17-22086	10-005156	COX COMMUNICATIONS INC.	PHONE SERVICE	12/2016	22086	391.28
17-21993	10-0883	LOCKE SUPPLY CO.	A/C FILTERS	12/2016	30210336-00	2.76-
17-22090	10-1063	OG&E	MONTHLY SERVICE	12/2016	22090	494.33
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANCE	WORKERS' COMP	12/2016	22052	620.00
17-21921	10-2818	JUSTICE SYSTEMS	DATABASE RECOVERY	12/2016	1500636	495.00
17-22091	10-3731	OKLAHOMA COUNTY SHERIFF'S	PRISONER BOARDING/NOV	12/2016	697-1	1,512.00
DEPARTMENT TOTAL:						3,998.68
DEPARTMENT: 05.0 POLICE						
17-22155	10-004566	CITRIX SYSTEMS INC.	ANNUAL MAINTENANCE	12/2016	22155	98.00
17-21594	10-004648	ADVANCED FIRE PROTECTION,	ANNUAL INSPECTION	12/2016	ADV002425	255.00
17-21113	10-004660	MOTHER NATURE'S INC.	MONTHLY PEST CONTROL	12/2016	910573	60.00
17-21684	10-004681	RICOH USA, INC	MONTHLY MAINTENANCE	12/2016	5045846654	13.49
17-21606	10-004683	SPRINT SOLUTIONS, INC.	MONTHLY CHARGES	12/2016	509908011-057	1,263.86
17-21508	10-004685	SALTUS TECHNOLOGIES, LLC	DIGITICKET LICENSE FEES	12/2016	1611-44	2,300.00
17-21209	10-004763	ROBERTS ENTERPRISES, INC.	VEHICLE MAINTENANCE	12/2016	21209	327.90
17-21217	10-004763	ROBERTS ENTERPRISES, INC.	VEHICLE REPAIRS/SERVICES	12/2016	21217	4,672.52
17-21109	10-004789	TRADS, INC	MONTHLY CHARGES/NOV	12/2016	21109	30.75
17-21932	10-004795	COMPUTER PROJECTS OF ILLINOIS	MAINTENANCE CONTRACT	12/2016	16-11-70ME	144.00
17-21621	10-005072	DEVILLE PARK LAUNDRY	LAUNDRY SERVICES	12/2016	161209218	22.30
17-21622	10-005072	DEVILLE PARK LAUNDRY	LAUNDRY SERVICES	12/2016	1161213219	18.00
17-22040	10-005126	TECHSICO ENTERPRISE SOLUTIONS	MAINTENANCE SERVICES	12/2016	TES-1611446	105.00
17-22082	10-005156	COX COMMUNICATIONS INC.	PHONE SERVICE	12/2016	22082	123.42
17-21032	10-005190	FBI-LEEDA	TRAINING/MEEK	12/2016	200003016	650.00
17-21517	10-005227	WELLS FARGO VENDOR	MONTHLY COPIER RENT	12/2016	97898599	40.15
17-21529	10-005316	CARD SERVICES/PHIL COLE	(2) NIKON COOLPIX CAMERAS	12/2016	109-4725876-493702	405.98
17-21852	10-005316	CARD SERVICES/PHIL COLE	(3) FINGERPRINT SCANNERS	12/2016	109-9649939-487861	225.00
17-21917	10-005316	CARD SERVICES/PHIL COLE	TRAINING/OXLEY	12/2016	215293	250.00
17-21923	10-005316	CARD SERVICES/PHIL COLE	TRAINING/HARDING	12/2016	215082	250.00
17-22042	10-005316	CARD SERVICES/PHIL COLE	TRAINING/BELKNAP	12/2016	86184	350.00
17-21797	10-005325	APPRIVER, LLC	ANNUAL CONTRACT	12/2016	817581	895.05
17-22031	10-005330	FEDERAL SURPLUS	I.F.A.K. MEDICAL KITS	12/2016	21-170555	500.00
17-22026	10-005332	LAW ENFORCEMENT SUPPLY	REPLACEMENT SPOTLIGHT	12/2016	342223	159.48
17-22102	10-005332	LAW ENFORCEMENT SUPPLY	REPLACEMENT SPOTLIGHT	12/2016	342325	159.48
17-21171	10-0465	OK DEPT OF PUBLIC SAFETY	MONTHLY OLETS USER FEE	12/2016	04-1703267	350.00
17-20001	10-0883	LOCKE SUPPLY CO.	SUPPLIES	12/2016	30182198-00	110.04
17-21940	10-0883	LOCKE SUPPLY CO.	FLOURESCENT BULBS	12/2016	30188313-00	162.16
17-21856	10-1054	OFFICE DEPOT	NITRILE EXAM GLOVES	12/2016	881684802001	159.48
17-21982	10-1054	OFFICE DEPOT	OFFICE SUPPLIES	12/2016	884526907-001	64.36
17-22090	10-1063	OG&E	MONTHLY SERVICE	12/2016	22090	1,317.73
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANCE	WORKERS' COMP	12/2016	22052	20,845.00
17-21535	10-1161	CRITICAL COMM	PAGER RENTAL/AIRTIME FEES	12/2016	211-643785	13.85
17-21927	10-1689	CHICKASAW TELECOM, INC.	DISPATCH AUTOMATION	12/2016	071559	256.00

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 05.0 POLICE						
17-21634	10-2194	TOTAL RADIO INC	MAINTENANCE CONTRACT	12/2016	80000464	126.20
17-21116	10-2276	EUREKA WATER COMPANY	MONTHLY COOK/COLD RENTAL	12/2016	0546643	5.00
17-21119	10-2276	EUREKA WATER COMPANY	MONTHLY COLD RENTAL	12/2016	0546234	9.00
17-21123	10-2276	EUREKA WATER COMPANY	BOTTLED WATER/SHELTER	12/2016	13403566	13.95
17-21543	10-2442	IMAGE WORKS OF OKLAHOMA	MONTHLY MAINTENANCE	12/2016	427031129	211.94
17-20062	10-2697	AUTOZONE	VEHICLE SUPPLIES	12/2016	050150056	19.98
17-21682	10-2836	LUCKINBILL INC	HEATING SYSTEM REPAIRS	12/2016	29269-1	5,740.95
17-21237	10-2918	NTM RECOGNITION CORPORATION	MARKSMANSHIP AWARDS	12/2016	5859476	150.00
17-21643	10-3084	UTILITY DATA SERVICES, INC.	MONTHLY CHARGES/NOV	12/2016	112016-02793	12.50
17-21461	10-3342	JANI-KING OF OKLAHOMA, INC.	MONTHLY JANITORIAL SVCS	12/2016	OKC12160224	1,360.81
17-20073	10-3415	SPECIAL-OPS UNIFORMS, INC.	EQUIPMENT/SUPPLIES	12/2016	257384	174.99
17-21084	10-3415	SPECIAL-OPS UNIFORMS, INC.	SHIPPING & HANDLING	12/2016	257927	12.00
17-21086	10-3415	SPECIAL-OPS UNIFORMS, INC.	LAPEL MIC/MEEK	12/2016	257507	107.99
17-21930	10-3457	SAM'S CLUB/SYNCHRONY BANK	ANNUAL MEMBERSHIP FEES	12/2016	21930	225.00
17-20496	10-3764	7-ELEVEN STORE #58	MOTOR PATROL FUEL	12/2016	20496	62.41
17-20226	10-3781	THE MAIL DROP INC./PD	POSTAGE/MAILING SERVICES	12/2016	14806	140.12
17-21931	10-3931	MARK JERNIGAN	PROPERTY REIMBURSEMENT	12/2016	21931	184.00
17-22139	10-4075	IAPE, INC.	MEMBERSHIP RENEWAL	12/2016	M17-C102383	50.00
17-21929	10-4388	ISG TECHNOLOGY, LLC	APPRIVER SECURETIDE SVCS	12/2016	OK133250	740.00
DEPARTMENT TOTAL:						45,944.84
DEPARTMENT: 06.0 FIRE						
17-22155	10-004566	CITRIX SYSTEMS INC.	ANNUAL MAINTENANCE	12/2016	22155	98.00
17-21983	10-005044	MYRON CORP.		12/2016	101077154	173.55
17-22083	10-005156	COX COMMUNICATIONS INC.	PHONE & INTERNET SVC	12/2016	22083	356.80
17-21984	10-005329	EDMOND FIRE DEPARTMENT	TRAINING	12/2016	RL013	40.00
17-21992	10-0883	LOCKE SUPPLY CO.	PLUMBING SUPPLIES	12/2016	30201622-00	16.81
17-21993	10-0883	LOCKE SUPPLY CO.	A/C FILTERS	12/2016	3021036-00	55.17
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANCE	WORKERS' COMP	12/2016	22052	20,086.00
17-21933	10-4251	SAM'S CLUB/SYNCHRONY BANK	FOOD FOR LEADERSHIP CLASS	12/2016	21933	161.08
DEPARTMENT TOTAL:						20,987.41

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 07.0 COMMUNITY DEV						
17-21991	10-004540	THE OKLAHOMAN MEDIA COMPANY	PUB. 4905 N ASBURY NOV	12/2016	0001738275161211	129.60
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	1,415.00
17-22054	10-4009	ONESOURCE MANAGED SERVICES	COPIER MAINTENANCE	12/2016	678868	111.36
DEPARTMENT TOTAL:						1,655.96
DEPARTMENT: 08.1 PUBLIC WORKS - ADMIN						
17-22155	10-004566	CITRIX SYSTEMS INC.	ANNUAL MAINTENANCE	12/2016	22155	98.00
17-22085	10-005156	COX COMMUNICATIONS INC.	MONTHLY PHONE SERVIC E	12/2016	22085	262.79
17-22158	10-005156	COX COMMUNICATIONS INC.	PHONE & INTERNET S'VC	12/2016	22158	225.86
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	257.00
DEPARTMENT TOTAL:						843.65
DEPARTMENT: 08.2 PUBLIC WORKS - STREETS						
17-22022	10-004808	ADVANTAGE POWER BATTERY	BATTERIES FOR STOCK	12/2016	032926	189.98
17-21981	10-0225	GENUINE PARTS	BRAKE BOOSTER #601	12/2016	103732	145.53
17-22001	10-0225	GENUINE PARTS	FUEL FILT/SPARK PLUGS	12/2016	103776	25.68
17-22008	10-0225	GENUINE PARTS	FLOOR MATS-STREET TRUCKS	12/2016	103918	149.95
17-22015	10-0225	GENUINE PARTS	SWITCHES	12/2016	103982	14.47
17-22018	10-0225	GENUINE PARTS	SANDER BATTERY	12/2016	104209	46.00
17-21875	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64685000	41.76
17-22010	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64687448	41.76
17-21961	10-0609	BOBCAT OF OKLAHOMA CITY	RENT PLANER FOR BOBCAT	12/2016	R07084	430.00
17-21885	10-0824	JAMIESON FENCE SUPPLY	STREET SIGN POLES	12/2016	PS1899942	426.72
17-21836	10-0890	LUTHER SIGN CO	STREET MARKERS	12/2016	10910	409.35
17-21884	10-0890	LUTHER SIGN CO	STREET MARKERS	12/2016	10914	460.95
17-21979	10-0890	LUTHER SIGN CO	STREET MARKERS	12/2016	10918	460.95
17-22011	10-0890	LUTHER SIGN CO	2 HR PARKING & STREET MKR	12/2016	10820	442.56
17-22088	10-1063	OG&E	MONTHLY SERVICE	12/2016	22088	9,561.17
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	6,934.00
17-21846	10-1841	REYNOLDS FORD	FILTERS FOR #664	12/2016	489530	277.26
17-22021	10-1841	REYNOLDS FORD	FLOOR COVERS FOR TRUCKS	12/2016	489672	245.67
17-22012	10-2123	HOME DEPOT CREDIT SVCS	PLIERS FOR ELEC WORK	12/2016	5015111	49.36
17-21844	10-3940	J & E SUPPLY	20 BOLTS FOR SNOW PLOW	12/2016	1055781	52.08
17-22009	10-4010	HARD HAT SAFETY & GLOVE	SAFETY SUPPLIES	12/2016	30027	91.80
DEPARTMENT TOTAL:						20,497.00

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 08.4 PUBLIC WORKS - MAINT						
17-22093	10-0006	A WELDORS SUPPLY	DEMURRAGE/DEC.	12/2016	224798	6.00
17-21888	10-0225	GENUINE PARTS	SHOP SUPPLIES	12/2016	103274	320.52
17-21973	10-0225	GENUINE PARTS	SHOP SUPPLIES	12/2016	103615	276.13
DEPARTMENT TOTAL:						602.65
DEPARTMENT: 08.5 PUBLIC WORKS - PARKS						
17-22020	10-0006	A WELDORS SUPPLY	OXYGEN	12/2016	7068503	44.30
17-22093	10-0006	A WELDORS SUPPLY	DEMURRAGE/DEC.	12/2016	224798	6.00
17-21975	10-0007	A-1 LAWN MOWER SHOP INC	1 BAR/2 CHAINS FOR SAW	12/2016	14367	57.45
17-21877	10-0225	GENUINE PARTS	SPARK PLUGS	12/2016	103084	9.84
17-21306	10-0289	CENTRAL NEW HOLLAND, INC.	REP HYDR. LEAK ON #553	12/2016	059534-01	558.76
17-21875	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64684999	46.45
17-22010	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64687447	46.45
17-22157	10-1063	OG&E	MONTHLY SERVICE	12/2016	22157	77.13
17-21883	10-1066	OKLAHOMA CONTRACTOR'S SUPPL2	PR RUBBER BOOTS	12/2016	0338735	80.00
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	6,016.00
17-21876	10-1726	BETHANY COUNTRY STORE	PRE-EMERGENT	12/2016	190942	465.00
17-21845	10-2123	HOME DEPOT CREDIT SVCS	FENCE REPAIR SUPPLIES	12/2016	5023578	22.04
17-22012	10-2123	HOME DEPOT CREDIT SVCS	PLIERS FOR ELEC WORK	12/2016	5015111	24.97
17-21874	10-2706	HERCULES TIRE SALES INC	INNER TUBE PARKS SPRAYER	12/2016	355770	13.32
17-21889	10-2706	HERCULES TIRE SALES INC	2 TIRES PARKS MOWER	12/2016	355858	45.78
17-22006	10-3213	SOUTHWEST TRAILERS & EQUIP	TAILGATE SPRINGS	12/2016	A137244	27.89
17-22009	10-4010	HARD HAT SAFETY & GLOVE	SAFETY SUPPLIES	12/2016	30027	91.80
DEPARTMENT TOTAL:						7,633.18
FUND TOTAL:						121,354.52

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: N/A		NON-DEPARTMENTAL				
17-22113	10-1869	CLEET	CLEET	12/2016	22113	4,596.65
17-22115	10-1970	OSBI	AFIS FEES	12/2016	22115	2,577.05
17-22116	10-1970	OSBI	FORENSIC FEES	12/2016	22116	2,209.56
DEPARTMENT TOTAL:						9,383.26
FUND TOTAL:						9,383.26

NARRATIVE



AGENDA: 12/20/2016

ITEM: 4

CITY OF BETHANY

ESTABLISH CEMETERY IMPROVEMENT TASK FORCE



The Comprehensive Plan 2030 calls for improvement to the Bethany Cemetery. To that end, Staff is proposing the establishment of a Cemetery Improvement Task Force that is solely focused on those same aesthetic improvements.

Overview

Created slightly differently from other recently established boards, this task force will be provisional and will exist until the improvements are recommended to Council, and hopefully implemented. As such, staff is proposing that up to 12 members who are enthusiastic about cemeteries would be appointed to the task force without terms established, with the idea that the task force will cease upon completion of the improvements.

Need and Reason

As stated above, improvements to the cemetery are called for by the Comprehensive Plan due to its high visibility at 63rd and Rockwell. Additionally, the establishment of this board would continue our efforts to engage more and more of our community and involve them in the success of Bethany. At the same time, these folks can help in creativity toward this project.



Implementation Plan

Upon establishment, City staff will begin promoting and recruiting for the new Cemetery Improvement Task Force in early 2017. The Board would presumably meet as much as necessary, with dates scheduled at the convenience of the members.

Recommendation:

Approve Resolution to establish Cemetery Improvement Task Force for the City of Bethany.

NARRATIVE

AGENDA: 12/20/2016

ITEM: 5

CITY OF BETHANY

ESTABLISH VISION 2030 BRANDING & LOGO TASK FORCE

To the right is the existing City seal, which serves the dual purpose of also being our logo. We currently do not have a specific brand that is communicated to the world. Additionally, not only does the seal depict a business that no longer exists here, but one that we have had to file a lawsuit against.



What do we wish for the world to think of when they think of Bethany? We have so much momentum currently with the tens of millions of dollars of private and public investments underway, plus a number of other city initiatives for improvements around our community.

Overview

Staff is proposing the establishment of a Branding & Logo Task Force that is solely focused on creating a brand and a new logo.

We are envisioning a slightly larger group appointed with a number of citizens, as well as a number of business owners, many of which will hopefully have direct success in marketing and branding. This task force will be provisional and will exist until the branding and logo are created and implemented. As proposed, staff is recommending that up to 15 members, both citizens and business owners that are energetic and enthusiastic about the future and the direction of the community, be appointed to this new task force.

Need and Reason

As stated above, we do not currently have a brand or logo, and our seal reflects at least one company that no longer exists. The best practice is to adopt a brand and logo that is pleasing, adopted by the public, and readily recognized.

Additionally, the establishment of this board would continue our efforts to engage more and more of our community and involve them in the success of Bethany. These folks can help in creativity towards this project.

Implementation Plan

Upon establishment, City staff will begin promoting and recruiting for the new task force in early 2017. The Board would presumably meet as much as necessary, with dates scheduled at the convenience of the members.

Recommendation:

Approve Resolution to establish Vision 2030 Branding & Logo Task Force for the City of Bethany.

NARRATIVE

AGENDA: 12/20/2016

ITEM: 6

CITY OF BETHANY

ORDINANCE 1925 UTILITY DEPOSITS-RESIDENTIAL



Ordinance No. 1916 was passed July 5, 2016 during the regular City Council meeting. Included in that ordinance were changes in the manner the City calculates utility account deposits.

Specifically, subject account deposits were to be calculated as:

50.09 (A) (2) *The deposit shall be based on two times the average total monthly bill for the past two (2) years for services.*

The mechanics to calculate deposits over a two-year period proved to be both time consuming for the staff and an irritation to the public.

The amended ordinance will set the deposits at specific dollar amounts based upon ownership.

In the proposed ordinance, Paragraph 50.09 (A)(2) will be split into two paragraphs so that residential and commercial can be appropriately handled. Those two paragraphs will read as follows

(2) The deposit for commercial accounts shall be based on two times the average total monthly bill for the past two (2) years for the services. For new commercial accounts with no billing history the deposit shall be based upon the average usage for similar sized comparable businesses taking into account the size of water meter serving the property.

(3) The deposit for non-commercial utility accounts shall be: (a) \$80.00 for resident homeowner accounts and (b) \$120.00 for non-owners of property accounts.

Staff believes this will fairly protect the interests of the City and save significant time in processing new accounts.

Recommendation:

Accept the changes as proposed to Section 50.09 Utility Deposits Account.

ORDINANCE NO. 1925

AN ORDINANCE AMENDING TITLE 5, CHAPTERS 50 OF THE BETHANY CODE OF ORDINANCES PERTAINING TO CUSTOMER UTILITY ACCOUNTS; PROVIDING FOR SECURITY DEPOSITS FOR UTILITIES; PROVIDING FOR METER EXCHANGE FEE; PROVIDING FOR REPEALER AND SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA:

Section 1. Title 5, Section 50.09 of the Bethany Code of Ordinances is hereby amended to read as follows:

§ 50.09 UTILITY DEPOSITS; ACCOUNT.

(A) (1) Applicants for Bethany utility services, transfer of utility service or where any premises has had utility service discontinued so as to render the application for the reinstatement of utility service necessary, are hereby required to make a cash deposit to the city.

(2) **The deposit for commercial accounts shall be based on two times the average total monthly bill for the past two (2) years for the services. For new commercial accounts with no billing history the deposit shall be based upon the average usage for similar sized comparable businesses taking into account the size of water meter serving the property. For purposes of this ordinance commercial account shall mean: commercial businesses, industrial uses, institutional uses, and any other uses other than one and two family residential.**

(3) **The deposit for non-commercial utility accounts shall be: (a) \$80.00 for resident homeowner accounts and (b) \$120.00 for non-owners of property accounts.**

(B) (1) There is hereby created and established the utility service deposit account into which there shall be deposited all utility deposits required to be made by utility customers and users.

(2) The account shall be disbursed and used first, where utility service has been discontinued on the premises, or where the customer has removed from the premises on which the deposit was made, by applying the deposit in payment of any unpaid balance owing to the city for utility services and charges, at the time of the discontinuance or removal.

(3) Second, the balance of the deposit, if any, shall be refunded to the party in whose name the deposit was made.

(4) Upon written request of the depositor the utility deposit will be refunded after 36 months of good credit with the city. The refund will be credited to the utility account as a payment. If an account is closed, the deposit will be applied to the final bill. Any credit balance will be mailed.

Section 2. All ordinances in conflict herewith are hereby repealed.

Section 3. If any part, article, section, or subsection of this ordinance shall be held invalid or unconstitutional for any reason, such holding shall not be construed to impair or invalidate the remainder of this ordinance, notwithstanding such holding.

Section 4. It being immediately necessary for the preservation of the public peace, health, safety, and welfare of the City of Bethany and the inhabitants thereof that this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall be in full force and effect from and after its passage and approval.

END

The foregoing ordinance was introduced before the Bethany City Council on the ____ day of _____, 201_, and was duly adopted and approved by the Mayor and City Council on the ____ day of _____, 201_, and after compliance with notice requirements of the Open Meeting Law (25 OSA, Sections 301, et seq.).

MAYOR

ATTEST:

CITY CLERK

Approved as to form and legality on December 13, 2016.

CITY ATTORNEY

Bold Language shows additions

NARRATIVE

AGENDA: 12/20/2016

ITEM: 7

CITY OF BETHANY

RESOLUTION 1426 WARD 3 SPECIAL ELECTION



As a result of the recent vacancy in Ward 3, the City Council needs to discuss and decide on the filing period dates so that the special election can be held on April 4th, 2017. The special election will be to finish the unexpired term for the Ward 3 Councilmember. This seat expires in 2019.

The Council needs to discuss and decide on the filing dates in February. All of the filing rules that are established in the charter will apply to those citizens wishing to file. Those qualifications include:

A person filing for office of Councilmember shall file with the Secretary of the Oklahoma County Election Board a sworn statement of candidacy stating the following:

- A. Legal name as desired on ballot;
- B. Street address of residence;
- C. Ward in which candidate resides: Ward 3
- D. Age;
- E. Office for which he is filing: Ward 3
- F. Statement that Councilmember candidate has resided in Ward 3 for at least one year prior to filing, and has been a registered voter for at least one year prior to filing.

Recommendation:

Set and approve filing period dates for a special election to be held April 4, 2017.

NOTICE OF ELECTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHANY, OKLAHOMA, CALLING AND AUTHORIZING THE COUNTY ELECTION BOARD OF OKLAHOMA COUNTY TO HOLD A SPECIAL ELECTION ON APRIL 4, 2017, IN THE CITY OF BETHANY, OKLAHOMA FOR ELECTION OF ONE COUNCILMEMBER FROM WARD 3 TO FILL A VACANT POSITION FOR A TERM EXPIRING 2019; ESTABLISHING THE FILING PERIOD FOR THE FILING FOR OFFICE OF COUNCILMEMBER WARD 3 OF BETHANY, OKLAHOMA AS FEBRUARY __, __, and __, 2017; AND PROVIDING FOR NOTICE OF ELECTION.

WHEREAS, pursuant to the Charter of the City of Bethany, Oklahoma, an election for the election of a councilmember to fill a vacancy in Ward 3 of the City shall be held on *April 4, 2017*; and,

WHEREAS, pursuant to the Bethany Charter, the term of the Councilmember filling the vacancy for the unexpired term in Ward 3 shall be two years expiring in 2019; and,

WHEREAS, it is necessary and expedient to establish the filing period for Councilmember and Mayor and to request the County Election Board to conduct the election.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bethany, Oklahoma, that a special city councilmember election be held as hereinafter provided, and that the Oklahoma County Election Board be and they hereby are requested to hold the election in the City of Bethany, Oklahoma, on April 4, 2017, for the election of a Councilmember to fill the vacancy in Ward 3 for the unexpired term. The election will be non-partisan.

BE IT FURTHER RESOLVED that the filing period for the office of Councilmember for Ward 3 in the City of Bethany shall be the

___ day of February, 2017, through the ___ day of February, 2017, during regular business hours and days of the Oklahoma County Election Board. A candidate for Councilmember shall be a qualified elector and resident of ward 3 for at least one year prior to filing for election. Candidates shall file with the Oklahoma County Election Board, at 4201 North Lincoln Blvd., Oklahoma City, Oklahoma. A \$50.00 filing fee for office of Councilmember and Mayor is required by Section 31.02 of the Bethany Code of Ordinances. The provisions of of the Bethany Charter shall govern this election insofar as its provisions are different from the provisions of state law applicable to municipal elections. Absentee ballots shall be allowed as provided in the State election laws.

A person filing for office of Councilmember shall file with the Secretary of the Oklahoma County Election Board a sworn statement of candidacy stating the following:

- A. Legal name as desired on ballot;
- B. Street address of residence;
- C. Ward in which candidate resides: Ward 3
- D. Age;
- E. Office for which he is filing: Ward 3
- F. Statement that Councilmember candidate has resided in Ward 3 for at least one year prior to filing, and has been a registered voter for at least one year prior to filing.

The precinct officials and polling places for said election shall be determined by the County Election Board in the same manner as determined for state and county elections. Precinct #161 will not be opened since there are no Bethany citizens residing therein.

This Resolution shall be published in full and shall serve as notice of the election.

END

This is to certify that the within and foregoing Resolution was duly adopted and approved by the Mayor and City Council of the City of Bethany, Oklahoma, in regular session, this _____ day of _____, 2016, after compliance with notice requirements of the Open Meeting Law (25 OSA, Sections 301, et seq.).

ATTEST:

MAYOR

CITY CLERK

Approved as to form and legality on _____,
2016.

CITY ATTORNEY

Published IN FULL in the Oklahoman on the _____ day of _____, 2016.

CITY CLERK

Filed with the Oklahoma County Election Board on _____,
2016.

CITY CLERK

NARRATIVE

AGENDA: 12/20/2016

ITEM: 8

CITY OF BETHANY

VICE MAYOR APPOINTMENT



The Bethany Charter provides as follows:

SECTION 2-4. VICE-MAYOR: APPOINTMENT, DUTIES. The Council shall appoint one of its members Vice-Mayor for a term of one year at the first meeting in June each year. He shall act as Mayor during the absence or disability of the Mayor, and if a vacancy occurs shall become Mayor for the completion of the unexpired term. If, by succession to the office of Mayor or otherwise the office of Vice-Mayor becomes vacant, the Council shall appoint another Vice-Mayor.

Recommendation:

Nominations accepted. After nominations received, Mayor calls for a roll call vote. Candidate receiving majority votes shall be elected. Should no candidate receive a majority vote on the first ballot, a second ballot is cast with the top two candidates that received the most votes, and so on.

NARRATIVE

CITY OF BETHANY

AGENDA: 12/20/2016

ITEM: 9

MAYOR'S TRUSTEE APPOINTMENT TO BWA-PWA



The Bethany-Warr Acres Public Works Authority (Authority) is a public trust providing sewage treatment services to the City of Bethany and Warr Acres.

The trust indenture establishing the Authority provides in Article VI (a) that the Mayor of Bethany appoint in odd numbered years one trustee to serve a term of one year. The person so appointed must be a resident of either the City of Bethany or the City of Warr Acres. The trust indenture further provides that such appointment be subject to approval by the Bethany City Council.

Recommendation:

Motion approving the Mayor's appointment of Trustee to the Bethany-Warr Acres Public Works Authority.

MINUTES

BETHANY PUBLIC WORKS AUTHORITY

TUESDAY, DECEMBER 6, 2016

7:30 P.M.

MEMBERS PRESENT:	Bryan Taylor	Chairman
	Randy Luinstra	Trustee
	Curtis Moore	Trustee
	Kathi Holloway	Trustee
	Arlita Harris	Trustee
	Kathy Larsen	Trustee
	John Herren	Trustee
	Phill Shirey	Trustee
	Jeff Knapp	Trustee

OTHERS PRESENT:	Steve Harzman	Assist. City Manager
	David Davis	City Attorney
	Steve Katen	Public Works Director
	Jon Robinson	Finance Director
	Susan Tate	Secretary
	(See Roster)	

Chairman Taylor called the Bethany Public Works Authority meeting to order at 8:18 P.M.

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

- A. Approval of Minutes from the November 15, 2016 Regular Meeting.
- B. Approval of Claims:
Bethany Public Works Authority Fund in the amount of \$263,105.09.

Motion was made by Trustee Larsen, seconded by Trustee Shirey to approve the Consent Docket as submitted. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

ITEM NO. 2 on the agenda was **RECEIVE AND OPEN BIDS FOR WATER TREATMENT PLANT QUICKLIME.**

Motion was made by Trustee Holloway, seconded by Trustee Larsen to receive bids for Water Treatment Plant Quicklime. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

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

Nothing was presented.

ITEM NO. 4 on the agenda was **ADJOURN UNTIL DECEMBER 20, 2016.**

Chairman Taylor adjourned the Bethany Public Works Authority meeting at 8:23 P.M. until December 20, 2016.

CHAIRMAN

SECRETARY

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: N/A NON-DEPARTMENTAL						
17-22156	10-005053	GARVER	SEWER PROJECT	12/2016	15078400-9	3,744.00
17-22125	10-005163	LAYNE CHRISTENSEN	WELLS #12 & #215	12/2016	56312	28,398.61
DEPARTMENT TOTAL:						32,142.61
DEPARTMENT: 02.0 FINANCE						
17-22111	10-004417	MCLAIN-CHITWOOD OFFICE	MISC OFFICE SUPPLIES	12/2016	221748	49.63
17-22112	10-004417	MCLAIN-CHITWOOD OFFICE	TAX FORMS	12/2016	221745	172.54
17-22096	10-0567	FIRST BETHANY BANK & TRUST	A/C FEES/NOV	12/2016	22096	70.00
17-21989	10-2368	A/C/E	TONER	12/2016	34462	275.00
17-22048	10-2442	IMAGE WORKS OF OKLAHOMA	MAINTENANCE FOR COMCOLOR	12/2016	427031176	193.22
17-22050	10-2442	IMAGE WORKS OF OKLAHOMA	COMCOLOR LEASE	12/2016	143971-4	1,750.00
17-22054	10-4009	ONESOURCE MANAGED SERVICES	COPIER MAINTENANCE	12/2016	678868	111.36
17-21996	10-4019	MILLENNIUM FINANCIAL GRP	COLLECTION CO FEE	12/2016	21996	109.68
DEPARTMENT TOTAL:						2,731.43
DEPARTMENT: 08.1 PUBLIC WORKS - ADMIN						
17-21704	10-004701	SAFETY PRO PRODUCTS	SAFETY JACKETS	12/2016	21704	2,958.85
17-21890	10-004701	SAFETY PRO PRODUCTS	2 ADDIT'L SAFETY JACKETS	12/2016	3220	105.50
17-21879	10-3042	ACCURATE ENVIRONMENTAL	VOC WELLS 7 & 10	12/2016	6L01013	288.00
DEPARTMENT TOTAL:						3,352.35
DEPARTMENT: 08.3 PUBLIC WORKS - SANIT						
17-21985	10-0202	WASTE CONNECTIONS, INC	NOV 2016 ROLL OFF	12/2016	1725741	3,818.32
17-21875	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64684996	56.62
17-22010	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64687443	56.62
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANCE	WORKERS' COMP	12/2016	22052	20,225.00
17-21716	10-4005	INLAND TRUCK PARTS & SERVICDX	REP #994	12/2016	34-24823	210.23
17-21970	10-4005	INLAND TRUCK PARTS & SERVICDX	#998 FUEL PUMP	12/2016	34-25169	163.23
17-22009	10-4010	HARD HAT SAFETY & GLOVE	SAFETY SUPPLIES	12/2016	30027	91.80
17-21986	10-4012	WASTE CONNECTIONS, INC	NOV 2016 LANDFILL	12/2016	22733	21,281.86
17-22046	10-4208	CITY OF OKLA CITY	HOUSEHOLD HAZ WASTE/NOV	12/2016	101116	790.00
DEPARTMENT TOTAL:						46,693.68

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 08.4 PUBLIC WORKS - MAINT						
17-21980	10-004601	QUALITY PETROLEUM	HYDRAULIC OIL	12/2016	06138920-001	735.90
17-22010	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64687444	29.73
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	1,099.00
DEPARTMENT TOTAL:						1,864.63
DEPARTMENT: 12.1 UTILITY - WATER						
17-22093	10-0006	A WELDORS SUPPLY	DEMURRAGE/DEC.	12/2016	224798	12.00
17-22155	10-004566	CITRIX SYSTEMS INC.	ANNUAL MAINTENANCE	12/2016	22155	98.00
17-22085	10-005156	COX COMMUNICATIONS INC.	MONTHLY PHONE SERVIC E	12/2016	22085	92.13
17-21891	10-005314	CARD SERVICES/DAVID BUCHANA	2 RUBBER RAFTS	12/2016	891576	459.98
17-21957	10-0091	BRENNTAG SOUTHWEST INC	AMMONIA	12/2016	BSW790938	447.06
17-21960	10-0091	BRENNTAG SOUTHWEST INC	ALUMINUM SULFATE	12/2016	BSW790939	1,239.89
17-21875	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64684995	122.54
17-22010	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64687442	122.54
17-22044	10-0395	CINTAS CORP	UNIFORM RENTAL	12/2016	64667630	80.65
17-22004	10-0565	FENTRESS OIL CO INC	OIL FOR WTP	12/2016	0036179	223.36
17-21843	10-0635	GRAINGER INC	AIR REGULATOR	12/2016	9230000326	156.64
17-21872	10-0635	GRAINGER INC	SAFETY LANYARDS	12/2016	9293221413	168.30
17-22088	10-1063	OG&E	MONTHLY SERVICE	12/2016	22088	9,542.83
17-22124	10-1063	OG&E	MONTHLY SERVICE	12/2016	22124	1,044.68
17-22157	10-1063	OG&E	MONTHLY SERVICE	12/2016	22157	44.50
17-20429	10-1066	OKLAHOMA CONTRACTOR'S SUPPL	WATER METERS	12/2016	0336624	3,726.00
17-21408	10-1066	OKLAHOMA CONTRACTOR'S SUPPL	6" REPAIR CLAMP	12/2016	0337979	140.00
17-21997	10-1066	OKLAHOMA CONTRACTOR'S SUPPL	METER & 1" REP PARTS	12/2016	0337486	264.00
17-22005	10-1066	OKLAHOMA CONTRACTOR'S SUPPL	FOUR 6" CLAMPS	12/2016	0338734	440.00
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	11,884.00
17-22017	10-2123	HOME DEPOT CREDIT SVCS	ROPE/EXTN CORD	12/2016	2024896	108.65
17-22120	10-2403	JACOBS FARMS	COMPLETED LIME SLUDGE	12/2016	1336	58,675.00
17-21792	10-3042	ACCURATE ENVIRONMENTAL	THM & HAA TESTING	12/2016	6L01011	740.00
17-21880	10-3042	ACCURATE ENVIRONMENTAL	VOC FINISHED WATER	12/2016	6L01012	144.00
17-21971	10-3042	ACCURATE ENVIRONMENTAL	BAC T TESTS	12/2016	6L06054	225.00
17-21972	10-3042	ACCURATE ENVIRONMENTAL	CHLORINE PILLOWS	12/2016	S025335	416.00
17-21882	10-3919	MISSISSIPPI LIME	LOAD OF LIME	12/2016	1292802	5,027.63
17-22009	10-4010	HARD HAT SAFETY & GLOVE	SAFETY SUPPLIES	12/2016	30027	91.80
17-22051	10-4090	AT&T MOBILITY	ON CALL CELL PHONE	12/2016	22051	40.89
17-22100	10-4141	DISH NETWORK	MONTHLY SERVICE	12/2016	22100	53.03
DEPARTMENT TOTAL:						95,831.10

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 12.2 UTILITY - SEWER						
17-22022	10-004808	ADVANTAGE POWER BATTERY	BATTERIES FOR STOCK	12/2016	032926	179.98
17-21962	10-0225	GENUINE PARTS	BATTERY-LIFT STN GENERATR	12/2016	103497	148.15
17-22002	10-0225	GENUINE PARTS	FLOOR MATS #448	12/2016	103779	29.99
17-21875	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64684998	20.48
17-22010	10-0395	CINTAS CORP	UNIFORMS/MATS/SHP TWLS	12/2016	64687446	20.48
17-22157	10-1063	OG&E	MONTHLY SERVICE	12/2016	22157	35.23
17-22052	10-1085	OKLAHOMA MUNICIPAL ASSURANC	WORKERS' COMP	12/2016	22052	2,939.00
17-21830	10-1552	CERTEX USA, INC.	HOOK FOR HOIST	12/2016	11512547-00	80.25
17-21356	10-2530	IMPROVED CONSTRUCTION METHO	RECALIBRATE GAS DETECTOR	12/2016	40003797	490.00
17-22009	10-4010	HARD HAT SAFETY & GLOVE	SAFETY SUPPLIES	12/2016	30027	91.80
17-21859	10-4170	JORDAN CONTRACTORS INC.	EMERGENCY LIFT STN REPAIR	12/2016	-1-	14,750.00
17-21950	10-4170	JORDAN CONTRACTORS INC.	PIPE/LUG/ADAPTOR	12/2016	--1-	2,239.00
DEPARTMENT TOTAL:						21,024.36
DEPARTMENT: 99.0 NON-DEPARTMENTAL						
17-22104	10-004838	GSI ENVIRONMENTAL	GROUNDWATER MONITORING	12/2016	17402	21,376.61
17-22117	10-1785	BETHANY-WARR ACRES PWA	SEWER TREATMENT- NOV 2016	12/2016	22117	98,329.94
DEPARTMENT TOTAL:						119,706.55
FUND TOTAL:						323,346.71

NARRATIVE

AGENDA: 12/20/2016

ITEM: 2

BETHANY PUBLIC WORKS AUTHORITY

BID AWARD-WATER TREATMENT PLANT QUICKLIME



Bids were opened and read aloud at the regular Bethany Public Works Authority meeting on December 6, 2016 for the subject chemicals. Water Treatment Plant personnel and the City Engineer have reviewed the bids.

Recommendation:

Based upon bid results, award of the contract is recommended for the following lowest responsive and responsible bidder:

Standard Quicklime: Mississippi Lime Company

Bulk Material Price: \$188.01 per ton

Truck Delivery Price: \$71.99 per ton (plus fuel charge)

This bid is 2.1% higher than the previous bid (June 2016) for quicklime.

MEMORANDUM

TO: JD Cox
FROM: David Buchanan
SUBJECT: Award Recommendation; WTP Chemicals Bid WTP 17-02
DATE: December 14, 2016

Please find the attached bid tabulation and the original bid packets for the bids opened on December 6th, 2016, regarding the subject chemicals.

All bids appear to be in order except the following:

- Lhoist North America: Bid Bond was not provided.
- Lhoist North America: Bidder's Declaration was not signed by a corporate officer.
- Lhoist North America: Bidder's Declaration had no corporate seal.
- Lhoist North America: Bidder's Non-Collusion Affidavit was not signed by a corporate officer.

These exceptions could be considered bid formalities that can be waived and does not change the status of the apparent bid results. Therefore, based on the bid results, award of a contract is recommended for the following:

Standard Quicklime:	Mississippi Lime Company
	Bulk Material Price: \$188.01 per ton
	Truck Delivery Price: \$71.99 per ton (plus fuel charge)

The fuel surcharge calculation method proposed by Lhoist was not the standard calculation presented in the bid package. A sensitivity analysis was performed to compare the two bids, accounting for the difference in fuel surcharge methods. As you can see from the attached analysis, the Mississippi Lime bid is still marginally lower for any realistic fuel price assumption.

Please place this item on the next available Bethany Public Works Authority agenda for consideration. As always, should you have any questions or need further information, please do not hesitate to contact me.

BIDS RECEIVED TUESDAY, 12-06-2016
 BID TABULATION FOR WATER TREATMENT PLANT QUICKLIME, BETHANY, OK
 BID/PROJECT NUMBER: WTP 17-02

BIDDER	(1) Al SO4 (per gallon)	(2) NH4OH (per gallon)	(3) NaOCl (per gallon)	(4) Poly PO4 (per gallon)	(5) CO2 (per ton)	(6) CaO (per ton)*	(7) Polymer (per gallon)	(8) Na2CO3 (per ton)
Mississippi Lime Company	No Bid	No Bid	No Bid	No Bid	No Bid	\$260.00	No Bid	No Bid
Lhoist North America/Chemical Lime	No Bid	No Bid	No Bid	No Bid	No Bid	\$272.10	No Bid	No Bid
Univar USA Inc.	No Bid	No Bid	No Bid	No Bid	No Bid	\$327.00	No Bid	No Bid

APPARENT LOW BIDDER IS:

Mississippi Lime Company

260.00

IN THE AMOUNT(S) OF:

* Plus fuel surcharge as described in the bid documents and approved by the City Manager

ALL BIDS VERIFIED BY



David Buchanan, Interim Director of Public Works

DATE:

12-14-16

WTP 17-02 (Lime Bids)

FUEL SURCHARGE SENSITIVITY ANALYSIS

Lhoist		
Bulk Material Price:		196.45
Truck Del Charge:		75.65

Mississippi Lime		
Bulk Material Price:		188.01
Truck Del Charge:		71.99

Mississippi Lime		
Bulk Material Price:		327.00
Truck Del Charge:		0.00

Fuel Price	Surcharge	Total
2.30	0.06	276.64
2.40	0.07	277.40
2.50	0.08	278.15
2.60	0.09	278.91
2.70	0.1	279.67
2.80	0.11	280.42
2.90	0.12	281.18
3.00	0.13	281.93
3.10	0.14	282.69
3.20	0.15	283.45
3.30	0.16	284.20
3.40	0.17	284.96
3.50	0.18	285.72
3.60	0.19	286.47
3.70	0.2	287.23
3.80	0.21	287.99
3.90	0.22	288.74
4.00	0.23	289.50
4.10	0.24	290.26
4.20	0.25	291.01
4.30	0.26	291.77
4.40		272.10
4.50		272.10
4.60		272.10
4.70		272.10
4.80		272.10
4.90		272.10
5.00		272.10
5.10		272.10
5.20		272.10
5.30		272.10
5.40		272.10
5.50		272.10
5.60		272.10
5.70		272.10
5.80		272.10
5.90		272.10
6.00		272.10
6.10		272.10
6.20		272.10
6.30		272.10
6.40		272.10
6.50		272.10
6.60		272.10
6.70		272.10

Fuel Price	Surcharge	Total
2.30	0.16	271.52
2.40	0.18	272.96
2.50	0.19	273.68
2.60	0.21	275.12
2.70	0.22	275.84
2.80	0.24	277.28
2.90	0.26	278.72
3.00	0.27	279.44
3.10	0.29	280.88
3.20	0.3	281.60
3.30	0.32	283.04
3.40	0.33	283.76
3.50	0.35	285.20
3.60	0.36	285.92
3.70	0.38	287.36
3.80		260.00
3.90		260.00
4.00		260.00
4.10		260.00
4.20		260.00
4.30		260.00
4.40		260.00
4.50		260.00
4.60		260.00
4.70		260.00
4.80		260.00
4.90		260.00
5.00		260.00
5.10		260.00
5.20		260.00
5.30		260.00
5.40		260.00
5.50		260.00
5.60		260.00
5.70		260.00
5.80		260.00
5.90		260.00
6.00		260.00
6.10		260.00
6.20		260.00
6.30		260.00
6.40		260.00
6.50		260.00
6.60		260.00
6.70		260.00

Fuel Price	Surcharge	Total
2.30	0.16	327.00
2.40	0.18	327.00
2.50	0.19	327.00
2.60	0.21	327.00
2.70	0.22	327.00
2.80	0.24	327.00
2.90	0.26	327.00
3.00	0.27	327.00
3.10	0.29	327.00
3.20	0.3	327.00
3.30		327.00
3.40		327.00
3.50		327.00
3.60		327.00
3.70		327.00
3.80		327.00
3.90		327.00
4.00		327.00
4.10		327.00
4.20		327.00
4.30		327.00
4.40		327.00
4.50		327.00
4.60		327.00
4.70		327.00
4.80		327.00
4.90		327.00
5.00		327.00
5.10		327.00
5.20		327.00
5.30		327.00
5.40		327.00
5.50		327.00
5.60		327.00
5.70		327.00
5.80		327.00
5.90		327.00
6.00		327.00
6.10		327.00
6.20		327.00
6.30		327.00
6.40		327.00
6.50		327.00
6.60		327.00
6.70		327.00

MINUTES

BETHANY HOSPITAL TRUST

TUESDAY, DECEMBER 6, 2016

7:30 P.M.

MEMBERS PRESENT:	Bryan Taylor	Chairman
	Randy Luinstra	Trustee
	Curtis Moore	Trustee
	Kathi Holloway	Trustee
	Arlita Harris	Trustee
	Kathy Larsen	Trustee
	John Herren	Trustee
	Phill Shirey	Trustee
	Jeff Knapp	Trustee

OTHERS PRESENT:	Steve Harzman	Assist. City Manager
	David Davis	City Attorney
	Steve Katen	Public Works Director
	Jon Robinson	Finance Director
	Susan Tate	Secretary
	(See Roster)	

Chairman Taylor called the Bethany Hospital Trust meeting to order at 8:23 P.M.

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

- A. Approval of Minutes from the November 15, 2016 Regular Meeting.
- B. Approval of Claims

Motion was made by Trustee Larsen, seconded by Trustee Knapp to approve the Consent Docket as submitted. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

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

Nothing was presented.

ITEM NO. 3 on the agenda was **ADJOURN UNTIL DECEMBER 20, 2016.**

Chairman Taylor adjourned the Bethany Hospital Trust meeting at 8:24 P.M. until December 20, 2016.

CHAIRMAN

SECRETARY

BETHANY HOSPITAL TRUST

FROM: Jon Robinson
DATE: December 15, 2016
SUBJECT: Claims list for the December 20, 2016

BACKGROUND:

The claims list for approval for the December 20, 2016:

FUND	AMOUNT
Bethany Hospital Trust	\$0.00
TOTAL	\$0.00

RECOMMENDED ACTION:

1. Approve the claims as presented

MINUTES

BETHANY DEVELOPMENT AUTHORITY

TUESDAY, DECEMBER 6, 2016

7:30 P.M.

MEMBERS PRESENT:	Bryan Taylor	Chairman
	Randy Luinstra	Trustee
	Curtis Moore	Trustee
	Kathi Holloway	Trustee
	Arlita Harris	Trustee
	Kathy Larsen	Trustee
	John Herren	Trustee
	Phill Shirey	Trustee
	Jeff Knapp	Trustee

OTHERS PRESENT:	Steve Harzman	Assist. City Manager
	David Davis	City Attorney
	Steve Katen	Public Works Director
	Jon Robinson	Finance Director
	Susan Tate	Secretary
	(See Roster)	

Chairman Taylor called the Bethany Development Authority meeting to order at 8:24 P.M.

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

- A. Approval of Minutes from the November 15, 2016 Regular Meeting.
- B. Approval of Claims:
Bethany Development Authority Fund in the amount of \$237.60.

Motion was made by Trustee Larsen, seconded by Trustee Knapp to approve the Consent Docket as submitted. Yes votes: Taylor, Luinstra, Moore, Holloway, Harris, Larsen, Herren, Shirey, Knapp. Motion passed.

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

Nothing was presented.

ITEM NO. 3 on the agenda was **ADJOURN UNTIL DECEMBER 20, 2016**.

Chairman Taylor adjourned the Bethany Development Authority meeting at 8:25 P.M. until December 20, 2016.

CHAIRMAN

SECRETARY

BETHANY DEVELOPMENT AUTHORITY

FROM: Jon Robinson
DATE: December 15, 2016
SUBJECT: Claims list for the December 20, 2016

BACKGROUND:

The claims list for approval for the December 20, 2016:

FUND	AMOUNT
Bethany Development Authority	\$0.00
TOTAL	\$0.00

RECOMMENDED ACTION:

1. Approve the claims as presented