

MINUTES

Regular Meeting of the
Nichols Hills City Council
Tuesday, October 8, 2024 at 5:30 PM
City Hall, 6407 Avondale Drive
Nichols Hills, OK 73116

Original agenda filed in the Office of the City Clerk at 4:08 PM on
the 4th day of October, 2024.

1. Call to Order and Pledge of Allegiance
2. Roll Call

Attendees Present	Arrived
Council Member Sody Clements	5:30
Mayor E. Peter Hoffman	5:30
Vice-Mayor Steven J. Goetzinger	5:30

3. Minutes

- a. September 4, 2024 Minutes
- b. September 10, 2024 Minutes

MOTION: Sody Clements moved to approve the September 4, 2024 and September 10, 2024 minutes as presented. Steven J. Goetzinger seconded the motion.

RESULT:	(UNANIMOUS)
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

4. Departmental Reports
 - a. Police Department
 - b. Municipal Court

- c. Fire Department
- d. Public Works
- e. Risk Manager
- f. New Resident List
- g. City Treasurer
- h. Finance Director
- i. Information System Manager
- j. Engineer
- k. ACOG Report

Councilman Clements reminded residents to lock your doors.

Vice-Mayor Goetzinger thanked the Public Works Department for letting him know of a water leak at his home that the City's software had detected.

Mayor Hoffman, while out walking one morning, called the City's dispatch to report a suspicious individual he noticed. He thanked the Police Department for their quick and professional handling of the situation. Mayor Hoffman reminded residents if you see something that doesn't seem right, call in and report it to the Police Department.

MOTION: Steven J. Goetzinger moved to approve the September, 2024 departmental reports as presented. Sody Clements seconded the motion.

RESULT:	(UNANIMOUS)
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

5. Total Warrants & Claims

a. Warrants & Claims

MOTION: Sody Clements moved to approve the total warrants and claims as presented. Steven J. Goetzinger seconded the motion.

RESULT:	(UNANIMOUS)
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

6. Consent Docket - Construction

- a. Amendment No. 1 for the 1600 and 1700 Blocks of Randel Road Paving Improvement Project with Rudy Construction Company in the amount of (\$33,776.85).

BACKGROUND: The amendment decreases the contract to \$1,147,910.65. The original contract was \$1,181,687.50.

- b. Pay Estimate No. 7 (FINAL) for Project No. PC-2301 with Rudy Construction Co. for Paving Improvements to the 1600 & 1700 Blocks of Randel Road in the amount of \$63,445.13 and place maintenance bonds into effect.

BACKGROUND: City Engineer has verified quantities and recommends approval, to be paid from 2023 GO Bonds and other funds.

- c. Pay Estimate No. 5 for Project No. PC-2302 with Rudy Construction Co. for Paving Improvements to the 1100 Block of Bedford Drive, 7000 Block of Waverly Avenue, and 6800 Block of Trenton Road in the amount of \$188,078.28.

BACKGROUND: City Engineer has verified quantities and recommends approval, to be paid from 2023 GO Bonds and other funds.

- d. Pay Estimate No. 1 for Project No. PC-2401 with CGC, LLC. for Paving Improvements to the 6600, 6700 & 6800 Blocks of East

Grand Boulevard in the amount of \$63,840.00.

BACKGROUND: City Engineer has verified quantities and recommends approval, to be paid from 2023 GO Bonds and other funds.

- e. Pay Estimate No. 6 for Project No. WC-2101 with Landmark Construction Group LLC for Arsenic Removal Treatment Plant in the amount of \$515,955.27.

BACKGROUND: City Engineer has verified quantities and recommends approval, to be paid from 2021 GO Bonds and other funds.

MOTION: Steven J. Goetzinger moved to approve item 6a - 6e Consent Docket Construction as presented. Sody Clements seconded the motion.

RESULT:	(UNANIMOUS)
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

7. Consent Docket - General

- a. A resolution authorizing the disposal and destruction of certain original records and papers of records prior to the retention period for such records established in the Revised Records Retention Manual, 2015; and directing the City Manager to take all actions necessary to provide for the disposal and destruction of such records.
- b. A resolution declaring certain supplies, materials, and equipment owned by the City to be surplus ("Surplus Property"); directing the City Manager to sell such Surplus Property at public auction; and directing the City Manager to dispose of any such Surplus Property which does not receive a successful bid.
- c. Schedule of Regular Meetings for the Nichols Hills City Council 2025.

- d. Agreement for Specific Assistance with the Board of County Commissioners of Oklahoma County for road reconstruction, repair, and/or improvements to Bedford Drive, between Kingsbury Lane and Drury Lane.
- e. Request from Information Systems Manager Scott Johnston to purchase office furniture. The total will not exceed \$5,500.00, to be purchased with General CIP funds.
- f. Request from Public Works Director Randy Lawrence to replace pumping equipment in four water wells, not to exceed \$102,084.00. To be paid out of 2022 GO Bonds

MOTION: Sody Clements moved to approve item 7a - 7f Consent Docket General as presented. Steven J. Goetzinger seconded the motion.

RESULT:	(UNANIMOUS)
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

8. Citizens Desiring to Be Heard

No one expressed a desire to be heard.

9. Items for Separate Vote - Ordinances, Resolutions, and Other Matters

- a. A resolution authorizing the sale of \$7,000,000 of General Obligation Bonds, Series 2025 of the City of Nichols Hills, Oklahoma; fixing the amount of bonds to mature each year; fixing the manner, time and place the bonds are to be sold; authorizing the City Clerk to give notice of said sale as required by law and to publish notice of sale; approving and authorizing official statements; authorizing and approving contracts for bond counsel, financial advisor and paying agent-registrar services and amendments thereto, and waiving selection pursuant to a competitive process; and, authorizing executions and actions necessary for issuance and delivery of the bonds, and providing for other aspects of the bonds.

Mr. John Williams, City Attorney, presented the proposed

resolution authorizing the sale of \$7,000,000.00 of General Obligation Bonds, Series 2025.

Mr. Chris Gander, with BOK Financial Securities, stated that bids will be presented to the City Council at the November 12, 2024 meeting.

MOTION: Steven J. Goetzinger moved to approve the resolution set forth in item 9a. Sody Clements seconded the motion.

RESULT:	(UNANIMOUS)
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

- b. PUBLIC HEARING: An application to rezone property generally located at 6523 Avondale Drive in Nichols Hills, Oklahoma from the R-2 Two-Family Residential Zoning District to the R-3 Multiple-Family Residential Zoning District.

Mrs. Susan Binkowski, owner of Esperanza Real Estate Investments, presented the application to the City Council.

Following discussion among City Council members and staff, Mayor Hoffman opened the public hearing.

Mr. Jim McCampbell spoke against the application.

Mr. Tony Lathrop suggested that the City create an R-2+1 zone for this property to eliminate opening up the area to R-3 zoning.

No others expressing a desire to be heard, the public hearing was closed.

MOTION: Steven J. Goetzinger moved to approve item 9b subject to limiting to only three units and keeping the existing building footprint. E. Peter Hoffman seconded the motion.

RESULT:	(Yes 2, No 1, Abstained 0)
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MOVER: Steven J. Goetzinger
SECONDER: E. Peter Hoffman
AYES: E. Peter Hoffman , Steven J. Goetzinger
NAYS: Sody Clements

- c. An Ordinance amending the Nichols Hills City Code regarding the State Law reference for the definition of Drug Paraphernalia; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

MOTION: Sody Clements moved to approve agenda item 9c as presented. Steven J. Goetzinger seconded the motion.

RESULT: (UNANIMOUS)
MOVER: Sody Clements
SECONDER: Steven J. Goetzinger
AYES: Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

- i. Consideration of approval or disapproval of the emergency section of the foregoing ordinance.

MOTION: Steven J. Goetzinger moved to approve agenda item 9c (i) - Emergency clause of the foregoing ordinance. Sody Clements seconded the motion.

RESULT: (UNANIMOUS)
MOVER: Steven J. Goetzinger
SECONDER: Sody Clements
AYES: Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

- d. Public Arts Commission Appointment - At Large Appointment.

RESULT: NO ACTION TAKEN

- e. Discussion, consideration, and possible action regarding requiring sight-proof screening to surround residential properties during construction.

City Council directed staff to research the cost of sight-proof screening and any alternatives and bring back to the next regular scheduled meeting.

- f. TO BE READ INTO THE MINUTES: The City of Nichols Hills has received from Oklahoma Department of Environmental Quality, Permit No. WL000055240722 for construction of approximately 1,374 linear feet of six (6) inch PVC raw water line and appurtenances to serve the Raw Water Line to serve South Half, Oklahoma County, Oklahoma. Pursuant to O.S. 27A 2-6-304, the City of Nichols Hills is hereby granted this Tier I Permit to construct 1,374 linear feet of six (6) inch PVC raw water line and all appurtenances to serve the Raw Water Line to serve South Half, located in SW 1/4 of Section 34, T-13-N, R-3-W, Oklahoma County, Oklahoma, in accordance with the plans approved October 01, 2024.

MOTION: Sody Clements moved to acknowledge this item was read into the minutes. Steven J. Goetzinger seconded the motion.

RESULT: (UNANIMOUS)
MOVER: Sody Clements
SECONDER: Steven J. Goetzinger
AYES: Sody Clements, E. Peter Hoffman , Steven J. Goetzinger

10. Adjournment

MOTION: There being no further business, Steven J. Goetzinger moved to adjourn the meeting. Sody Clements seconded the motion.

RESULT: (UNANIMOUS)
MOVER: Steven J. Goetzinger
SECONDER: Sody Clements
AYES: Sody Clements, E. Peter Hoffman , Steven J. Goetzinger



Mayor
City of Nichols Hills, Oklahoma



City Manager
City of Nichols Hills, Oklahoma



City Clerk
City of Nichols Hills, Oklahoma