

MINUTES

Regular Meeting of the
Nichols Hills City Council
Tuesday, June 14, 2022 at 5:30 PM
City Hall, 6407 Avondale Drive
Nichols Hills, OK 73116

**Original agenda filed in the Office of the City Clerk at 2:46 PM on
the 10th day of June, 2022.**

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

Attendee Name	Title	Status	Arrived
Sody Clements		Present	
Steven J. Goetzinger		Present	
E. Peter Hoffman		Present	

Mayor Goetzinger commended the Police Department and Corporal Brandon Edwards for his professionalism in the duty that he did for our City.

3. Minutes
 - a. May 9, 2022 Minutes - Joint Meeting City Council & Nichols Hills Municipal Authority
 - b. May 10, 2022 City Council Minutes

MOTION: Clements moved to approve the May 9, 2022 and May 10, 2022 minutes as presented. Hoffman seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	E. Peter Hoffman
AYES:	Clements, Goetzinger, Hoffman

4. Departmental Reports

Consideration of acceptance, rejection, and/or postponement of the following:

- 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 Hoffman reported that ACOG is continuing to work with the City for possible grants to help the City.

MOTION: Hoffman moved to approve the May 2022 departmental reports as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	E. Peter Hoffman
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

5. Total Warrants & Claims \$881,791.03

- a. Consideration of acceptance, rejection, and/or postponement of the following: Claims List for 2021-2022

a. General Fund	\$138,213.40
b. Street & Alley Fund	1,597.12
c. Designated Funds – Police	110.00
d. Nichols Hills Municipal Authority	132,745.29
e. General Fund – CIP	28,213.40
f. Municipal Authority-CIP	34,732.00
g. Designated Funds – Parks	76,522.50
h. General Obligation Bond Funds	469,657.32

MOTION: Clements moved to approve the total warrants and claims as presented. Hoffman seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	E. Peter Hoffman
AYES:	Clements, Goetzinger, Hoffman

6. Consent Docket - Construction

Consideration of approval, acceptance, rejection, amendment, and/or postponement of the following:

- a. Amendment No. 1 for Project No. PC-2102 with Rudy Construction Co. for Paving Improvements 1400, 1500 & 1600 Blocks of Bedford Drive and 1200 Block of Glenwood Avenue in the amount of <\$33,314.42>.

BACKGROUND: This amendment decreases the contract to \$1,130,101.83. The original contract was \$1,163,416.25.

- b. Amendment No. 1 for Project No. PC-2101 with CGC, LLC for Paving Improvements to 1500 Block of Buttram and the 7100 & 8300 Blocks of Nichols Road of <\$213,998.21>.

BACKGROUND: This amendment decreases the contract to \$859,768.20. The original contract was \$1,073,766.41.

- c. Pay Estimate No. 6 (FINAL) for Project No. PC-2102 with Rudy Construction Co. for 1400, 1500 & 1600 Blocks of Bedford Drive and the 1200 Block of Glenwood Avenue Paving Improvements in the amount of \$134,288.81.

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

- d. Pay Estimate No. 7 (FINAL) for Project No. PC-2101 with CGC, LLC. for 1500 Block Buttram and the 7100 & 7300 Blocks of Nichols Road Paving Improvements in the amount of \$72,467.94, and place maintenance bonds into effect.

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

- e. Invoice No. 17446 with Frankfurt-Short-Bruza Associates, PC for Fire and City Hall Improvements in the amount of \$10,000.00, to be paid from 2020 GO Bonds and other funds.
- f. Pay Estimate No. 9 with Jenco Construction for the Fire Station Addition and Renovation project in the amount of \$193,800.00.

BACKGROUND: City Architect has verified quantities and recommends approval, to be paid from 2020 GO Bonds and other funds.

- g. Pay Estimate No. 1 for Project No. FC-2102 with Rudy Construction Co. for Love Family Park Improvements in the amount of \$75,971.50.

BACKGROUND: City Engineer has verified quantities and recommends approval, to be paid from the Park Fund and other funds.

MOTION: Hoffman moved to approve item 6a - 6g Consent Docket Construction as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	E. Peter Hoffman
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

7. Consent Docket - General

Consideration of approval, acceptance, rejection, amendment, and/or postponement of the following:

- 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. State Auditor's Certificate and Order to County Clerk and County Treasurer regarding the City Treasurer, approval of all necessary documents in furtherance of the foregoing, and further authorizing Mayor to sign and certify all necessary documents in furtherance of the foregoing.
- c. Request from Public Works Director Randy Lawrence to purchase a 200 Ally Smart Meters from Utility Technology Services, not to exceed \$90,000.00. To be paid out of 2020 GO Bonds.
- d. Invoice by Sutphen Corporation for Ladder Truck repairs in the amount of \$105,118.16. To be paid from the General Fund.
- e. Request from Information Systems Manager Neil Gray to purchase a Copy Machine for City hall. The total will not exceed \$11,000.00 as approved in the 2021-2022 CIP budget.
- f. Request from Information Systems Manager Neil Gray to purchase and install a remote radio handset for the Public Works radio system. The total will not exceed \$1,850.00 as approved in the 2021-2022 CIP budget.
- g. A resolution renewing, adopting, and approving the EMSA Interlocal Cooperation Agreement for the Fiscal Year beginning July 1, 2022 and ending June 30, 2023.

Contracts and Agreements

- h. Custodial Services Agreement with Aspen Building Services for Fiscal Year 2022-2023.
- i. Elevator Maintenance Contract with Schindler Elevator Corporation for Fiscal Year 2022-2023.
- j. Household Hazardous Waste Agreement with the Midwest City Municipal Authority for Fiscal Year 2022-2023.
- k. Accounting & Financial Consulting Contract with Crawford and Associates, PC.
- l. Fire Equipment Agreement with Board of County Commissioners of Oklahoma County for Fiscal Year 2022-2023.
- m. Automatic Aid Agreement between The City of the Village and the City of Nichols Hills for Fiscal Year 2022-2023.

- n. Renewal of Section 125 Cafeteria Plan and Section 105 HRA Plan Fiscal Year 2022-2023.
- o. Interlocal Agreement with Oklahoma County for jail services for Fiscal Year ending June 30, 2023.
- p. Renewal of Solid Waste Disposal Agreement with Republic Services for Fiscal Year 2022-2023.
- q. Renewal of Solid Waste Collection Agreement with Republic Services for Fiscal Year 2022-2023.
- r. Legal Services Contract with Williams, Box, Forshee & Bullard, P.C.
- s. Landscape Maintenance Contract with Northwest Lawn for Fiscal Year 2022-2023.

MOTION: Clements moved to approve item 7a - 7s Consent Docket General as presented. Hoffman seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	E. Peter Hoffman
AYES:	Clements, Goetzinger, Hoffman

8. Citizens desiring to be heard

The purpose of this time is to allow members of the public to speak to the City Council on any matter that is not otherwise set for consideration on this Agenda.

Mr. James Weinland spoke to the City Council members of his concerns of the noise levels at night.

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

Consideration of adoption, approval, acceptance, rejection, amendment, and/or postponement of the following:

- a. Budget adjustments for fiscal year 2021-2022 for General Fund, General Fund CIP Fund, Sinking Fund, and Nichols Hills Municipal Authority.

MOTION: Hoffman moved to approve agenda item 9a as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	E. Peter Hoffman
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

- b. PUBLIC HEARING: Resolution approving and adopting budgets for Fiscal Year 2022-2023 for General Fund, Nichols Hills Municipal Authority, Street & Alley Fund, General Fund Capital Improvements, Nichols Hills Municipal Authority Capital Improvements, 911 Funds, Designated Account Funds, Sinking Fund, Police Impound Fund, Water Impact Fee Fund, Sewer Impact Fee Fund, Drainage Fee Fund, Health Insurance Fund and Park Fund.

Following discussion among City Council members, Mayor Goetzinger opened the public hearing.

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

MOTION: Clements moved to approve agenda item 9b as presented. Hoffman seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	E. Peter Hoffman
AYES:	Clements, Goetzinger, Hoffman

- c. A resolution of the City Council of the City of Nichols Hills. Oklahoma concerning Coronavirus Local Fiscal Recovery Funds for Non-entitlement units of Government (ARPA funds).

MOTION: Hoffman moved to approve agenda item 9c as presented. Clements seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: E. Peter Hoffman
SECONDER: Sody Clements
AYES: Clements, Goetzinger, Hoffman

- d. An ordinance amending Section 30-2(b)(7) of the Nichols Hills City Code regarding the public nuisance exemption of generator noise; repealing all conflicting ordinance or parts of ordinances; providing for severability; and declaring an emergency.

MOTION: Clements moved to approve agenda item 9d as presented. Hoffman seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sody Clements
SECONDER: E. Peter Hoffman
AYES: Clements, Goetzinger, Hoffman

- i. Consideration of adoption, approval, acceptance, rejection, amendment, and/or postponement of the emergency section of the foregoing ordinance.

MOTION: Hoffman moved to approve agenda item 9d(i) - Emergency clause of the foregoing ordinance. Clements seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: E. Peter Hoffman
SECONDER: Sody Clements
AYES: Clements, Goetzinger, Hoffman

- e. An ordinance adding a section to Chapter 44 of the Nichols Hills City Code regarding the operation of golf carts on City streets; repealing all conflicting ordinance or parts of ordinances; providing for severability; and declaring an emergency.

MOTION: Hoffman moved to approve agenda item 9e as presented. Goetzinger seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: E. Peter Hoffman
SECONDER: Steven J. Goetzinger
AYES: Clements, Goetzinger, Hoffman

i. Consideration of adoption, approval, acceptance, rejection, amendment, and/or postponement of the emergency section of the foregoing ordinance.

MOTION: Hoffman moved to approve agenda item 9e(i) - Emergency clause of the foregoing ordinance. Clements seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: E. Peter Hoffman
SECONDER: Sody Clements
AYES: Clements, Goetzinger, Hoffman

f. Purchase of insurance policies for property, liability, business interruption, Umbrella, bonds for City Manager, City Clerk/Finance Director, City Treasurer, Assistant City Clerk/Finance Director, and public employee faithful performance blanket position bond for FY 2022- 2023.

MOTION: Clements moved to approve agenda item 9f as presented. Hoffman seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sody Clements
SECONDER: E. Peter Hoffman
AYES: Clements, Goetzinger, Hoffman

g. Workers' Compensation Plan renewal for July 1, 2022 to June 30, 2023. Risk Manager Lindy Hough recommends approval of the renewal.

MOTION: Hoffman moved to approve agenda item 9g as presented. Clements seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: E. Peter Hoffman
SECONDER: Sody Clements
AYES: Clements, Goetzinger, Hoffman

- h. Employee Benefit plans for the 2022-2023 fiscal year, concerning health, dental, vision, and life insurance, the Keystone flex plan, HRA, and American Fidelity Worksite Benefits, as proposed and to be serviced by Montgomery Integra Insurance; and authorize the City Manager to sign all documents necessary to execute the agreements.

MOTION: Clements moved to approve agenda item 9h as presented. Hoffman seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sody Clements
SECONDER: E. Peter Hoffman
AYES: Clements, Goetzinger, Hoffman

BOARD APPOINTMENT - ENVIRONMENTAL, HEALTH, AND SUSTAINABILITY COMMISSION

- i. Environment, Health & Sustainability Commission - Ward Three

MOTION: Hoffman moved to approve the appointment of Carleen Burger as a member of the Environment, Health & Sustainability Commission. Clements seconded the motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: E. Peter Hoffman
SECONDER: Sody Clements
AYES: Clements, Goetzinger, Hoffman

BOARD APPOINTMENT - BOARD OF PARK COMMISSIONERS

- j. Board of Park Commissioners Appointment - At Large Appointment

MOTION: Clements moved to approve the appointment of Rainey Williams as a member of the Board of Park Commissioners. Hoffman seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	E. Peter Hoffman
AYES:	Clements, Goetzinger, Hoffman

k. Board of Park Commissioners Appointment - Ward One

MOTION: Hoffman moved to approve the appointment of Karen Browne as a member of the Board of Park Commissioners. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	E. Peter Hoffman
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

l. Board of Park Commissioners Appointment - Ward Two

No action taken.

10. Adjournment

MOTION: There being no further business, Hoffman moved to adjourn the meeting. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	E. Peter Hoffman
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman



Mayor
City of Nichols Hills, Oklahoma



City Manager
City of Nichols Hills, Oklahoma



City Clerk
City of Nichols Hills, Oklahoma