

MINUTES

Regular Meeting of the
Nichols Hills City Council
Tuesday, August 9, 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 4:16 PM on
the 5th day of August, 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	

3. Minutes
 - a. July 12, 2022 City Council Minutes
 - b. July 29, 2022 Special City Council Minutes

MOTION: Clements moved to approve the July 12, 2022 and July 29, 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

MOTION: Hoffman moved to approve the July 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 \$747,766.38

- a. Consideration of acceptance, rejection, and/or postponement of the following: Claims List for 2022-2023

a. General Fund	\$333,270.68
b. Nichols Hills Municipal Authority	114,212.34
c. General Fund - CIP	3,825.72
d. Parks Fund	244,614.25
e. General Obligation Bond Funds	51,843.39

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. Invoice No. 8254A with Howard-Fairbairn Site Design, Inc for the Love Family Park in the amount of \$16,275.00, to be paid from Park fund and other funds.
- b. Change Order No. 1 for the Love Family Park project with Rudy Construction Co. in the amount of \$20,415.00.

BACKGROUND: This change order increases the contract to \$982,115.00. The original contract was \$961,700.00.

- c. Pay Estimate No. 3 for Project No. FC-2102 with Rudy Construction Co. for Love Family Park Improvements in the amount of \$228,185.25.

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

- d. Pay Estimate No. 11 with Jenco Construction for the Fire Station Addition and Renovation project in the amount of \$181,991.97.

BACKGROUND: City Architect has verified quantities and recommends approval, to be paid from General Fund and other funds.

MOTION: Hoffman moved to approve item 6a - 6d 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. A Resolution of the City Council of the City of Nichols Hills, Oklahoma (the "City") declaring an emergency to exist in the City; ratifying and approving the City Manager's July 11, 2022 declaration of an emergency ("City Manager's Declaration") related to unforeseen power failures in the City's Water Wells Numbers 15, 16, 5, and 18 ("City's Water Wells"); ratifying and approving the Public Works Director obtaining estimates and the City Manager making emergency purchases pursuant to the City Managers' s declaration; and authorizing and directing the City Manager to take all additional steps necessary to ensure the City's Water Wells are restored to operation.
- c. Request from Information Systems Manager Neil Gray to purchase replacement ceiling insulation for several basement offices. The total will not exceed \$4,000.00, to be paid from 2022-2023 CIP Fund and other funds.
- d. Request from Information Systems Manager Neil Gray to purchase a eleven (11) replacement desktop computers, two (2) additional mobile computers, and an additional laptop. The total will not exceed \$21,000.00, to be paid from 2022-2023 CIP Fund and other funds.
- e. Request from Information Systems Manager Neil Gray to hire Stolz Communications to seek out and obtain a second UHF radio frequency for the Public Works Department. The total will not exceed \$6,000.00, to be paid from 2022-2023 CIP Fund and other funds.
- f. Request from Information Systems Manager Neil Gray to purchase replacement temperature sensors. The total will not exceed \$6,500.00, to be paid from 2022-2023 CIP Fund and other funds.
- g. Request from Risk Manager Lindy Hough to purchase a Force USA Trap bar & clamps, not to exceed \$600.00, as approved in the 2022-2023 General Fund CIP.

MOTION: Clements moved to approve item 7a - 7g 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.

No one expressed a desire to be heard.

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

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

- a. PUBLIC HEARING: The issuance of a special permit to AT&T, represented by CRB for Nexius, for the purpose of replacing and/or adding new antennas and other equipment on existing tower located in the 1009 Northwest 75th Street, Nichols Hills, Oklahoma.

On behalf of AT&T, Mark Kesner presented the application to the
City Council members.

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

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

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: The issuance of a special permit to AT&T, represented by CRB for Nexius, for the purpose of replacing and/or adding new antennas and other equipment on existing tower located in the 1800 block of Westminster, Nichols Hills, Oklahoma.

On behalf of AT&T, Mark Kesner presented the application to the
City Council members.

Following discussion among City Council members and applicant,
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. PUBLIC HEARING: The issuance of a special permit to T-Mobile Central, LLC, represented by Branch Communication, LLC, for the purpose of replacing and/or adding new antennas and other equipment on existing tower located in the 1800 block of Westminster, Nichols Hills, Oklahoma, and entering an amendment to an existing lease agreement with respect to the same.

On behalf of T-Mobile Central, LLC, Mark Kesner presented the
application to the City Council members.

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

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

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. Building Commission initiative to identify “Architectural Resources” in Nichols Hills; document titled Designation of Architectural Resources in Nichols Hills recommended for approval by the Nichols Hills Building Commission; and proposed letter to residents owning homes believed to be Architectural Resources by the Nichols Hills Building Commission.

Building Commission Chairman Larry Herzel discussed the process of selecting the list of homes for the Designation of Architectural Resources in Nichols Hills.

MOTION: Clements moved to approve the Designation of Architectural Resources plan from the Building Commission. Hoffman seconded the motion.

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

- e. Approval of Oil and Gas Division Order from Charter Oak Production Co., LLC.

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

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

- f. A resolution awarding contract to the lowest responsible bidder for PC-2104 2021-2022 G.O. Bond Issue Paving Improvement Project 6500 & 6800 blocks of Avondale Drive, and authorizing execution of the contract, bonds, and related instruments.

MOTION: Clements moved to award the contract for PC-2104 2021-2022 G.O. Bond Issue Paving Improvement Project 6500 & 6800 blocks of Avondale Drive to Rudy Construction Co. for \$1,654,268.00. Hoffman seconded the motion.

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

- g. 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