

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING  
DECEMBER 17, 2024**

Minutes of the special meeting of the Mayor and Council of the Clinton City Council, City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, December 17, 2024, at 5:30 p.m. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on December 13, 2024, at 4:00 P.M. A notice of an amended agenda was posted on the bulletin board in the lobby of Clinton City Hall on December 16, 2024, at 3:30 p.m.

**AGENDA ITEM No. 1. CALL TO ORDER, OPENING**

Mayor David Berrong called the meeting to order at 6:01 p.m. with the following present:

**MAYOR:** David Berrong

**COUNCIL:** Ernie Dowdell, Stormie Hill, Arthur Lloyd, Ernesto Villanueva

**COUNCIL ABSENT:** None

**MANAGER:** Robert Johnston

**CITY TREASURER:** Debra Blanchard

**CITY ATTORNEY:** Ryan Meacham

**CITY CLERK:** Amy Jones

**NEWS MEDIA:** Gena Trent, Hope King,

**OTHERS:** Gene McCullough, Shauna Hacker, Danny Tharp, Luis De La Torre, Tracy Yoder, Dillon Mach, Landon & Julie Littke, Addyson Littke, Mark Minor, Julie Caldwell, James & Carolyn Heerwald, Steve Weichel, Jimmy Laughlin, Temple Diehl, Doug Greer, Russ Meacham, James Kuykendall, and others.

Temple Diehl, Pastor, First United Methodist Church opened the meeting with prayer and Doug Greer, Service Officer, American Legion Post 41 led the Pledge of Allegiance.

**AGENDA ITEM NO. 2: CONSENT AGENDA**

- A. Minutes of the December 3, 2024, Regular Meeting
- B. Ratify City Manager's Execution of a Proposal from Merritt Tennis & Track Systems Dated 12/6/2024 for the Installation of Two Indoor Pickleball Courts at Acme Brick Park.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva that the Consent Agenda Items be approved.

Mayor David Berrong put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Hill, Berrong

Nay: None

Mayor declared the motion carried.

**AGENDA ITEMS 3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION(S) REGARDING:**

**A. FYE24 Financial Audit Report as Presented by Britton, Kuykendall & Miller, CPAs, PC**

Mayor Berrong welcomed James Kuykendall, CPA with Britton, Kuykendall, and Miller to present the FYE 24 Financial Audit.

Mr. Kuykendall thanked the city staff that helped prepare documents for review. Bound copies of the audit report were provided for the Council members. Kuykendall stated that it was a very good report. He reported the City's procedures and internal controls are working as intended and that the city had followed all guidelines for Federal and State grant-funded projects.

Motion was made by Councilman Hill and seconded by Councilman Lloyd to accept the FYE 24 Financial Audit prepared by Britton, Kuykendall, and Miller CPA's.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong  
Nay: None

Mayor declared the motion carried.

**B. Resolution No. 994 – Distribution of OMAG Escrow Account Refund**

City Manager Johnston stated that Resolution No. 994 – Distribution of OMAG Escrow Account Refund from the loss Fund deposited with Oklahoma Municipal Assurance Group for the 2021-2022 Worker's Compensation Plan Year in the amount of \$63,329.66 and the escrow account has a balance of \$1632,632.21. The recommendation is that these amounts be applied to the balance of the Workers Compensation premium invoice for \$88,792.50 and the balance of \$43,839.71 be applied to the property insurance premium that will be invoiced in the spring.

Motion was made by Councilmember Dowdell and seconded by Villanueva to approve Resolution No. 994 – Distribution of OMAG Escrow Account Refund and Distribution of the escrow account balances to be applied to workers compensation and property insurance premium invoices.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong  
Nay: None

Mayor declared the motion carried.

**C. Change Order 2 - AIP 3-40-0021-019-2022, AIP 3-40-0021-0018-2021, OAC CLK 23A-FS Resulting in a Decrease of \$673,529.16**

City Manager Johnston presented the Change Order 2 - AIP 3-40-0021-019-2022, AIP 3-40-0021-0018-2021, OAC CLK 23A-FS Resulting in a Decrease of \$673,529.16. He stated that this is needed to close the runway and apron projects grants.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva to approve Change Order 2 - AIP 3-40-0021-019-2022, AIP 3-40-0021-0018-2021, OAC CLK 23A-FS Resulting in a Decrease of \$673,529.16.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

**D. Parkhill Amendment No. 9 To Owner - Engineer Agreement for Additional Services for the Design of the T-Hangar and Box Hangar, Project No. ODAA CLK-25-FS**

City Manager Johnston presented the Parkhill Amendment No. 9 To Owner - Engineer Agreement for Additional Services for the Design of the T-Hangar and Box Hangar, Project No. ODAA CLK-25-FS to the Council for review and approval.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villaneuva to approve the Parkhill Amendment No. 9 To Owner - Engineer Agreement for Additional Services Totaling \$103,900 for the Design of the T-Hangar and Box Hangar, Project No. ODAA CLK-25-FS.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

**E. Acceptance of a 'Fair Market Value Offer' from the Washita County Commissioners to Purchase Easement(s) Related to Transportation Improvement Project J/P: 25492(04), Washita County, CIRB-175C(100)RB, Parcel 5.**

City Manager Johnston presented the Acceptance of a 'Fair Market Value Offer' from the Washita County Commissioners to Purchase Easement(s) Related to Transportation Improvement Project J/P: 25492(04), Washita County, CIRB-175C(100)RB, Parcel 5 in the amount of \$14,752.00. Manager Johnston explained that this is city-owned land in Washita County that we have leased to Kevin Nightengale and we have been in negotiations since July regarding this easement.

Motion was made by Councilmember Dowdell and second by Councilmember Villanueva for presented the Acceptance of a 'Fair Market Value Offer' from the Washita County Commissioners to Purchase Easement(s) Related to Transportation Improvement Project J/P: 25492(04), Washita County, CIRB-175C(100)RB, Parcel 5 in the amount of \$14,752.00

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

**F. Proposal from Tyler Technologies for "Software as a Service – SAAS"**

City Manager Johnston stated that the Proposal from Tyler Technologies for "Software as a Service – SAAS" is to improve the management of the Incode Software and he asked Treasurer Debra Blanchard and Public Works Director Gene McCullough to speak to the proposal.

Ms. Blanchard informed the Council that previously they had approved the annual software maintenance invoice. Ms. Blanchard also stated that we would likely receive a credit or refund from the invoice that was already paid toward this updated service. It is expected that this transition will happen in March or April 2025 if approved by the Council.

Mr. McCullough reports this proposal would take the place of that annual software maintenance invoice and include the management of the servers "in the cloud" those local duties would be performed by Tyler Technologies.

Johnston emphasized that this has come at a good time as our IT Director, Joshua McGuire, has resigned effective yesterday, and is moving out of state. As we consider

how to fill that vacancy, this will be one IT task that will not have to be handled “in house” in the future.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva to approve the Proposal from Tyler Technologies for “Software as a Service – SAAS”.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

### **G. Letter of Intent Rural Hospital Solutions**

City Manager Johnston stated that the due diligence process has begun with Rural Hospital Solutions and 3<sup>rd</sup> Avenue West. There will be an emergency Clinton Hospital Authority Meeting and City Council Meeting and Public Works Authority Meeting on December 18, 2024, at 2:00 p.m. and 2:30 p.m.

Information only. No action needed.

#### **AGENDA ITEM NO. 4 NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.):**

None

#### **AGENDA ITEM NO. 5: COUNCIL COMMENTS**

None

#### **AGENDA ITEM NO. 6: CITY MANAGER’S COMMENTS**

None

#### **AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION (According to Audience participation Decorum Guidelines at Clinton City Council Public Meetings effective:2/14/2017)**

None

#### **AGENDA ITEM NO. 9: ADJOURNMENT**

Moved by Councilmember Dowdell seconded by Councilmember Villanueva to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:21 P.M.

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Date Approved

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David Berrong, Mayor

**MINUTES OF THE CLINTON CITY COUNCIL EMERGENCY MEETING  
DECEMBER 18, 2024**

Minutes of the special meeting of the Mayor and Council of the Clinton City Council, City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, December 18, 2024, at 2:30 p.m. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on December 17, 2024, at 1:55 P.M.

**AGENDA ITEM No. 1. CALL TO ORDER, OPENING**

Mayor David Berrong called the meeting to order at 2:50 p.m. with the following present:

**MAYOR:** David Berrong

**COUNCIL:** Ernie Dowdell, Stormie Hill, Arthur Lloyd,

**COUNCIL ABSENT:** Ernesto Villanueva

**MANAGER:** Robert Johnston

**CITY TREASURER:** Debra Blanchard

**CITY ATTORNEY:** Ryan Meacham

**CITY CLERK:** Amy Jones

**NEWS MEDIA:** Mike Smith, Hope King, Sean Stephens

**OTHERS:** Gene McCullough, Shauna Hacker, Brett Russell, Cris Hickerson, Chasity Richardson, Stefani Bustos, Kevin Wolters, Tyler Bridges, Danny Tharp, Chris Jones, Mark Switzer, Kelly Cornell, Len Lacefield, Brett Russell, Ann Lambeth, Johnny Red, and others.

**AGENDA ITEM 2. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION(S)  
REGARDING:**

**A. Updated Line of Credit Agreement Between the Clinton General Fund and the Clinton Hospital Authority and the first draw.**

The request for an updated line of credit agreement between the Clinton Hospital Authority and the Clinton General Fund and the first draw was presented to the Councilmembers. The discussion centered on the concern that the hospital is requesting funds and is overhead being looked at to reduce expenses during this time. Chairman Baker assured the Councilmembers that overhead is being considered; and that currently the revenue cycle and claims being processed correctly is the high priority. The issues regarding the billing of claims and misrepresentation of companies that were contracted have caused a delay in payments from insurance companies including Medicare and Medicaid. During the due diligence phase with RHS and 3<sup>rd</sup> Avenue West, billing was filed that would have been lost due to the "180 days" expiration. The 3<sup>rd</sup> Avenue West team is training the staff to identify these claims that need to be filed and get the claims pushed out for processing with the correct ICD 10 and CPT Coding. Due to these issues

that have been identified the Hospital Authority will need to request another line of credit to ensure that payroll will be made and to pay operating expenses that are past due.

Motion was made by Trustee Dowdell and seconded by Trustee Lloyd to approve the request from for the updated line of credit agreement between the Clinton General Fund and the Clinton Hospital Authority and the first draw, The line of credit will be \$375,000 and the first draw will be \$290,000.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Berrong

Nay: None

Chairman declared the motion carried.

### **AGENDA ITEM NO. 3: ADJOURNMENT**

Moved by Councilmember Dowdell seconded by Councilmember Villanueva to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:21 P.M.

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Date Approved

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David Berrong, Mayor