

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
DECEMBER 16, 2025**

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 16, 2025, 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 12, 2025, at 3:00 P.M.

AGENDA ITEM No. 1. CALL TO ORDER, OPENING

Mayor David Berrong called the meeting to order at 5:37 p.m. with the following present:

MAYOR: David Berrong

COUNCIL: Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva

COUNCIL ABSENT: Erin Adams

MANAGER: Robert Johnston

CITY TREASURER: Debra Blanchard

CITY ATTORNEY: Ryan Meacham

CITY CLERK: Amy Jones

NEWS MEDIA: Gena Trent, Sean Stephens, Shiann Dawson

OTHERS: Gene McCullough, Riley Bryson, Luis De LaTorre, Keith Brisco, Dan Day, Brent Hester, Jame Kuykendall, Troy and Christin Calvert, Walt Schumacher, Matt Coe, Dan Tharp, David Davis, Wade Anders, Trey Arney, Sam Shelton, Jennifer Lee, Adolpho Elizondo, Troy Lee, Kim and Jennifer Hammond, Sue Mathis, David and Sherrie Klein, Tonia Turner, Rita and Lonnie Ferguson, Audie McLaughlin, Don and Debbie Avery, Debbie Radke, Wilma McGregor, Janis Raab, Sharon Lockhart, and others.

Troy Calvert opened the meeting with prayer and Keith Brisco, Post Commander, American Legion Post No. 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes from December 2, 2025, Regular Meeting.

B. Transfer Request of \$150,000 to Clinton Hospital Authority for Payroll and Operating Expenses.

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, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM 3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING:

A. FYE25 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 25 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 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 Dowdell and seconded by Councilman Villanueva to accept the FYE 25 Financial Audit prepared by Britton, Kuykendall, and Miller CPA's.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

B. Ordinance No.1037– Changing the Zoning from R-1 (Residential Single-Family District) to R-3 (Residential Multiple-Family District), Lots 1-3 and Lots13-16 Block 2, Shoeboy Addition also known as 300 S. 7th and 301 S. 8th, Clinton, Custer County, Oklahoma

Mayor Berrong presented Ordinance No.1037– Changing the Zoning from R-1 (Residential Single-Family District) to R-3 (Residential Multiple-Family District), Lots 1-3 and Lots13-16 Block 2, Shoeboy Addition also known as 300 S. 7th and 301 S. 8th, Clinton, Custer County, Oklahoma. Mayor Berrong thanked the audience that was present for coming to the meeting.

Mayor Berrong asked if anyone was prepared to speak on behalf of the Mission House. Trey Arney addressed the Council on behalf of the Mission House. Mr. Arney answered questions regarding their recent purchase of the Homestead Nursing Home and the specific use that is intended regarding the nursing home. He stated that the Mission House would not be moving to the nursing home location due to the negative support of the idea. He further stated that the Mission House would like to build on the site that the rezoning request is being made for and move forward with that plan. The Mission House has been at its current location for about 25 years.

Further discussion was held regarding the population the Mission House serves. The Council agrees that it is important work in the community. However, there is concern regarding the expansion in the current location and the rezoning of the current property with the purchase of the nursing home property that has confused the issue of rezoning.

The Council asked if the current house would be demolished and Mr. Arney stated that it was the plan as demolition bids were being taken. The Council asked if the current property is not rezoned, what does the Mission House plan to do? Mr. Arney stated that the Mission House would stay where it is currently located.

Councilmember Dowdell and Councilmember Villanueva voiced concerns regarding the rezoning of the property and concerns with the use of the newly purchased property.

The Mayor called for a motion to approve **Ordinance No.1037– Changing the Zoning from R-1 (Residential Single-Family District) to R-3 (Residential Multiple-Family District), Lots 1-3 and Lots13-16 Block 2, Shoeboy Addition also known as 300 S. 7th and 301 S. 8th, Clinton, Custer County, Oklahoma.** After a long discussion and advice from City Attorney Meacham regarding the options regarding tabling Ordinance No. 1037 or if no motion is made, or a motion is made and not seconded.

Motion was made by Councilmember Lloyd **and was not seconded** to table the Ordinance No.1037– Changing the Zoning from R-1 (Residential Single-Family District) to R-3 (Residential Multiple-Family District), Lots 1-3 and Lots13-16 Block 2, Shoeboy Addition also known as 300 S. 7th and 301 S. 8th, Clinton, Custer County, Oklahoma.

Mayor Berrong declares that motion died for lack of second.

A. Emergency Provision for Ordinance No. 1037

Due to no motion to approve Ordinance No. 1037, the emergency provision for the Ordinance 1037 was not considered.

B. “Use on Review for the Property Located at (300 S. 7th and 301 S. 8th) Shoeboy Addition, Lots 1-3 and 13-16 Block 2, be changed from R-1 to R-3 District

Due to no motion to approve Ordinance No. 1037, no action was taken regarding the “Use of Review” of the property.

C. Interlocal Agreement with Custer County re: Old US 66 Highway Repairs

City Manager Robert Johnston stated that we have been working on an Interlocal Agreement with Custer County regarding the Old US 66 Highway Repairs. It is still currently being reviewed by District Attorney, so a final version was not yet ready for approval. He requested that this agreement be tabled until the first regular meeting in January 2026.

City Attorney Meacham confirmed that the District Attorney had emailed him requesting that no action be taken by the city at tonight's meeting.

Motion was made by Councilman Dowdell and seconded by Councilman Villanueva to table the Interlocal Agreement with Custer County regarding the Old US 66 Highway Repairs until the January 6, 2026, regular meeting.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

D. Request For Executive Session As Authorized By The *Oklahoma Open Meeting Act* Section 307(B)4 For Confidential Communications Between A Public Body And Its Attorney Concerning A Pending Investigation, Claim, Or Action If The Public Body With The Advice Of Its Attorney, Determines That Disclosure Will Seriously Impair The Ability Of The Public Body To Process The Claim Or Conduct A Pending Investigation, Litigation, Or Proceeding In The Public Interest – “City v. RHS, et al, Custer Co, CJ -2025-105”.

Motion was made to request Executive Session As Authorized By The *Oklahoma Open Meeting Act* Section 307(B)4 For Confidential Communications Between A Public Body And Its Attorney Concerning A Pending Investigation, Claim, Or Action If The Public Body With The Advice Of Its Attorney, Determines That Disclosure Will Seriously Impair The Ability Of The Public Body To Process The Claim Or Conduct A Pending Investigation, Litigation, Or Proceeding In The Public Interest – “City v. RHS, et al, Custer Co, CJ -2025-105” and invite in Attorney Ryan Meacham, by telephone Attorney Richard Mullins, and City Manager Robert Johnston at 6:27 p.m.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

E. Reconvene from Executive Session.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva to reconvene from Executive Session at 6:43 p.m.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

F. Any Action Any Action(s) Arising from the Executive Session.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva to approve a settlement with 3rd Avenue West, LLC a Texas Limited Liability Company ("3rd Avenue"), Loren Brink, a Texas resident ("Brink"), and Jennifer Sethre, a Texas resident ("Sethre") and Rural Hospital Solutions, Inc. ("RHS, Inc."), a Wyoming corporation (collectively the "Parties").

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

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. 8: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:43 P.M.

Date Approved

David Berrong, Mayor