

**MINUTES OF THE CLINTON CITY COUNCIL  
APRIL 21, 2009**

Minutes of the regular meeting of the Mayor and City Council of the City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, April 21, 2009 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 April 17, 2009.

Vice-Mayor Mark Hendrickson called the meeting to order with the following present;

**MAYOR:** Absent

**COUNCIL:** Terry Wheeler, Mark Hendrickson, Bob Marcy, John Jordan

**CITY MANAGER:** Grayson Bottom

**CITY CLERK:** Lisa Anders

**CITY TREASURER:** Debra Blanchard

**DEPUTY CITY CLERK:** Absent

**CITY ATTORNEY:** Ryan Meacham

**NEWS MEDIA:** Gerald Green

**OTHERS:** Charles Fry, Brad Aneshansley, David Crabtree, and others.

Dave Gerbrandt of the First Mennonite Church opened the meeting with prayer and Councilman Bob Marcy led the Pledge of Allegiance.

**AGENDA ITEM NO. 3: CONSENT AGENDA**

A. Minutes of Regular Meeting of April 7, 2009

Moved by Councilman Marcy and seconded Councilman Jordan, that Consent Agenda Item No. 3 (a) be approved.

Vice-Mayor put the motion to a roll call vote:

Aye: Marcy, Jordan, Wheeler, Hendrickson

Nay: None

Vice-Mayor declared the motion carried.

**AGENDA ITEM NO. 4 ACTION ITEMS**

**4A. PROCLAMATION REGARDING KNIGHTS OF COLUMBUS**

City Manager Grayson Bottom presented the proclamation from the Knights of Columbus in support of their fundraising for the developmentally disabled and Western Oklahoma Special Olympics.

Motion was made by Councilman Marcy and seconded by Councilman Wheeler to execute the proclamation.

Vice-Mayor put the motion to a roll call vote:

Aye: Marcy, Wheeler, Jordan, Hendrickson

Nay: None

Vice-Mayor declared the motion carried.

**4B. PROCLAMATION REGARDING NATIONAL POLICE OFFICER WEEK**

City Manager Grayson Bottom explained that the declaration of May 10 through May 16, 2009 as National Police Officer Week is being presented. He said this is the third year for this event.

Motion was made by Councilman Jordan and seconded by Councilman Marcy to execute the proclamation declaring National Police Officer Week.

Vice-Mayor put the motion to a roll call vote:

Aye: Jordan, Marcy, Wheeler, Hendrickson

Nay: None

Vice-Mayor declared the motion carried.

**4C. CONSIDER SUPPLEMENTAL BUDGET AMENDMENT TO RECREATION CAPITAL IMPROVEMENT CONSTRUCTION FUND FOR FISCAL YEAR 2008-2009 BUDGET**

City Manager Grayson Bottom explained that the amendment to the Recreational Capital Improvement Construction Fund is to appropriate additional funds to the Golf Renovation Project with funding being additional transfers from the Capital improvement Fund for supplies and materials for curbing, additional sod, grass seed and planting. He said other items needed to complete the project that are not critical to growth will be included in the next fiscal budget.

Motion was made by Councilman Jordan and seconded by Councilman Wheeler to approve the Supplemental Budget Amendment to Recreation Capital Improvement Construction Fund for Fiscal Year 2008-2009 budget in the amount of \$20,000.00.

Vice-Mayor put the motion to a roll call vote:

Aye: Jordan, Wheeler, Marcy, Hendrickson

Nay: None

Vice-Mayor declared the motion carried.

**4D. CONSIDER RESOLUTION NO. 784 REGARDING IDENTITY THEFT PREVENTION PROGRAM**

City Manager Grayson Bottom explained that the Federal Trade Commission has required the adoption of the Red Flag Rules Identity Theft Prevention Program. Cities became aware of this requirement in October 2008 at which time the City of Clinton named the City Manager as the Committee Chairman. He said Ryan Meacham has reviewed the plan for compliance with the requirements,

Assistant City Attorney Ryan Meacham said the plan explains clearly the steps that will be taken to protect customer's personal information.

Motion was made by Councilman Wheeler and seconded by Councilman Marcy to approve Resolution No. 784 regarding Identity Theft Prevention Program.

Vice-Mayor put the motion to a roll call vote:

Aye: Wheeler, Marcy, Jordan, Hendrickson

Nay: None

Mayor declared the motion carried.

#### **5. CITY MANAGER'S REPORT**

City Manager Grayson Bottom reported that Girl Scout representative Renee Gauger has been working with the City regarding the usage of the old Highway Patrol building in McLain Rogers Park. He said the Girl Scouts will be leasing the building and they will be providing all the materials and work to bring the building into compliance with ADA requirements. He said the materials and work have been donated by various local businesses and individuals. He said the building would be back in use and in a good manner.

#### **6. AUDIENCE PARTICIPATION**

None

#### **AGENDA ITEM NO. 7: ADJOURNMENT**

Moved by Councilman Marcy and seconded Councilman Wheeler, to adjourn the meeting.

Vice-Mayor put the motion to a roll call vote:

Aye: Marcy, Wheeler, Jordan, Hendrickson

Nay: None

Vice-Mayor declared the meeting adjourned at 5:48 P.M.

# PROCLAMATION

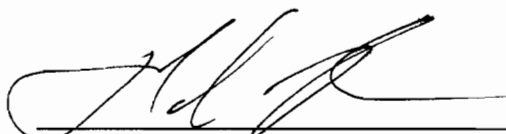
**WHEREAS**, the Knights of Columbus are conducting a statewide campaign to raise funds for the Center of Family Love for the adult developmentally disabled located in Okarche, Oklahoma and Western Oklahoma Special Olympics;

**WHEREAS**, this project is in its 33<sup>rd</sup> year and has significantly helped in the establishment of the center as well as with the Western Oklahoma Special Olympics;


**WHEREAS**, St. Mary's Knights of Columbus Council 3101 would appreciate support to help make the 2009 campaign for developmentally disabled and Special Olympics a success by declaring May 1 through May 15, 2009 Knights of Columbus Tootsie Roll Fundraiser week for the developmentally disabled.

**NOW, THEREFORE, I** Allen Bryson, Mayor of Clinton, Oklahoma, do hereby proclaim the week of May 1, through May 15, 2009 Knights of Columbus Tootsie Roll Fundraiser week.

**IT WITNESS WHEREOF**, I have hereunto set my hand and caused the great seal of the City of Clinton, Oklahoma to be affixed.

  
Allen Bryson, Mayor

ATTEST:

  
Lisa Anders, City Clerk



**RESOLUTION NO. 784**

**A RESOLUTION OF THE MEMBERS OF CLINTON CITY COUNCIL ADOPTING AN IDENTITY THEFT PREVENTION PROGRAM; APPOINTING AN OVERSIGHT COMMITTEE; AND AUTHORIZING THE CITY MANAGER TO APPROVE MODIFICATIONS TO THE PROGRAM AS NEEDED**

**WHEREAS**, pursuant to federal law the Federal Trade Commission adopted Identity Theft Rules requiring the creation of certain policies relating to the use of consumer reports, address discrepancy and the detection, prevention and mitigation of identity theft;

**WHEREAS**, the Federal Trade Commission regulations, adopted as 16 CFR § 681.2 require creditors, as defined by 15 U.S.C. § 1681a(r)(5) to adopt red flag policies to prevent and mitigate identity theft with respect to covered accounts;

**WHEREAS** 15 U.S.C. § 1681a(r)(5) cites 15 U.S.C. § 1691a, which defines a creditor as a person that extends, renews or continues credit, and defines 'credit' in part as the right to purchase property or services and defer payment therefore;

**WHEREAS** the Federal Trade Commission regulations include utility companies in the definition of creditor;

**WHEREAS** the City of Clinton, Oklahoma is a creditor with respect to 16 CFR § 681.2 by virtue of providing water, sewer and sanitation utility services;

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF CLINTON CITY COUNCIL :**

**Section 1.** The Council hereby adopts an Identity Theft Prevention Program in accordance with the requirements of the Fair and Accurate Credit Transaction Act.

**Section 2.** The Council appoints the City Manager as the Oversight Committee to oversee the operation and compliance of the Authority's Identity Theft Prevention Program.

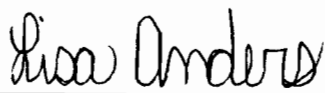
**Section 3.** The Council authorizes the City Manager to approve modifications to the Identity Theft Prevention Program as needed to meet the needs of the utility department and to maintain compliance with the Fair and Accurate Credit Transaction Act.

PASSED AND APPROVED THIS 21<sup>st</sup> DAY OF April, 2009.

CLINTON CITY COUNCIL

By:   
for Mayor

ATTEST:

  
Secretary

(SEAL)