

**MINUTES OF THE CLINTON CITY COUNCIL  
JUNE 16, 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, June 16, 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 June 12, 2009.

Mayor Allen Bryson called the meeting to order with the following present;

**MAYOR:** Allen Bryson

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

**CITY MANAGER:** Grayson Bottom

**CITY CLERK:** Lisa Anders

**CITY TREASURER:** Debra Blanchard

**DEPUTY CITY CLERK:** Rhonda Williams

**CITY ATTORNEY:** Ryan Meacham

**NEWS MEDIA:** Gerald Green and Mike Smith

**OTHERS:** Arnold Adams, David Crabtree, Gene McCullough, Steve Jones, Mary Helen Jones, Kim and Jennifer Hammonds and others.

Dr. A.M. Hendrickson 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 June 2 and special meeting of June 10, 2009

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

Mayor put the motion to a roll call vote:

Aye: Marcy, Jordan, Wheeler, Hendrickson, Bryson

Nay: None

Mayor declared the motion carried.

**AGENDA ITEM NO. 4 ACTION ITEMS**

**4A. PUBLIC HEARING REGARDING REZONING OF PROPERTY**

City Manager Grayson Bottom said the purpose of the public hearing is to receive comments regarding the request of rezoning property from R-1 to R-2. He explained that the Planning and Zoning were presented the request and have forwarded their approval to the City Council.

Councilman Marcy asked if the purpose of the rezoning is to allow for the construction of duplexes.

Building Inspector Charles Fry said that would be permitted in R-2 zoning but the owners are present and can explain their plans.

Jennifer Hammonds said they currently own and operate Bright Minds Child Care Center and they wish to expand their business. They plan to construct a larger facility to operate a child care center.

There were no additional comments for the public hearing.

**4B. CONSIDER ORDINANCE NO. 917 REGARDING REZONING OF .80 ACRES OF PROPERTY LOCATED IN LOTS 1-10 BLOCK 43, MAKER'S SECOND ADDITION FROM R-1 (SINGLE-FAMILY DISTRICT) TO R-2 (TWO-FAMILY DISTRICT)**

City Manager Grayson Bottom said the Planning and Zoning Board has recommended the rezoning request.

Motion was made by Councilman Hendrickson and seconded by Councilman Wheeler to adopt Ordinance 917 regarding rezoning of .80 acres of property located in lots 1-10 Block 43 Maker's Second Addition from R-1 (Single-Family District) to R-2 (Two-Family District)

Mayor put the motion to a roll call vote:

Aye: Hendrickson, Wheeler, Jordan, Marcy, Bryson  
Nay: None

Mayor declared the motion carried.

Motion was made by Councilman Hendrickson and seconded by Councilman Wheeler to approve the emergency clause for Ordinance No. 917.

Mayor put the motion to a roll call vote:

Aye: Hendrickson, Wheeler, Jordan, Marcy, Bryson  
Nay: None

Mayor declared the motion carried.

**4C. CONSIDER INTERGOVERNMENTAL AGREEMENT WITH OKLAHOMA DEPARTMENT OF TRANSPORTATION REGARDING ROAD MAINTENANCE**

City Manager Grayson Bottom explained that this agreement is for the \$50,000.00 for improvements to Gary Boulevard and he said it is the same agreement as in the past. He explained that ODOT people would help identify the problem areas and recommend where improvements should be made. He said that next year's budget includes \$150,000 and with the ODOT \$50,000 that would bring the total available for road maintenance for 2009-2010 to \$200,000.

Councilman Hendrickson asked if street improvements would contain new streets.

City Manager Grayson Bottom explained that if a new street is deemed necessary by the City Council, that funding would have to be approved from the Economic Development Fund or the Capital Improvement Fund rather than the operational budget.

Motion was made by Councilman Wheeler and seconded by Councilman Marcy to approve the Intergovernmental Agreement with the Oklahoma Department of Transportation regarding road maintenance.

Mayor put the motion to a roll call vote:

Aye: Wheeler, Marcy, Hendrickson, Jordan, Bryson  
Nay: None

Mayor declared the motion carried.

**4D. CONSIDER SUPPLEMENTAL BUDGET AMENDMENTS TO FISCAL YEAR 2008-2009 BUDGET**

City Manager Grayson Bottom explained that Supplemental budgets are for the end of year bookkeeping process.

1) City of Clinton- General Fund: Supplemental appropriation to budget additional Sales Tax Collections Transferred In and Out to meet revenue bond requirements.

Motion was made by Councilman Marcy and seconded by Councilman Jordan to approve the Supplemental Budget for the General Fund.

Mayor put the motion to a roll call vote:

Aye: Marcy, Jordan, Hendrickson, Wheeler, Bryson  
Nay: None

Mayor declared the motion carried.

2) City of Clinton- Capital Improvement Fund

Motion was made by Councilman Wheeler and seconded by Councilman Marcy to approve the Supplemental Budget for the Capital Improvement Fund.

Mayor put the motion to a roll call vote:

Aye: Wheeler, Marcy, Hendrickson, Jordan, Bryson  
Nay: None

Mayor declared the motion carried.

3) City of Clinton – 2005 4<sup>th</sup> Cent Education Fund

Motion was made by Councilman Marcy and seconded by Councilman Jordan to approve the Supplemental Budget for the 2005 4<sup>th</sup> Cent Education Fund.

Mayor put the motion to a roll call vote:

Aye: Marcy, Jordan, Wheeler, Hendrickson, Bryson  
Nay: None

Mayor declared the motion carried.

4) City of Clinton- 2005 4<sup>th</sup> Cent Acme Park

Motion was made by Councilman Marcy and seconded by Councilman Jordan to approve the Supplemental Budget for the 2005 4<sup>th</sup> Cent Acme Park.

Mayor put the motion to a roll call vote:

Aye: Marcy, Jordan, Wheeler, Hendrickson, Bryson

Nay: None

Mayor declared the motion carried.

5) City of Clinton- Recreation Capital Improvement Construction Fund

Motion was made by Councilman Wheeler and seconded by Councilman Jordan to approve the Supplemental Budget for the Recreation Capital Improvement Construction Fund.

Mayor put the motion to a roll call vote:

Aye: Wheeler, Jordan, Hendrickson, Marcy, Bryson

Nay: None

Mayor declared the motion carried.

**4E. CONSIDER AND ADOPT RESOLUTION 787 APPROVING THE PROPOSED FISCAL YEAR 2009-2010 BUDGET BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010**

City Manager Grayson Bottom explained that the proposed budget presented is a result of the budget work sessions and input from the Council. He said Public Hearings was held and no comments were received. He said the budget is a flat, stand still budget that has built in reservations and contingency.

Motion was made by Councilman Marcy and seconded by Councilman Jordan to approve Resolution 787 approving the proposed fiscal year 2009-2010 budget beginning July 1, 2009 and ending June 30, 2010.

Mayor put the motion to a roll call vote:

Aye: Marcy, Jordan, Hendrickson, Wheeler, Bryson

Nay: None

Mayor declared the motion carried.

**4F. CONSIDER EXPENDITURE OF FUNDS FROM 2009-2010 CAPITAL IMPROVEMENT FUND FOR SIGNAGE AT RIVERSIDE GOLF COURSE**

City Manager Grayson Bottom presented an estimate for the new signage at Riverside Golf. He said the signs would be for the new nine holes as well as signage for other areas of the course. He said arrangements are being made for a Ranger and the posted signs with information should be helpful. He explained that with the anticipated opening date being the first part of August and the delivery time for the signs, the order needs to be placed July 1 which is the first day of the new budget year.

Motion was made by Councilman Jordan and seconded by Councilman Wheeler to authorize the expenditure of funds not to exceed \$15,000 from the 2009-2010 Capital improvement Fund for signage at Riverside Golf Course.

Mayor put the motion to a roll call vote:

Aye: Jordan, Wheeler, Marcy, Hendrickson, Bryson

Nay: None

Mayor declared the motion carried.

**4G. CONSIDER EXPENDITURE OF FUNDS FROM THE 2008-2009 CAPITAL IMPROVEMENT FUND FOR THE REHAB AND UPDATE OF THE WATER SLIDE AT MCLAIN ROGERS PARK**

City Manager Grayson Bottom explained that an amendment to the agenda was posted to reflect that the request is for the funding to come from the 2008-2009 Capital Improvement Fund rather than the 2009-2010 Capital Improvement Fund. He said the fiberglass on the water slide is showing through the paint. He said repairs need to be done of the waterslide before it can be used this season. He said the needed repairs should be completed to allow the slide to open July 4<sup>th</sup>.

Mayor Bryson asked why the work had been delayed until the summer.

City Manager Bottom said we had difficulty finding someone willing to do the job and the assigned task had not been taken care of in a timely manner.

Motion was made by Councilman Wheeler and seconded by Councilman Marcy to authorize the expenditure of funds from the 2008-2009 Capital Improvement Fund for the rehab and update of the water slide at McLain Rogers Park.

Mayor put the motion to a roll call vote:

Aye: Wheeler, Marcy, Hendrickson, Jordan, Bryson

Nay: None

Mayor declared the motion carried.

**4H. CONSIDER AND DISCUSS THE PURCHASE OR APPRAISAL OF REAL PROPERTY INCLUDING AN EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. ss 307B(3)**

Motion was made by Councilman Marcy and seconded by Councilman Wheeler to go into executive session to discuss the purchase or appraisal of real property.

Mayor put the motion to a roll call vote:

Aye: Marcy, Wheeler, Hendrickson, Jordan, Bryson

Nay: None

Mayor declared the meeting in executive session at 6:10 P.M.

**RECONVENE**

Motion was made by Councilman Wheeler and seconded by Councilman Marcy to reconvene the meeting into regular session.

RM061609

Mayor put the motion to a roll call vote:

Aye: Wheeler, Marcy, Jordan, Hendrickson, Bryson

Nay: None

Mayor declared the motion carried and the meeting in regular session at 6:30 P.M.

Mayor Bryson reported no action taken.

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

City Manager Grayson Bottom reported that a more active approach will be taken regarding the discharge, purchase and transportation of fireworks inside the City limits. He said information will be given to the public to let them know what actions the city will take regarding fireworks inside the city limits to include seizing of fireworks. He said early announcement will be made to sellers and purchasers.

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

None

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

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

Mayor put the motion to a roll call vote:

Aye: Wheeler Marcy, Jordan, Hendrickson, Bryson

Nay: None

Mayor declared the meeting adjourned at 6:35 P.M.





BUDGET AMENDMENT FORM

FY 2008-2009

TYPE OF AMENDMENT:

01 - SUPPLEMENTAL

02 - DECREASE

03 - TRANSFER

CITY OF CLINTON - 2005 4TH CENT EDUCATION FUND

ACCOUNTS DECREASED					ACCOUNTS INCREASED		
TYPE	EXPL.	ACCT #	NAME	AMOUNT	ACCT #	NAME	AMOUNT
01	A				<b>ESTIMATED REVENUE</b>		
					<b>CPS</b>		
					511-541-51017	4th Cent CPS S.T.	13,004
					<b>EASTSIDE ACADEMY</b>		
					511-542-51017	4th Cent Eastside S.T.	4,335
					<b>TOTAL ESTIMATED REV</b>		17,339
					<b>APPROPRIATIONS</b>		
					511-44100-2980	Oper. Transfer Out-CPS	13,004
					511-44200-2980	Oper. Transfer Out-Eastside	4,335
					<b>TOTAL APPROPRIATIONS</b>		17,339

EXPLANATIONS:

A. Supplemental appropriation to budget additional 4th Cent Education Sales Tax excess revenue collections

over estimated and appropriate to Transfers Out to PWA for 2006 Revenue Bond Issue Debt Service.

DONE BY ORDER OF THE GOVERNING BOARD OF SAID MUNICIPALITY AND RECORDED IN THE MINUTES OF THE CLERK AT CLINTON, OKLAHOMA, THIS 16th DAY OF JUNE, 2009.

ATTEST:

Lisa Anders  
CLERK

Allen Byers  
MAYOR





## **RESOLUTION NO. 787**

### **A RESOLUTION OF THE CITY OF CLINTON, CLINTON PUBLIC WORKS AUTHORITY, CLINTON HOSPITAL AUTHORITY, CLINTON RECREATIONAL AUTHORITY, CLINTON AIRPORT AUTHORITY, CLINTON INDUSTRIAL AUTHORITY, CLINTON SOLID WASTE AUTHORITY APPROVING THE 2009-2010 BUDGET**

**WHEREAS**, the Oklahoma State Statues, Title 11, Section 201 authorizes a municipality to prepare and approve an annual budget, and

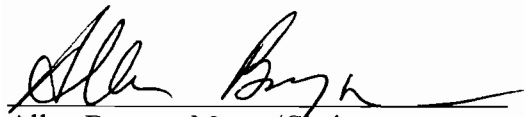
**WHEREAS**, the City of Clinton has met all requirements for publications and public input on the 2009-2010 budget, and

**WHEREAS**, the City Council/ Authorities of the City of Clinton has reviewed the proposed budget and is aware of the operations and projects planned for the 2009-2010 budget;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Clinton, and the Board of Trustees of the Clinton Public Works Authority, Clinton Hospital Authority, Clinton Recreational Authority, Clinton Airport Authority, Clinton Industrial Authority, and Clinton Solid Waste Authority of Clinton, Oklahoma:

1. That the 2009-2010 budget be approved for the funds and amounts as outlined.
2. That the City Treasurer or the City Manager may make transfers between departments and line item accounts within a fund as needed. Supplemental appropriations must be approved by the City Council prior to implementation.
3. That the City Treasurer or designated deputy shall be given blanket authority and directed to invest and reinvest available funds on a continuing basis during the fiscal year ending June 30, 2010 in a manner described in the City of Clinton's Investment Policy.

**PASSED** by the City Council, Board of Trustees of the Clinton Public Works Authority, Clinton Hospital Authority, Clinton Recreational Authority, Clinton Airport Authority, Clinton Industrial Authority and Clinton Solid Waste Authority this 16 day of June, 2009

  
Allen Bryson, Mayor/Chairman

ATTEST:

  
Lisa Anders, City Clerk