

**MINUTES OF THE CLINTON CITY COUNCIL
OCTOBER 19, 2010**

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, October 19, 2010 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 October 15, 2010.

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

MAYOR: Allen Bryson

COUNCIL: John Jordan, Steve Jones, Terry Wheeler, Bob Marcy

CITY MANAGER: Grayson Bottom

CITY CLERK: Lisa Anders

CITY TREASURER: Absent

DEPUTY CITY CLERK: Rhonda Williams

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Mike Smith

OTHERS: Mary Helen Jones, Lindsey Bottom, David Crabtree and others.

Mayor Allen Bryson 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 October 5, 2010

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, Jones, Bryson

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. FIRST READING OF ORDINANCE CONCERNING AMENDMENT TO CLINTON CITY CODE SECTION 8-1-5 REGARDING EXCAVATION AND EARTH REMOVAL

City Manager Bottom explained that the current City Code has provisions for excavation and earth removal but it did not specifically include easements and right-of-ways. He said the City runs into problems when trying to locate utility lines in alleys and easements. An amendment to the current code was presented and read for the consideration of the Council.

City Manager Bottom said this would at least be a beginning to address a long standing problem. He said the ordinance would require a map to be provided. He felt this would be a big help.

4B. CONSIDER RESOLUTION 794 REGARDING STATE QUESTION 744 REGARDING HOPE INITIATIVE PETITION

City Manager Grayson Bottom explained that the Oklahoma Municipal League had adopted a resolution at the Oklahoma Municipal League Conference opposing State Questions 744. It was felt that the public was not fully aware of the impact of SQ 744 should it be approved at the November 2nd election date.

City Manager Bottom said the resolution being presented to the Council has been adapted from the resolution of the OML. He said Assistant City Attorney Ryan Meacham had recommended the wording reflect the thoughts of the City Council rather than speak on behalf of the entire community. He had also suggested wording be included to represent the areas of the City that would be affected by the act if approved. Bottom suggested that if the Council chose to not address the resolution to let it be shown as no action taken.

Motion was made by Councilman Marcy and seconded by Councilman Jones to approve Resolution 794 regarding State Questions 744 regarding Hope Initiative Petition.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4C. CONSIDER APPROVAL OF WORKERS COMPENSATION REFUND FROM OKLAHOMA MUNICIPAL ASSURANCE GROUP

City Manager Bottom explained that the City of Clinton participates in the Workers Compensation plan with the Oklahoma Municipal Assurance Group. He said due to safety training and a low loss time accident record, a refund is being received from premiums from the 2007-2008 contract year. The refund awarded totals \$6,002.24 and can be placed in an escrow account, applied to the premiums for the current year or have a check issued for the refunded amount.

Motion was made by Councilman Wheeler and seconded by Councilman Jones to apply the refund of \$6,002.24 to the current premiums for workers compensation with the Oklahoma Municipal Assurance Group.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

5. CITY MANAGER'S REPORT

City Manager Grayson Bottom announced the new Parks & Recreation Director as Kris Wermey. He said Wermey had assumed his duties in that position on October 19, 2010.

City Manager Grayson Bottom reported that there have been temporary political signs showing up in right-of-ways and he said they would be removed.

City Manager Bottom said an ordinance would be introduced to the Council regarding authorizing the Code Enforcement Officer to issue citations. He said the current City Code authorized the Animal Control Officer to issue citations and this ordinance would be similar to that. He said that he had visited with Police Chief Crabtree about encouraging Police Officers to enforce the no parking on grass.

Gerald Green asked if the political signs were the only ones to be removed.

City Manager Bottom said the city code identifies them as temporary signs to include garage sale signs, political signs and others.

Councilman John Jordan announced that he had sold his home and would be moving out of his ward soon.

6. AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 7: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Wheeler, Marcy, Jones, Jordan, Bryson

Nay: None

Mayor declared the meeting adjourned at 6:10 P.M.

A RESOLUTION OF THE
CITY COUNCIL OF THE CITY OF CLINTON, OKLAHOMA
RESOLUTION NO. 794
OPPOSING SQ 744 (HOPE INITIATIVE PETITION)

WHEREAS, the City Council of the City of Clinton, Oklahoma supports adequate funding for common education and sustainable sources for that funding; and

WHEREAS, the City Council of the City of Clinton shares a concern with the Oklahoma Education Association (OEA) regarding quality public schools, realizing students today are the leaders of tomorrow; and

WHEREAS, the City Council of the City of Clinton believes State Question 744 is flawed as it does not include a funding source and would fund education at the expense of other needs, and

WHEREAS, the City Council of the City of Clinton further believes that State Question 744 as presented is ill-conceived in that it does not explain that schools will be funded at the expense of other needs including cities, towns, roads, bridges, and water to name a few: and

WHEREAS, the proponents contend the price tag for this Constitutional amendment will cost \$800 Million to One Billion Dollars per year; and

WHEREAS, if passed, the practical result would require a tax increase in state income, oil and gas or sales tax or all existing state budgets would be compromised in favor of common education; and

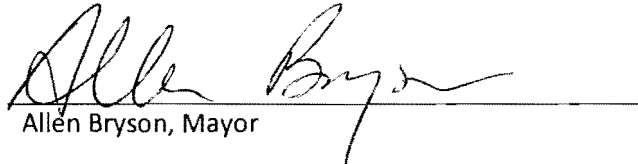
WHEREAS, the City Council of the City of Clinton derives substantial financial resources for infrastructure, and capital improvements from the development programs of the Oklahoma Department of Commerce, Oklahoma Department of Transportation, Oklahoma Department of Agriculture, Oklahoma Water Resources Board, Oklahoma Aeronautics Commission, Oklahoma Department of Emergency Management; and operational support from the Oklahoma Bureau of Investigation, Oklahoma Department of Public Safety, Oklahoma Insurance Department, Oklahoma Tax Commission, and the Oklahoma Department of Environmental Quality; all of which, and many more, would have their budgets adversely affected, and

WHEREAS, many recent attempts have preceded this state question that were also intended to solve the funding crisis for common education including: HB 1017, para-mutual gambling (horse racing), and the lottery; and

WHEREAS, fundamental changes to the existing funding structure for common education must be addressed first.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Clinton, Oklahoma opposes state question 744.

APPROVED AND ADOPTED this 19th day of October, 2010 by the City Council of the City of Clinton, Oklahoma.


Allen Bryson, Mayor

ATTEST: 

Lisa Anders, City Clerk