

**MINUTES OF THE CLINTON CITY COUNCIL
JANUARY 4, 2011**

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, January 4, 2011 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 30, 2010.

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

MAYOR: Allen Bryson

COUNCIL: Steve Jones, Don Rodolph, Bob Marcy

CITY MANAGER: Absent

CITY CLERK: Lisa Anders

CITY TREASURER: Debra Blanchard

DEPUTY CITY CLERK: Rhonda Williams

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Rod Serfoss and Gerald Green

OTHERS: Arnold Adams, Mary Helen Jones, Wade Anders, Rusty Whisenhunt, Gene McCullough, Debbie Bryson, Julie Mengie, L.R. Sights, Brian Aneshansley, Bob Smith, Lyle Miller, Walt & Carolyn Schumacher, Buddy & Jan Wheeler, Bobby Hoffman, Phyllis Smith, Pat Peters, Mr. & Mrs. Dave Gerbrandt, Roy Dobbs, David Crabtree and others.

Dale Nease of the Cumberland Presbyterian Church opened the meeting with prayer and Councilman Bob Marcy led the Pledge of Allegiance.

AGENDA ITEM NO. 4: CONSENT AGENDA:

A. Minutes of Regular Meeting of December 7, 2010

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

Mayor put the motion to a roll call vote:

Aye: Marcy, Jones, Rodolph, Bryson

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

**4A. CONSIDER ACCEPTANCE OF RESIGNATION OF CITY MANAGER GRAYSON
BOTTOM**

Mayor Bryson explained that Grayson Bottom had submitted a letter of resignation and will be assuming the duties as City Manager for the City of Yukon. The effective date of the resignation is January 14, 2011.

Motion was made by Councilman Rodolph and seconded by Councilman Jones to accept the resignation of Grayson Bottom as City Manager.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Jones, Marcy, Bryson

Nay: None

Mayor declared the motion carried.

4B. PUBLIC HEARING: INCREMENT DISTRICT NUMBER ONE, CITY OF CLINTON, OKLAHOMA

Mayor Bryson introduced Dan McMahan, the TIF District Advisor for the City of Clinton.

Mr. McMahan said this public hearing is being held pursuant to the Oklahoma State Statutes. He said a second public hearing is scheduled for January 18th. He said an ordinance would be presented for consideration to adopt the TIF plan.

Mayor Bryson asked if alternative financing had been discussed.

McMahan said an alternative financing had been briefly discussed. He said the project plan serves as the upper limits for the project and any alternative financing would reduce the cost. He said options would be reviewed in order to take advantage of the best financing. He said the options could not all be explored before the January 18th meeting.

Councilman Rodolph asked about the interest cost for a fifteen year period.

McMahan said the numbers presented were estimates on the worst case scenario.

Councilman Rodolph asked about the cost of the road and waterline.

McMahan said the developer would be doing the work and the City would contribute to the project based on the cost.

Councilman Rodolph asked if there is a set of plans for the road.

Mayor Bryson said the Review Committee had reviewed the plans for the road and said a copy could be provided to him.

Walt Schumacher asked if the City spends money and the tax revenue generated is not enough, does the responsibility fall to the developer for the balance.

McMahan said this is non-recourse financing.

Rod Serfoss asked about the term "but for" that had been discussed at the Review Committee meeting.

McMahan explained the term and said the Review Committee had made a determination regarding the test and had approved the project.

Bob Smith asked what the TIF funds can pay for.

McMahan said the funds are paid to the developer and the proceeds come from the loan. The purpose is to provide the project facilities for the proceeds of the \$1.4 million to develop the project.

The public hearing closed.

4C. CONSIDER AND DISCUSS THE EMPLOYMENT, HIRING OR APPOINTMENT OF THE CITY MANAGER AND AUTHORIZE THE MAYOR TO EXECUTE EMPLOYMENT CONTRACT

Mayor Bryson said following an executive session and interview with Steve Hewitt, the Council voted to enter into an employment contract.

Councilman Rodolph said the contract is for a salary of \$95,043.96 per year, car allowance of \$500.00 per month and cell phone stipend of \$100.00 per month.

Motion was made by Councilman Rodolph and seconded by Councilman Jones to approve the employment of Steve Hewitt and authorize the Mayor to execute the employment contract.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Jones, Marcy, Bryson

Nay: None

Mayor declared the motion carried.

4D. CONSIDER THE UPDATED REQUEST OF THE CLINTON CHAMBER OF COMMERCE REGARDING THE ROUTE 66 FESTIVAL

Mayor Allen Bryson reviewed the amended request of the Chamber of Commerce regarding the Route 66 Festival. The request to relocate the festival from main street to McLain Rogers Park was discussed.

Brian Aneshansley said the festival had been hosted downtown for the past four years and the hope was to relocate to the park. He said a beer garden would be included as a part of the festival as a fund raiser for a local civic organization. He said it would be in a designated, confined area and would be well supervised.

Assistant City Attorney Ryan Meacham said a draft ordinance had been prepared to address this and it followed state statutes.

Mayor Bryson said there are two issues being discussed. The use of McLain Rogers Park and the allowance of a beer garden in the park.

Meacham suggested putting the hours of operation of the beer gardens in the ordinance. He said the ordinance would require the applicant to obtain and county and state temporary license before being eligible for a city license.

Roy Dobbs said his concern is allowing the beer gardens in a public place such as the park where families with children would be in attendance. He asked why not leave the beer gardens at the Frisco Center as it has been in the past.

Motion was made by Councilman Rodolph and seconded by Councilman Marcy to approve the request for the usage of McLain Rogers Park for the Route 66 Festival to be held on June 25th with the exclusion of the beer gardens.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Marcy, Jones, Bryson
Nay: None

Mayor declared the motion carried.

It was noted that the original request for the Route 66 Festival had included security and this had not been added as a result of the addition of the beer gardens.

Mayor Bryson said if a civic organization comes forward and wants to operate the beer gardens, they need to bring the request back to the City Council.

Assistant City Attorney Ryan Meacham said an ordinance would be necessary.

5. CITY MANAGER'S REPORT

None

6. AUDIENCE PARTICIPATION

Mayor Bryson said Grayson Bottom's last day would be January 14th and Steve Hewitt would begin on February 9th. He said a luncheon is being held on January 13th at the Frisco Center in honor of Grayson Bottom.

Public Works Director Arnold Adams said the sandblasting of the water tower should be completed by the end of the week.

Mayor Bryson said the community survey is still posted on the city's website but would conclude on Tuesday, January 5, 2011.

AGENDA ITEM NO. 7: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Jones, Marcy, Rodolph, Bryson
Nay: None

Mayor declared the meeting adjourned at 7:00 P.M.