

**MINUTES OF THE CLINTON CITY COUNCIL
JULY 2, 2013**

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, July 2, 2013 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 28, 2013.

Mayor Adams called the meeting to order with the following present;

MAYOR: Seth Adams

COUNCIL: Don Rodolph, Wheeler Lowry, Jason Hulin

ABSENT: Lucas Martinez

CITY MANAGER: Steve Hewitt

CITY CLERK: Lisa Anders

CITY TREASURER: Debra Blanchard

DEPUTY CITY CLERK: Absent

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Mike Smith

OTHERS: Stephen Jones, Kris Wermey, Barry Dehart, David Crabtree, Gene McCullough, Norma Vincent, Victor Martin, Julie Menge, Jeremy Brush, Mary Helen Jones, Conan Wilson and others.

Dan Day of the Ministerial Alliance opened the meeting with prayer and Councilman Wheeler Lowry led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

- A. Minutes of Regular Meeting of June 18, 2013
- B. Consider claims

Motion was made by Councilman Hulin and seconded by Councilman Lowry, that Consent Agenda Items No. 3 (a-b) be approved.

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Adams

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4: ACTION ITEMS

4A. CONSIDER APPOINTMENT TO THE PLANNING AND ZONING BOARD

Mayor Seth Adams explained that two applications have been submitted for the opening on the Planning and Zoning Board. He reported that Bryan Foster and Aaron Hemingway have submitted their applications. He requested this item be tabled until the next meeting at which time he would make a recommendation.

Motion was made by Councilman Hulin and seconded by Councilman Lowry to table this item until the July 16th meeting.

Chairman put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Adams
Nay: None

Chairman declared the motion carried.

4B. CONSIDER DISPOSITION OF SURPLUS PROPERTY NOT SOLD AT MAY 21, 2013 AUCTION

City Manager Steve Hewitt explained that Victor Martin has presented a bid of \$100 for the property at 520 North 13th. He said the property was on the list for the May 21, 2013 auction but the City did not receive a bid at that time.

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to approve the bid on \$100 from Victor Martin for the property at 520 North 13th.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Lowry, Adams
Nay: None

Mayor declared the motion carried.

4C. ACCEPTANCE OF HOMELAND SECURITY GRANT FOR THERMAL IMAGER

Police Chief Crabtree explained that the City of Clinton was one of 25 agencies that have been offered a grant from the Oklahoma Department of Homeland Security for a thermal imager. He said the grant is a non-matching grant with a value of \$4900.00.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to approve the acceptance of the Homeland Security grant for a thermal imager.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Hulin, Adams
Nay: None

Mayor declared the motion carried.

4D. CONSIDER AGREEMENT FOR INDEPENDENT AUDIT SERVICES

City Treasurer Debra Blanchard said the City has received a letter from the Oklahoma Tax Commission regarding an independent audit to check for sales tax compliance with vendors. She said that a vendor has potentially not been paying sales tax into the proper taxing jurisdiction. The City of Clinton has been extended the offer to participate in the audit of this taxpayer. She explained that the discovery phase would expend no more than 5 hours for \$395 to determine if there is potential tax liability due to the City. If indication is there, his per hour rate would be \$60 if more or more jurisdictions elect to participate, estimates 40-50 hours. The cost could range from \$395.00 to \$3,000.00.

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to approve the agreement for an independent audit service.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4E. CONSIDER RENEWAL OF AGREEMENT WITH ACTION ASSOCIATES

City Manager Steve Hewitt explained that during the budget work session the Council had recommended renewal of the agreement with Action Associates in the amount of \$20,000.00. He said this agreement is the same as the previous year's agreement.

Motion was made by Councilman Hulin and seconded by Councilman Lowry to approve the agreement with Action Associates in the amount of \$20,000.00.

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Adams

Nay: None

Mayor declared the motion carried.

4F. CONSIDER RENEWAL OF AGREEMENT WITH EASTSIDE ACADEMY

City Manager Steve Hewitt explained that during the budget work session the Council had recommended renewal of the agreement with Eastside Academy in the amount of \$6000.00. He said this agreement is the same as the previous year's agreement.

Motion was made by Councilman Hulin and seconded by Councilman Lowry to approve the agreement with Eastside Academy in the amount of \$6000.00

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Adams

Nay: None

Mayor declared the motion carried.

4G. CONSIDER RENEWAL OF AGREEMENT WITH AARP

City Manager Steve Hewitt explained that during the budget work session the Council had recommended renewal of the agreement with AARP in the amount of \$4,000.00. He said this agreement is the same as the previous year's agreement.

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to approve the agreement with AARP in the amount of \$4,000.00.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4H. DISCUSS WITH LEGAL COUNSEL REGARDING PENDING LITIGATION INCLUDING AN EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. SS 307B4

Motion was made by Councilman Lowry and seconded by Councilman Hulin to go into executive session with Legal Counsel and the City Manager.

Mayor put the motion to a roll call vote:

Aye: Lowry, Hulin, Rodolph, Adams

Nay: None

Mayor declared the meeting in executive session at 6:35 p.m.

RECONVENE IN REGULAR SESSION

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to enter into regular session.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Lowry, Adams

Nay: None

Mayor declared the meeting in regular session at 6:50 p.m.

AGENDA ITEM NO. 5. COUNCIL REPORT

None

AGENDA ITEM NO. 6: CITY MANAGER'S REPORT

None

AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

Motion was made by Councilman Hulin and seconded by Councilman Rodolph to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Hulin, Rodolph, Lowry, Adams

Nay: None

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