

**MINUTES OF THE CLINTON CITY COUNCIL
DECEMBER 2, 2014**

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, December 2, 2014 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 Wednesday, November 25, 2014.

Mayor Seth Adams called the meeting to order with the following present:

MAYOR: Seth Adams

COUNCIL: Don Rodolph, Wheeler Lowry, Jason Hulin

ABSENT: Mustafa Sami

CITY MANAGER: Mark Skiles

CITY CLERK: Lisa Anders

CITY TREASURER: Debra Blanchard

DEPUTY CLERK: Shona Stermer

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Corianna Fairchild

OTHERS: Kris Wermey, Jeremy Brush, Gene McCullough, Toby Anders, Justin Park, Mary Smith, Denice Eaton, Chad Eaton, Robert & Cindy Mayfield, Bailey Anders, Ron & Jeanie Engles, Randy Carpenter, Debbie Tupper, Teresa Krewall, Kristy Ventimiglia and others.

Dan Day of the Ministerial Alliance opened the meeting with prayer and City Attorney Ryan Meacham led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

- A. Minutes of Regular Meeting of November 18, 2014
- B. Consider Claims

Motion was made by Councilman Hulin and second by Councilman Rodolph that Consent Agenda Item No. 3 (a-b) be approved.

Mayor put the motion to a roll call vote:

Aye: Hulin, Rodolph, Lowry, Adams

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. PRESENTATION OF TWO OKLAHOMA MUNICIPAL LEAGUE 25-YEAR SERVICE AWARDS

Mayor Seth Adams presented Denice Eaton and Robert Mayfield with Oklahoma Municipal League certificates and pins in recognition of their 25 years of service to the City of Clinton.

4B. CONSIDER APPROVAL OF PAYMENT TO BRINDLEE MOUNTAIN FIRE APPARATUS FOR A FIRE TRUCK

City Clerk Lisa Anders explained that part of the funding for the new fire truck came from a CDBG grant. It is requested that the Council take official action in the approval of the payment to Brindlee Mountain Fire Apparatus for the fire truck.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to approve payment to Brindlee Mountain Fire Apparatus for a fire truck.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4C. CONSIDER CONDEMNATION FOR PROPERTY AT 118 E TERRACE- OWNER: LOUISE YOUNG

Building Inspector Toby Anders provided information on property at 118 E. Terrace. He explained that over the years, abatement hearings have been held on the property due to grass, weeds, and nuisances. He reported there has been no change in the condition to the property. He recommended the property be declared condemned and allow for the 30 day notice for removal to the property owner. He explained that following the 30 days period the City can enter the property for removal.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to condemn the property at 118 E. Terrace.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4D. CONSIDER RESOLUTION NO. 834 REGARDING AUTHORIZATION TO ENTER INTO AN INTERLOCAL AGREEMENT WITH TML MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL

City Manager Mark Skiles said he had reviewed the City's health insurance program and looked at options for improvement. He introduced Kristy Ventimiglia of Arthur J. Gallagher & Company. He gave her the task of finding a better health insurance plan and cutting cost to the City as well as employees.

Kristy Ventimiglia reviewed the coverage comparison of the City's current policy with the proposed policy with TML Multistate. She explained that one difference is that the commission has been removed from the quoted rates and will be calculated at \$21.50 per employee per month. She noted that there would be a reduction in rates for the City as well as for employees with family coverage policies. She said the target date for conversion is January 1, 2015 but reviews would be conducted in July 2015 which is the regular date for municipal policies to coincide with the City's budget year.

Ms. Ventimiglia said contacts would be made to local pharmacies regarding contract information.

Councilman Hulin said he would like additional time to review the information and suggested tabling the agenda item to the December 16th meeting.

Ms. Ventimiglia said that the enrollment could begin the same week as the December 16th meeting.

Councilman Rodolph said he would like to make certain that the local pharmacies would be enrolled before making any changes.

Mr. Ventimiglia said the change would result in approximately \$15,000.00 saving in premiums to the City and additional savings would be realized by employees with family coverage. She said the specific amount of savings depend on the policy the employee has for their family.

Motion was made by Councilman Hulin and seconded by Councilman Lowry to table Agenda item D and item E until the December 16, 2014 meeting.

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Adams

Nay: None

Mayor declared the motion carried.

4E. CONSIDER CONSULTING AGREEMENT FOR EMPLOYEE HEALTH INSURANCE WITH ARTHUR J GALLAGHER & COMPANY

Tabled until December 16, 2014 agenda.

4F. CONSIDER RESOLUTUION NO. 835 DECLARING AN EMERGENCY UNDER 61 OKLAHOMA STATUTE SECTION SECTION 130

City Manager Mark Skiles said Resolution 835 is the partner resolution to PW14-06 declaring an emergency.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to approve Resolution 835 declaring an emergency given the current drought situation, condition of Foss MCD infrastructure and availability of other source water resulted in an unforeseen condition which would result in substantial damage to the public health, safety and peace.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Hulin, Adams

Nay: None

Mayor declared the motion carried.

City Attorney Ryan Meacham said the resolution needed to be approved by the Public Works Authority and the City Council because the bid would be by both entities.

AGENDA ITEM NO 5.COUNCIL REPORT

None

AGENDA ITEM NO. 6: MANAGER'S REPORT

City Treasurer Debra Blanchard reported that the Oklahoma Tax Commission had contacted the City regarding a refund in excess of \$650,000.00 for overpayment to the City of Clinton of Use Tax. She said the refund would be taken as one-half of the monthly receipts and would take approximately 2 years to complete the pay-back. She said the revenue of the City will therefore be less over the next couple of years.

AGENDA ITEM NO. 7 : AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Councilman Hulin and seconded by Councilman Lowry to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Adams

Nay: None

Mayor declared the meeting adjourned at 6:10 p.m.

RESOLUTION NO. 835

RESOLUTION FOR CITY

WHEREAS, the City of Clinton is experiencing a severe drought;

WHEREAS, the City of Clinton has been forced to acquire 100% of its regular water usage from Foss Lake;

WHEREAS, the Foss MCD has experienced the same drought effects and is experiencing infrastructure issues;

WHEREAS, Foss MCD has capped water delivery to the City of Clinton at 1.7 MGD;

WHEREAS, multiple times in the last 90 days Foss MCD has been forced to take the water plant off line for extended periods which leaves City of Clinton with limited water production ability;

WHEREAS, Clinton Lake has approximately 30 days worth of water available;

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

Given the current drought situation, condition of Foss MCD infrastructure and availability of other source water; there exists an emergency which has resulted in an unforeseen condition which would result in substantial damage to the public health, safety and peace.

PASSED AND APPROVED at the special meeting of the City Council of the City of Clinton and duly signed by the Mayor this 2nd day of December, 2014.

THE CITY OF CLINTON, OKLAHOMA

By: _____

MAYOR

ATTEST:

Lisa Anders

CITY CLERK