

**MINUTES OF THE CLINTON CITY COUNCIL
FEBRUARY 21, 2017**

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, February 21, 2017 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 Thursday, February 16, 2017.

Vice-Mayor Jason Hulin called the meeting to order with the following present:

MAYOR: Absent

COUNCIL: Don Rodolph, Jason Hulin, Chuy Rosales, Bobby Stewart

CITY MANAGER: Mark Skiles

CITY CLERK: Lisa Anders

CITY TREASURER: Debra Blanchard

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Mike Smith

OTHERS: Gene McCullough, David Crabtree, Lonnie Teel, Wade Anders, Donald Webb, Julie Burden, Mary Helen Jones, Carla Howe, Joyce Kenney, Cheryl McCullers, Canda Dupree, Billy Challis, Russ Meacham, Troy Calvert, Ray Schapansky, Rod Serfoss, Tracy Yoder, Earl Agan, Max McKinsey, Doyle Kinney, Mike Glancy, Carol Sims, Luke Adams, Seth Adams, Ernie Dowdell, and others.

Doyle Kinney opened the meeting with prayer and Councilman Bobby Stewart led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

A. Minutes of Regular Meeting of February , 2017

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

Vice-Mayor put the motion to a roll call vote:

Aye: Rosales, Rodolph, Stewart, Hulin,

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. CONSIDER AND TAKE ACTION ON REQUEST TO PURCHASE A POLICE PATROL UNIT AND SURPLUS A 2007 FORD POLICE INTERCEPTOR

Police Chief David Crabtree explained this is part of the scheduled replacement program. He said the state contract price for the unit is \$24,926 and the trade-in value on the 2007 Ford is \$300 so the total price would be \$24,626. He recommended making the purchase from McKinsey Ford.

Motion was made by Councilman Stewart and seconded by Councilman Rosales to approve the purchase of a new police patrol unit and surplus and trade in a 2007 Ford Police Interceptor.

Vice-Mayor put the motion to a roll call vote:

Aye: Stewart, Rosales, Rodolph, Hulin,
Nay: None

Vice-Mayor declared the motion carried.

4B. CONSIDER AND TAKE ACTION ON RESOLUTION NO. 870 REGARDING FEES FOR LICENSES, PERMITS AND INSPECTIONS

City Manager Mark Skiles explained that fees for licenses, permits and inspections had been discussed at the previous meeting but since the amounts have been confirmed, the resolution is coming back for Council consideration.

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to approve Resolution 870 regarding fees for licenses, permits and inspections.

Vice-Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Rosales, Hulin,
Nay: None

Vice-Mayor declared the motion carried.

4C. CONSIDER AND TAKE ACTION ON ORDINANCE NO. 976 REGARDING REALLOCATION OF REVENUES COLLECTED AND CREATING A FUND AMOUNT AND PROVIDING FOR THE PURPOSE

Financial Advisor Russ Meacham said this ordinance defines how the reallocation of funds from the Capital Improvement Fund would be handled and the proposed division of the \$0.01 sales tax. He said this would need to go before a vote of the people.

Councilman Rodolph said this is a good plan. He reviewed the past five years of funding. He said this proposal would eliminate the need to lay off additional employees.

Meacham said this plan would always providing for the annual \$1,000,000 in Capital Improvements. He said the appropriation for the spending would be necessary each year.

Motion was made by Councilman Rodolph and seconded by Councilman Rosales to adopt Ordinance No. 976 regarding the reallocation of revenues collected and creating a fund amount and providing for the purpose.

Vice-Mayor put the motion to a roll call vote:

Aye: Rodolph, Rosales, Stewart, Hulin,
Nay: None

Vice-Mayor declared the motion carried.

4D. CONSIDER AND TAKE ACTION ON RESOLUTION NO. 871 CALLING FOR AN EXECUTION PROVIDING FOR THE REALLOCATION OF REVENUES COLLECTED AND CREATING A FUND AMOUNT AND PROVIDING FOR THE PURPOSE

Resolution No. 871 was presented. It calls for a election providing for the reallocation of revenues collected and creating a fund amount and providing for the purpose. The election would be held May 9, 2017.

Motion was made by Councilman Rodolph and seconded by Councilman Rosales to approving Resolution No. 871 calling for an election providing for the reallocation of revenues collected and creating a fund amount and providing for the purpose.

Vice-Mayor put the motion to a roll call vote:

Aye: Rodolph, Rosales, Stewart, Hulin
Nay: None

Vice-Mayor declared the motion carried.

4E. CONSIDER AND TAKE ACTION ON ELECTION PROCLAMATION FOR A SPECIAL ELECTION

City Attorney Ryan Meacham said the election proclamation provides the verbage for the ballot for the special election.

Motion was made by Councilman Rodolph and seconded by Councilman Rosales to approve the election proclamation for a special election on May 9, 2017.

Vice-Mayor put the motion to a roll call vote:

Aye: Rodolph, Rosales, Stewart, Hulin
Nay: None

Vice-Mayor declared the motion carried.

4F. CONSIDER AND TAKE ACTION ON AGREEMENT AMENDMENT FOR THE PURPOSE OF CONSOLIDATION OF COUNTIES IN SOUTHWEST WORKFORCE DEVELOPMENT AREA WITH COUNTIES IN THE NORTHWEST WORKFORCE DEVELOPMENT AREA

Carol Sims presented information on an agreement for the Southwest Workforce Development area to consolidate with the counties in the Northwest Workforce Development Area. Changes in the population of the areas have made it necessary for the consolidation. Currently the Northwest area consists of eight counties and the Southwest Area consists of seventeen counties.

Motion was made by Councilman Rodolph and seconded by Councilman Rosales to approve the agreement amendment for the purpose of consolidation of counties in Southwest Workforce Development Area with counties in the Northwest Workforce Development Area.

Vice-Mayor put the motion to a roll call vote:

Aye: Rodolph, Rosales, Stewart, Hulin

Nay: None

Vice-Mayor declared the motion carried.

4G. CONSIDER AND TAKE ACTION ON ESSARY ROAD EASEMENT

City Manager Mark Skiles said that it has been requested that this item be tabled. He said all parties are not ready for the presentation.

AGENDA ITEM NO. 5: TRUSTEE'S REPORT

None

AGENDA ITEM NO. 6: CITY MANAGER'S REPORT

None

AGENDA ITEM NO. 7 : AUDIENCE PARTICIPATION

Vice-Mayor Jason Hulin said that the new Audience Participation Decorum Guidelines Policy had been printed in the *Clinton Daily News*. The new policy was effective February 14, 2017. Given that no one had signed up, there was no audience participation.

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Councilman Rodolph and seconded by Councilman Stewart to adjourn the meeting.

Vice-Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Rosales, Hulin

Nay: None

Vice-Mayor declared the meeting adjourned at 6:00 p.m.

RESOLUTION NO. 870

RESOLUTION ADOPTING FEES FOR LICENSES,
PERMITS AND INSPECTION PURSUANT TO
CLINTON CITY CODE 3-1-3

WHEREAS, the fees identified in 3-1-3 of the Municipal Code have remained unchanged for approximately two years;

WHEREAS, in order to maintain efficient and self-supporting ground, it is necessary to establish fees which cover expenses and direct costs.

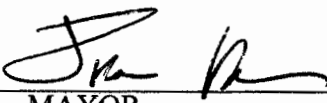
NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLINTON, OKLAHOMA:

The following shall be established as the fees for licenses and permits as described in 3-1-3 of the Clinton City Code:

<u>Description</u>	<u>Fee</u>
Residential remodel	\$40.00
Residential addition <550 sq. ft.	\$40.00
Residential addition >551 sq. ft.	price per sq. ft. no change
Commercial remodel	\$55.00
Commercial addition <750 sq. ft.	\$55.00
Commercial addition >751 sq. ft.	price per sq. ft. no change
Eating & drinking license	\$25.00
Beer served	\$25.00
Beer packaged	\$25.00
Mixed beverage served	\$750.00
Liquor store	\$950.00
Pawn broker	\$25.00
Ice cream truck	\$50.00
Mobile home or mobile home park	\$20.00
Billboard	\$25.00
Secondhand store	\$25.00
Lunch wagon/mobile	\$50.00
Inspection outside city limits	\$55.00
Solicitor	\$75.00 per day per person

PASSED AND APPROVED at the meeting of the City Council of the City of Clinton and duly signed by the Mayor this 21 day of February, 2017.

THE CITY OF CLINTON, OKLAHOMA

By: 
MAYOR

ATTEST:


CITY CLERK

A RESOLUTION CALLING FOR ELECTION FOR ORDINANCE AMENDING ORDINANCE 620 (CODE SECTION 3-2-7), AS AMENDED, PROVIDING FOR THE REALLOCATION OF THE REVENUES COLLECTED; CREATING A FUND AMOUNT AND PROVIDING FOR THE PURPOSE THEREOF; PROVIDING AN EFFECTIVE DATE; PROVIDING THAT PROVISIONS ARE CUMULATIVE; AND, PROVIDING FOR SEVERABILITY.

WHEREAS, the Council of the City of Clinton desires to amend Ordinance 620 (Code Section 3-2-7) to reallocate a portion of the One percent (1%) excise tax to the general fund.

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

SECTION 1: That an election shall be called on May 9, 2017, for the purpose of submitting to the qualified electors of the City of Clinton a proposition for their acceptance or rejection of an amendment to Ordinance 620 (Code Section 3-2-7) of the City of Clinton, Oklahoma, as follows:

SECTION 2: Ordinance 620 (Code Section 3-2-7) shall be amended to read as follows:

A. Original Tax:

1. There is hereby levied an excise tax of three percent (3%) upon the gross receipts derived from all sales taxable under the Oklahoma sales tax code. All other provisions of this chapter to the contrary notwithstanding, such tax is also levied on all sales of natural or artificial gas and electricity.
2. The revenues provided to the city by the city sales tax shall be for the following declared purposes:
 - a. Two-thirds (2/3) of the revenues shall be devoted to the support of the functions of the municipal government of the city.
 - b. The other One Third (1/3) of the revenues shall be allocated as follows, for each fiscal year:
 - i. The first Three Hundred Thousand Dollars (\$300,000.00) of the revenues produced shall be paid into the general fund to the support the functions of the municipal government;
 - ii. The next One Million Dollars (\$1,000,000.00) shall be paid into a fund created for the making of Capital Improvements of the City, including the making of payments of principal and interest on any indebtedness incurred by the City for Capital Improvement Projects;
 - iii. Any additional amounts shall be paid into the general fund to the support of the functions of the municipal government.

SECTION 3: The provisions of the Ordinance Amendment shall be effective immediately after the election, if approved.

SECTION 4: The provisions of this Amendment shall be cumulative and in addition to any and all other taxing provisions of Ordinance 620.


SECTION 5: The provisions of this Amendment is severable and if any part or provision thereof shall be determined invalid, such determination shall not affect or impair any of the remaining parts or provisions hereof.

PASSED AND APPROVED this 21 day of February, 2017.



Mayor, City of Clinton, Oklahoma

ATTEST:



City Clerk, City of Clinton, Oklahoma