

**MINUTES OF THE CLINTON CITY COUNCIL
OCTOBER 17, 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, October 17, 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 Friday, October 13, 2017.

Mayor David Berrong called the meeting to order with the following present:

MAYOR: David Berrong

COUNCIL: Don Rodolph, Bobby Stewart, Jason Hulin

ABSENT: Chuy Rosales

CITY MANAGER: Mark Skiles

CITY CLERK: Lisa Anders

CITY TREASURER: Debra Blanchard

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Mike Smith

OTHERS: Lonnie Teel, David Crabtree, Gene McCullough, Julie Burden, Toby Anders, Max McKinsey, Mike Galloway, Chad Pugh, Allison Adams, Joe Hatcher, Joyce Kenney, Terry Garner, Brian Meiers, Jake Walton and others.

Dan Day of the Ministerial Alliance 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 October 3, 2017

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

Mayor put the motion to a roll call vote:

Aye: Hulin, Rodolph, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. CONSIDER AND TAKE ACTION ON RESOLUTION #880 REGARDING CUSTER COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

Custer County Emergency Manager Mike Galloway and City Emergency Manager Toby Anders explained that the County Multi-Jurisdiction Hazard Mitigation Plan is updated annually and all jurisdictions must approve the plan. He explained that this is a five year plan.

Anders listed some of the projects specific to Clinton such as flood control for 10th/13th Street and the purchase of additional generators.

Motion was made by Councilman Hulin and seconded by Councilman Stewart to approve Resolution #880.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4B. CONSIDER AND TAKE ACTION ON RESOLUTION #881 REGARDING PUBLICATION OF CLINTON OKLAHOMA CITY CODE

City Attorney Ryan Meacham explained that city code books must be codified every ten years. He said approve of the Resolution stating the publication of the Code of Ordinances would meet the minimum requirements of the provision.

Motion was made by Councilman Hulin and seconded by Councilman Rodolph to approve Resolution #881.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4C. CONSIDER AND TAKE ACTION ON AGREEMENT FOR PROFESSIONAL SERVICES WITH SHAFER, KLINE & WARREN REGARDING OKLAHOMA DEPARTMENT OF TRANSPORTATION UTILITY RELOCATION

City Manager Mark Skiles explained that the agreement is from an engineering firm who will be designing the relocation of water lines to make way for the construction of a new bridge that is scheduled to be built in 2020. The waterline would be relocated south of the current location. He said Brian Meiers of Burns & McDonnell had recommended this firm.

Councilman Hulin said the proposal is to replace the bridge and it is customary for the relocation of the utilities to be completed at 100% expense of ODOT prior to the construction of the bridge.

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to approve the agreement for professional services with Shafer, Kline & Warren regarding ODOT utility relocation.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Berrong
Nay: None
Abstain: Hulin

Mayor declared the motion carried.

4D. CONSIDER AND TAKE ACTION ON RESOLUTION #882 CREATING A BEAUTIFICATION COMMITTEE FOR THE CITY OF CLINTON

Mayor Berrong explained that in 2010 City Manager Grayson Bottom had assembled a Community Plan with the Oklahoma Community Institute called City Reach 2020. The committees prioritized needs for

the community. He said he would like to implement a committee from this plan. He suggests the creation of a beautification committee to work as an advisory group.

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to approve Resolution #882 to create a beautification committee.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4E. CONSIDER AND TAKE ACTION ON THE APPOINTMENT OF MEMBERS TO THE CLINTON BEAUTIFICATION COMMITTEE

Mayor Berrong suggested the following be appointed to the Clinton Beautification Committee: Marcia Wheeler, Steve Weichel, Cheryle Harms, Connie Burden, and Jimmie Evans. He said each has agreed to serve on the committee.

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to affirm the appointment of Marcia Wheeler, Steve Weichel, Cheryl Harms, Connie Burden and Jimmie Evans to the Clinton Beautification Committee.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4F. CONSIDER AND TAKE ACTION ON WORKERS COMPENSATION REFUND FROM THE OKLAHOMA MUNICIPAL ASSURANCE GROUP FOR THE 2014-2015 PLAN YEAR

City Manager Mark Skiles reported that the Oklahoma Municipal Assurance Group has notified the City of a refund from the 2014-2015 Workers Compensation plan year of \$50,552.64. He said the refund can be applied to the current premiums or refunded to the City.

Motion was made by Councilman Stewart and seconded by Councilman Hulin to apply the refund from the 2014-2015 plan year to the current years workers compensation premiums.

Mayor put the motion to a roll call vote:

Aye: Stewart, Hulin, Rodolph, Berrong
Nay; None

Mayor declared the motion carried.

4G. CONSIDER AND TAKE ACTION ON KIWANIS REQUEST FOR STREET CLOSURE ON OCTOBER 31, 2017

City Manager Mark Skiles reported that Kiwanis has requested that Frisco from 6th to 8th Street be barricaded on October 31, 2017 from 5:30 to 7 PM to allow for the annual Halloween parade.

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to grant the request of a street closure on October 31, 2017 for Kiwanis.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Hulin, Berrong

Nay: None

Mayor declared the motion carried.

4H. CONSIDER AND TAKE ACTION ON FIRST BAPTIST CHURCH REQUEST FOR STREET CLOSURE ON OCTOBER 31, 2017

City Manager Mark Skiles reported that the First Baptist Church has requested that Frisco between 9th and 10th Street be closed from 4:00 to 9:00 P.M on October 31, 2017 to allow for the annual Fall Family Fun Night.

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to grant the request for street closure on October 31, 2017 by the First Baptist Church.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Hulin, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 5: TRUSTEE'S REPORT

Councilman Stewart said he had used the work gloves given to him at the previous meeting. He said that McClain Rogers Park is a very important park and he encouraged citizens to help with community cleanup.

AGENDA ITEM NO. 6: CITY MANAGER'S REPORT

City Manager Mark Skiles said the city has experienced unpleasant tasting water the last couple of weeks. He said the source has been identified and steps are being taken to correct. He said there were never any health issues.

Morgan Bonnarens, Acme Brick Park supervisor, reported that a benefit softball tournament had been held at Acme Brick Park the same weekend that a carnival was held and a soccer tournament was ongoing.

Brian Meiers of Burns & McDonnell reported on the activities and progress with discussions with Department of Environmental Quality regarding disposal of concentrates to the Wastewater Treatment Plant. He said they have provided written confirmation and provided guidance regarding the remainder of the engineering.

Councilman Rodolph said that Farmrail has allowed the waterline on the easement so this will minimize the cost of the project.

AGENDA ITEM NO. 7 : AUDIENCE PARTICIPATION

Joe Hatcher reported on the Pioneer Man Project. He said that \$12,050 of private funds was raised for the project. He said the wall sculpture had been taken down from the Frisco Center and will be relocated. He reported on the placement of the time capsule that had previously been located in the base of the Pioneer Man.

Mayor Berrong invited citizens to the second Love the Hub event that will be held following the November 7, 2017 City Council meeting.

AGENDA ITEM NO. 8: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Stewart, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:40 p.m.

RESOLUTION # 880

WHEREAS, the **City of Clinton** has utilized professional services from the South Western Oklahoma Development Authority to gather information and prepare a Custer County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, the Custer County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Federal Register; and

WHEREAS, the **City of Clinton** is a local unit of general purpose government that will provide opportunity for input by residents in determining and prioritizing community development needs through its written Custer County Multi-Jurisdictional Hazard Mitigation Plan; and


WHEREAS, the **Clinton Board of Trustees** further affirm that this plan shall be reviewed and revised as appropriate no less than once each five-year period.

NOW THEREFORE, BE IT RESOLVED by the **Clinton Board of Trustees** that the **City of Clinton** affirms its commitment to the Custer County Multi-Jurisdictional Hazard Mitigation Plan appropriate for the citizens of the **City of Clinton** and reaffirms the adoption by the rules and regulation established by the United States of America, the State of Oklahoma, and all empowered agencies thereof.

ADOPTED this 17 day of October, 2017 at a regularly scheduled meeting of the governing body, in compliance with the Open Meeting Act, 25 O.S. § et seq.


Signature of Mayor

Attest:


Signature of Clerk

(SEAL)

RESOLUTION NO. 881

A RESOLUTION DIRECTING FILING AND NOTIFICATION OF THE
PUBLICATION OF THE CLINTON, OKLAHOMA, CITY CODE

WHEREAS, the City is required to publish its code of compiled penal ordinances and to deposit a copy of the code with the county law library pursuant to Sections 14-109 and 14-110 of Title 11 of the Oklahoma Statutes; and

WHEREAS, the City is required to adopt a resolution notifying the public of the publication of its code pursuant to Section 14-110 of Title 11 of the Oklahoma Statutes and to file a copy of the resolution in the office of the County Clerk and in the office of the Supreme Court; and

WHEREAS, the City is required, pursuant to Sections 14-107(A) and 14-108 of Title 11 of the Oklahoma Statutes, to make legal publication by publishing the titles and a condensed list or summary thereof of said Code; and

WHEREAS, the City of Clinton, Oklahoma, has satisfied all statutory requirements of the ten year codification of ordinances by compiling all ordinances into a single book and supplementing quarterly with any revisions or additions;

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

THAT the public is hereby notified of the publication of the Code of Ordinances and that copies of the code are available for review in the office of the City Clerk; and

THAT the code consists of thirteen titles, listed hereinafter:

1. Administration;
2. Boards And Commissions;
3. Finance And Taxation;
4. Business And License Regulations;
5. Health And Sanitation;
6. Public Safety;
7. Motor Vehicles And Traffic;
8. Public Ways And Property;
9. Utilities;
10. Building Regulations;

11. Zoning Regulations;
12. Subdivision Regulations;
13. Flood Damage Prevention.

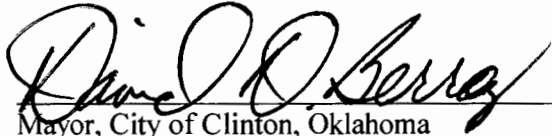
THAT the City Clerk shall cause to be filed one copy of this resolution with the office of the County Clerk of Custer County; and

THAT the City Clerk shall cause one copy of this resolution and has previously deposited one copy of the code with the Law Library of Custer County; and

THAT the City Clerk shall cause to be filed one copy of this resolution and has previously deposited two (2) copies of the Code of Ordinances with the office of the Clerk of the Supreme Court of the State of Oklahoma; and

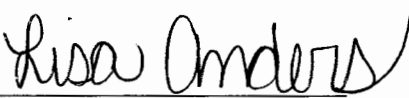
THAT the City Clerk shall keep at least three (3) copies of the Clinton City Code of Ordinances in the office of the City Clerk for public use, inspection and examination.

ADOPTED this 17 day of October, 2017, by the City Council of the City of Clinton, Oklahoma.



Mayor, City of Clinton, Oklahoma

ATTEST:



City Clerk

A RESOLUTION CREATING A BEAUTIFICATION COMMITTEE
FOR THE CITY OF CLINTON; ESTABLISHING A PURPOSE; AND
ESTABLISHING MEMBERSHIP

WHEREAS; The City of Clinton desires to be aesthetically pleasing with attractive points of entry that showcase an image of coordination involving unique retail selection and quality of life offerings. Well-groomed neighborhoods, rejuvenated historical sites and an attractive business district are all a part of this presentation.

WHEREAS; the Council believes that it would be prudent to have heightened community input and involvement in all opportunities and processes involving the beautification of our community.

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

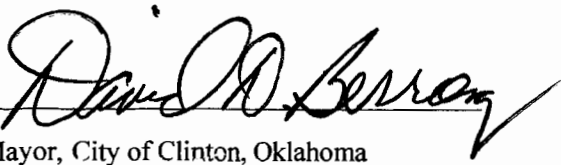
The Council hereby creates and establishes the Clinton Beautification Committee

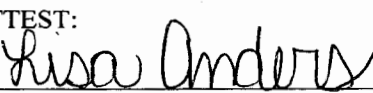
1. Purpose: The purpose of said committee shall be to advise the Clinton City Council on matters related to the enhancement of the aesthetics of the City of Clinton. In furtherance of the stated purpose, the Committee may, at their discretion, seek information from sources as deemed appropriate by them and should proactively seek out opportunities which further the committee's stated purpose and make recommendations to the Council according to their findings. The Committee shall not have the authority to encumber City funds.
2. Membership: The Committee shall consist of five members whom have been appointed by the Mayor with the advice and consent of the Clinton City Council. Of the original members one shall have a term of one year, two shall have a term of two years and two shall have a term of three years. The Mayor and the City Manager shall serve as ex-officio non-voting members of this committee.

After the expiration of their initial term, each Committee members or their successor shall serve for a term of three years

3. The Committee shall meet on an as needed basis or upon request by the Mayor or City Manager. The Committee shall meet at a location determined by them. All members will receive notice of said meetings, location and items to be discussed.

ADOPTED this 17 day of October, 2017, by the City Council of the City of Clinton, Oklahoma.


Mayor, City of Clinton, Oklahoma

ATTEST:

City Clerk

REMARKS TO CITY COUNCIL

OCTOBER 17, 2017 5:30 PM

RE: REPORT OF PIONEER MAN STATUE PROJECT.

WE CAME BEFORE YOU AND ASKED FOR YOUR PERMISSION TO RAISE THE FUNDS TO RELOCATE THE STATUE TO THE FRISCO CENTER. THE ORIGINAL BUDGET WAS AROUND \$ 9,500.00.

WE RAISED \$ 12, 050.00 FOR THIS PROJECT, FROM 93 PEOPLE. THE NAMES ARE PROMINATELY DISPLAYED ON THE BRONZE PLAQUE.

THERE IS NOW A GRAND TOTAL OF 233 NAMES ON BOTH PLAQUES.

THE ESTIMATED EXPENSES TO DATE ARE--

\$ 7,500.00 GRANITE BLOCK AND INSTALLATION

\$ 1,250,00 INSTALL LIGHTING AND REPAIR OF FRISCO CENTER BROKEN FIXTURES.

\$ 1,500.00 TO CLINTON DAILY NEWS FOR PRINTING THE BROCHURES. THESE WILL BE DISTRIBUTED TO LOCAL SCHOOL CHILDREN AND ALSO LOCATED BY THE DEPARTMENT OF TOURISM TO ALL STATE INFORMATION VISITORS CENTERS. WE ARE IN THE DEGOTATIONS TO DESCIMINATE THESE THROUGH THE STATE DEPARTMENT OF TOURISM AND APPLICATIONS ARE BEING PROCESSED.

\$ 1,500.00 TO REMOVE AND CARRY STATUE FROM CITY HALL.

THEY ALSO TOOK DOWN THE WALL SCULPTURE FOR SAFE KEEPING UNTIL IT IS DETERMINED WHERE IT CAN BE REPOSITIONED IN A APPROPRIATE PLACE.

\$11,700.00 DOLLARS SPENT TO DATE. A BALANCE OF \$800.00 IN 322 NAMES ON BOTH THE ORIGINAL AND NEW BRONZE PLAQUES, TWO NAMES WERE INADVERTANTLY LEFT OFF. I HAD NIGHTMARES ABOUT THIS HAPPENING. SO IF YOU KNOW JUDY AND L R SIGHTS PLEASE TAKE THE TIME TO PERSONALLY THANK THEM FOR THEIR GIFT AND I HAVE PERSONALLY PROMISED, THAT I WILL MAKE IT UP TO THEM. IT MAY INVOLVE A VERY EXPENSIVE DINNER THAT I WILL PERSONALLY PAY FOR. THEY HAVE A RIGHT TO HAVE THEIR FUNDS RETURNED TO THEM, OR WE CAN ISSUE A TAX CREDIT LETTER FOR THEIR DONATION.

THE COUNCILS HELP HAS MADE A VAST IMPROVEMENT TO THE FRISCO CENTER AND TO THE CITY OF CLINTON. I WANT TO PERSONALLY THANK YOU. THE STATUE IS HOME WHERE IT WAS ORIGINALLY ENVISIONED BY THE ARCHITECTS OF THE FRISCO CENTER.

I HAVE BEEN ASKED TO REPORT ON THE ARTICLES IN THE TIME CAPSUAL, BECAUSE APPARENTLY ONE OR TWO PEOPLE WERE UPSET ABOUT THE REMOVAL.

I AND GLENDINE GOUCHER PLACED THE ITEMS IN ZIP LOCK BAGS, 41 YEARS AGO. IT IS TO BE GIVEN TO THE CITY ON JULY 4TH 2026, THE CITY HAS BEEN ASKED TO KEEP IT UNTIL THEN.

THE ITEMS WERE REMOVED FROM THE OLD BASE, BECAUSE WE THOUGHT IT WOULD BE DESTROYED, IN WORKING ON IT, WE FOUND THAT IT HAD BEEN BROKEN INTO AND THE COVER REPLACED. FURTHER INSPECTION OF THE ITEMS SHOWED THEY WERE BEGINNING TO DETERIORATE BECAUSE OF MOISTURE IN THE BASE. WE ASKED THE OKLAHOMA DEPARTMENT OF HISTORY ON WHAT TO DO WITH THE ITEMS. THEY RECOMMENDED THAT THEY BE PLACED IN A LOCK BOX AND STORED IN THE CITY VAULT. LISA ANDERS HELPED ME DO THAT. THEY WILL NOT CONTINUE TO DETERIORATE AS QUICKLY THERE AND CAN BE PRESERVED, UNDER CLIMATE CONTROLLED CONDITIONS. THIS WAS NOT AN ARBITRARY DECISION ON MY PART, AND THE DEPARTMENT OF HISTORY RECOMMENDED THIS AVENUE. I AM MORE INTERESTED IN PRESERVING THESE DOCUMENTS TO BE PRESENTED ON JULY 4TH, 2026.

THE BASE WAS PRESERVED AND A GRANITE TABLET IS NOW PLACED ON IT. DESIGNATING THAT SPOT AS ONE OF THE ORIGINAL PLOT PLANS FOR WASHITA JUNCTION, NOW CLINTON, OKLAHOMA.

THE BICENTENNIAL CITY WAS ESTABLISHED BY A VOTE OF THE MAYOR AND CITY COUNCIL AND RATIFIED BY THE TWO UNITED STATES SENATORS AS WELL AS SIGNED OFF BY THE PRESIDENT OF THE UNITED STATES. THE COMMITTEE HAS NEVER BEEN DISOLVED.

FOR YOUR FURTHER INFORMATION, THERE IS A SEALED SET OF PAPERS NOW INSTALLED IN THE NEW BASE. IT WILL BE FOUND WHEN AND IF THE BASE OR STATUE IS EVER MOVED OR DESTROYED. THE MAYORS' DECLARATION OF PIONEER DAY IN CLINTON, AS WELL AS NEWS ARTICLES ABOUT THE MOVE.

TWO HUNDRED CLINTON BAND AND CHORAL STUDENTS AND OVER 300 PEOPLE WITNESSED A COMMUNITY PARTY. IF YOU MISSED IT YOU MISSED SEEING CLINTON COME TOGETHER AS A COMMUNITY. WE ALSO HAD TO SING HAPPY BIRTHDAY TO THE MAYOR.

OVER 1000 PEOPLE WERE ON HAND FOR THE STATUE PROGRAM. THE SCHOOL RUN AND RENEUED HUB CITY ART FESTIVAL. IT WAS A GREAT DAY FOR PRIDE AND OWNERSHIP OF THIS COMMUNITY COMING TOGETHER A GREAT DAY FOR CLINTON.

ROD AND I WANT TO PERSONALLY THANK THE FOLLOWING.

FORREST VALENTINE AND THE FIRE DEPARTMENT,

POLICE CHIEF DAVID SNODGRAS AND POLICE OFFICERS.

KALAN MERRILL FROM CHAMBER OF COMMERCE

SANDRA ROULET, CLINTON HIGH SCHOOL CHOIR WHO DROVE FROM WOODWARD TO BE HERE AND THEY SANG BEAUTIFULLY.

I HAVE ASKED THAT THEY BE INVITED TO A CITY COUNCIL MEETING, TO SING THE NATIONAL ANTHEM. YOU WILL BE PROUD OF CLINTON HIGH SCHOOL, TEACHERS AND STUDENTS.

THE NICHOLSON FAMILY FOR PROVIDING EXCELLENT WORKING SOLUTIONS FOR THIS COMPLEX ENDAVOR.

SUMMER MORGAN, AND THE RED TORNADO FANTASTIC BAND. CLINTON TRULY HAS A GROUP OF STUDENTS TO BE PROUD OF.

*Tom Stewart Jeff J
Clements Council*

TO THE CITY EMPLOYEES THAT HAVE ASKED WHAT THEY COULD DO TO HELP ANY FURTHER. THIS IS WHAT MAKES A COMMUNITY A GOOD PLACE TO LIVE AND WORK IN.

YOUR STRONG SUPPORT HAS MADE CLINTON A BETTER PLACE AND WE THANK YOU ONCE AGAIN. THIS PROJECT HAS BEEN A LABOR OF LOVE FOR CLINTON.

WE LOOK FORWARD TO CONTINUED GOOD WORKING RELATIONS IN OTHER PROJECTS . FOR A NEW ERA OF IMPROVED "CAN DO" COMMUNITY SUPPORT.

WE ASK THAT THIS WRITTEN REPORT BE MADE A PART OF TONIGHTS COUNCIL MEETING AND ENTERTAIN ANY QUESTIONS, THE COUNCIL MAY HAVE.