

**MINUTES OF THE CLINTON CITY COUNCIL
FEBRUARY 6, 2018**

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 6, 2018 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, February 2, 2018.

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

MAYOR: David Berrong

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

CITY MANAGER: Mark Skiles

CITY CLERK: Lisa Anders

CITY TREASURER: Absent

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Mike Hammack

OTHERS: David Crabtree, Gene McCullough, Donald Webb, Troy Calvert, Brett Russell, Judy Stewart, Lonnie Teel, Brian Meiers, Jim Hinz, Peter Wall, Toby Anders, Gary Steffes, Wade Anders and others.

Merlanda Dorman of the First Church of God 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 January 16, 2018
- B. Consider minutes of Special Meeting on January 30, 2018
- C. Consider Claims

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

Mayor put the motion to a roll call vote:

Aye: Hulin, Rodolph, Rosales, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. CONSIDER AND TAKE ACTION ON ORDINANCE NO. 982 REGARDING REQUEST FOR DE-ANNEXATION ON PROPERTY OWNED BY HINZ AUCTION LAND & CATTLE, LLC

Mayor Berrong reviewed the request and asked if a café is planned as part of the business to be placed on the property.

Mr. Hinz said a café is planned for the customers only on the days of sales.

Councilman Rodolph said there are areas inside city limits that are zoned agriculture and he felt to deannex would be setting a bad precedence. He said he was not in favor of the de-annexation.

Mayor Berrong said a letter had been received regarding the de-annexation request. The letter asked about future growth for the city.

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to decline the request for de-annexation by Hinz Auction land & Cattle.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Hulin, Rosales, Berrong

Nay: None

Mayor declared the motion carried.

Mr. Hinz asked what obligation the city has to provide water/sewer service.

Councilman Rodolph instructed Mr. Hinz to have a meeting with the City Manager.

Councilman Stewart said the city's water service stops at the White Dog.

Mr. Hinz said he has secured water with the Custer City Rural District.

4B. CONSIDER AND TAKE ACTION ON ORDINANCE NO. 983 REGARDING REQUEST FOR DE-ANNEXATION ON PROPERTY OWNED BY PETER WALL

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to decline the request for de-annexation by Peter Wall.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Rosales, Hulin, Berrong

Nay: None

Mayor declared the motion carried.

4C. CONSIDER AND TAKE ACTION ON ORDINANCE NO. 984 REGARDING REQUEST FOR DE-ANNEXATION ON PROPERTY OWNED BY LESLIE & JAN HARRISON

Motion was made by Councilman Rodolph and seconded by Councilman Stewart to decline the request for de-annexation by Leslie & Jan Harrison.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Stewart, Hulin, Rosales, Berrong

Nay: None

Mayor declared the motion carried.

4D. CONSIDER AND TAKE ACTION ON ORDINANCE NO. 985 REGARDING REQUEST FOR REZONING OF PROPERTY OWNED BY GARY & RITA STEFFES

Mayor Berrong reviewed the rezone request from Mr. Steffes.

Mr. Steffes said his plans are construct a shop where he can work on semi-trucks. He said he has applied

for a demolition permit to tear down the existing house. He said this would be located across the street from L & M Garage.

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to adopt Ordinance no. 985 regarding the rezoning for 300 North 14th to C-5.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Rosales, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

4E. CONSIDER AND TAKE ACTION ON BURNS & MCdONNELL TASK ORDER #12 FOR CONSULTING SERVICES ASSOCIATED WITH THE 6-INCH DIAMETER CONCENTRATE DISPOSAL WATERLINE.

Brian Meiers of Burns & McDonnell explained that Task Order #12 is the last element of the design schedule. It is for consulting services associated with the 6-inch diameter concentrate disposal waterline. He said this option offers the least cost alternative.

Motion was made by Councilman Stewart and seconded by Councilman Rodolph to approve Task Order #12 with Burns & McDonnell regarding the 6-inch diameter concentrate disposal waterline.

Mayor put the motion to a roll call vote:

Aye: Stewart, Rodolph, Hulin, Rosales, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 5: TRUSTEE'S REPORT

None

AGENDA ITEM NO. 6: CITY MANAGER'S REPORT

City Manager Mark Skiles reported that the sales tax collections is 6% above the projected amount.

AGENDA ITEM NO. 7 : AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Hulin, Rodolph, Stewart, Rosales, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:15 p.m.

ORDINANCE NUMBER 985

AN ORDINANCE CHANGING THE ZONING
FROM I-1(RESTRICTED LIGHT INDUSTRIAL DISTRICT) TO C-5 (HEAVY
COMMERCIAL DISTRICT) FOR PROPERTY LOCATED IN LOT 18, BLOCK 4, MAKER
ADDITION OF CLINTON, CUSTER COUNTY, OKLAHOMA;
AND DECLARING AN EMERGENCY.

WHEREAS, the owners of a tract of land located in Lot 18 Block 4 Maker Addition in Clinton, Custer County, Oklahoma request that the zoning of said land be changed from I-1 (Restricted Light Industrial District) to C-5 (Heavy Commercial District); and

WHEREAS, the Planning and Zoning Board of said City of Clinton, Oklahoma met on January 9, 2018, after due legal notice thereof to all owners of property situated within a radius of 300 feet of subject tract of land and has reviewed the Application and has recommended to this Council that the zoning of such property be approved as requested; and

WHEREAS, the City Council did conduct a Public Hearing on this matter on this date in the Council Room of the Clinton City Hall pursuant to due legal notice thereof published in the Clinton Daily (Oklahoma) News on January 13, 2018; and

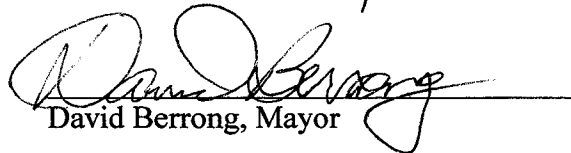
WHEREAS, the matter was discussed in open forum at this Public Hearing before and by the members of the Council and the Council being fully informed in the premises, does find that the interest of the City of Clinton will be served best by establishing the subject zoning district as requested in the subject application and as recommended by the Clinton Planning and Zoning Board; and

NOW THEREFORE, be it ordained by the City Council of the City of Clinton, Oklahoma that the following described property, to wit:

Lot 18, Block 4, Maker Addition to the City of Clinton, Custer County, Oklahoma
be and the same is hereby zoned C-5 (Heavy Commercial District).

WHEREOF, an emergency is hereby declared to exist and the Ordinance shall be in full force and effect from and after its passage and proof of publication.

PASSED AND APPROVED this 6 day of February, 2018.


David Berrong, Mayor

ATTEST:


Lisa Anders, City Clerk