

**MINUTES OF THE CLINTON CITY COUNCIL  
APRIL 7, 2020**

Minutes of the regular meeting of the Mayor and Councilmen of the Clinton City Council, City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, April 7, 2020 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, April 3, 2020.

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

**MAYOR:** David Berrong  
**COUNCIL:** Patch McComas, Chris Jones, Ernie Dowdell  
**ABSENT:** Bobby Stewart  
**CITY MANAGER:** Mark Skiles  
**CITY CLERK:** Lisa Anders  
**CITY TREASURER:** Absent  
**CITY ATTORNEY:** Ryan Meacham  
**NEWS MEDIA:** Mike Smith and Rod Serfoss  
**OTHERS:** Paul Rinkel and Clyde Morgan

Landon Dixon opened the meeting with prayer and Councilman Patch McComas led the Pledge of Allegiance.

**AGENDA ITEM NO. 3: CONSENT AGENDA**

- A. Minutes of Regular Meeting of March 17, 2020 and Emergency meeting of March 19, 2020
- B. Consider Claims

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

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Jones, Berrong  
Nay: None

Mayor declared the motion carried.

**AGENDA ITEM NO. 4: ACTION ITEMS**

**4A. CONSIDER, DISCUSS AND TAKE ACTION ON CONDEMNATION OF 217 GARY BOULEVARD (GLANCY MOTEL) PURSUANT TO BREAFCH OF SETTLEMENT AGREEMENT DATED JANUARY 2020**

City Attorney Ryan Meacham explained that in January 2020 the City had entered into a settlement with SWAYAM for a certain period of time. They brought in an engineer who reviewed the building and made recommendations that were submitted to the City Manager. The time frame has passed. Meacham said he received an email requesting an extension of the 14 days. He said the request was presented to the City Council and was declined. Meacham emailed the SWAYAM attorney that the request had been denied. Meacham said that SWAYMA attorney has requested an extension of six months due to the COVID-19 situation and the pending loan that had been applied for.

City Attorney Meacham had asked for clarification on the type of loan they had applied for. He recommended declining the extension and said the next step is to condemn the property due to the owner not beginning construction within the 14 days.

Motion was made by Councilman McComas and seconded by Councilman Dowdell to decline the extension request and proceed with condemnation on 217 Gary Boulevard per the City Attorney's recommendation.

Mayor put the motion to a roll call vote:

Aye: McComas, Dowdell, Jones, Berrong

Nay: None

Mayor declared the motion carried.

#### **4B. CONSIDER AND DISCUSS CITY OF CLINTON CITIZENS PARTICIPATION PLAN**

SWODA representative, Clyde Morgan explained that one of the components of the application for the CDBG grant through the Department of Commerce is an approved Citizen's Participation Plan. He said the grant is for \$450,000.00.

Motion was made by Councilman Dowdell and seconded by Councilman Jones to approve the City of Clinton's Citizens Participation Plan.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Jones, McComas, Berrong

Nay: None

Mayor declared the motion carried.

#### **4C. CONSIDER AND TAKE ACTION ON RESOLUTION 901 REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT 2020 WATER AND WASTEWATER CONSTRUCTION PROGRAM**

Clyde Morgan explained that Resolution 901 confirms the City's intent to apply for the CDBG 2020 Water and Wastewater Construction program grant for the residents of Clinton.

Motion was made by Councilman Dowdell and seconded by Councilman Jones to approve Resolution 901 regarding CDBG 2020 Water and Wastewater Construction program.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Jones, McComas, Berrong

Nay: None

Mayor declared the motion carried.

#### **4D. CONSIDER AND TAKE ACTION ON DISCUSSION OF CITY OF CLINTON'S COVID-19 VIRUS POLICY**

Mayor Berrong said he had requested that this item be placed on the agenda. He said he had visited with essential businesses such as grocery stores to learn what steps they are taking regarding the COVID-19.

He said the businesses are adhering to the baseline CDC guidelines. Some businesses are implementing early shopping hours for those over 60 years of age. He reported that Wal-mart is limiting the number of customers inside the building at one time.

Mayor Berrong asked for input on closing of city playgrounds such as other communities have done. He said that Acme Brick Park fitness center has been closed but the playground at Acme and McLain Rogers Park remains accessible.

Councilman Dowdell said he is comfortable with the current situation.

Councilman Jones said he is comfortable with the businesses actions.

Councilman McComas asked if the City Manager has the authority to close a playground.

City Attorney Ryan Meacham confirmed that the Manager does have that authority.

Police Chief Paul Rinkel stated that he had patrolled Acme Brick Park six different times on Saturday and he had not observed any children on the playground.

City Manager Skiles said the installation of the new playground equipment for McLain Rogers Park has been delayed until August.

City Attorney Ryan Meacham said a resolution suggesting restrictions is what has been approved previously. He said the only other option would be to approve an ordinance which would become law.

#### **AGENDA ITEM NO 5: TRUSTEE REPORT**

Councilman Dowdell asked City Manager Mark Skiles to report on the mowing of Acme, various parks and staffing.

City Manager Skiles said he had wanted city staff to do the spraying and the mow but he had lost the staff with the spraying certification. He said six contract mowers are currently mowing and spraying is being done each day the wind allows.

Councilman Jones asked if addition staff such as part-time summer help is needed.

City Manager Skiles said given the city's financial situation, he is worried about the sales tax collections.

Mayor Berrong suggested using Economic Development funds. He said the funds are available to pay for mowing and he felt this is a political issue.

Councilman Jones said the major thoroughfares need to be addressed and the problems need to be fixed.

#### **AGENDA ITEM NO. 6: MANAGER'S REPORT**

City Manager Mark Skiles reviewed the steps taken regarding staffing of City Hall. He said five employees were sent home and four have laptops so that they can work from home. He said the City is keeping track of time the employees are away from work. He said municipal court has been dismissed until April 22, 2020. He reported that Acme Brick Park employees are being used in other positions where possible. He said that Police and Fire Chiefs are trying to minimize the contract with public and employees.

**7. AUDIENCE PARTICIPATION**

None

**AGENDA ITEM NO. 8: ADJOURNMENT**

Motion made by Councilman McComas and second by Councilman Jones to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: McComas, Jones, Dowdell, Berrong

Nay: None

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

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
2020 WATER AND WASTEWATER CONSTRUCTION PROGRAM

RESOLUTION 901

WHEREAS, Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended, authorized by the Secretary of Housing and Urban Development, as representative of the United States of America, to grant to the State of Oklahoma funds and administrative responsibility for the "Small Cities Community Development Block Grant" program; and

WHEREAS, the Oklahoma Department of Commerce, pursuant to designation by the Governor as the administering agency of the Community Development Block Grant Program for Small Cities in Oklahoma, is directed to further the purposes of community development in the State, and is authorized and empowered to accept funds from the Federal Government or its agencies and to enter into such contracts and agreements as are necessary to carry out the functions of the Department; and

WHEREAS, the City of Clinton (Unit of Government) 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 Citizen Participation Plan; and

NOW THEREFORE, BE IT RESOLVED by the (Governing Body) City Council that City of Clinton (Government Subdivision) desires to obtain assistance in community development and hereby requests the Oklahoma Department of Commerce to provide assistance under the policies, regulations, and procedures applicable to local communities in Oklahoma.

NOW THEREFORE, BE IT RESOLVED by the City Council (Governing Body) that City of Clinton (Government Subdivision) affirms its commitment to take all action within its power to facilitate the receipt of the assistance of community development funds if the City of Clinton (Government Subdivision) is awarded a Community Development Block Grant, and upon receipt to administer said grant by the rules and regulations established by the United States of America, the State of Oklahoma, and all empowered agencies thereof.

ADOPTED this 7 day of April, 2020, at a (regularly or specially) scheduled meeting of the governing body, in compliance with the Open Meeting Act, 25 O.S. §§ 301-314 (2001).

David Berrong, Mayor  
(Type) Name and Title of Chief Elected Official

4/7/2020  
Date

Signature of Chief Elected Official

(S E A L)

Attest:  
Subscribed and sworn to before me 4/7, 20 20  
expires 3-18, 20 21

My commission

Commission No. \_\_\_\_\_

Lisa Anders  
Clerk Signature

