

**MINUTES OF THE CLINTON CITY COUNCIL
JULY 21, 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, July 21, 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 Thursday, July 17, 2020.

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

Chairman David Berrong called the meeting to order with the following present;

CHAIRMAN: David Berrong

TRUSTEES: Patch McComas, Ernie Dowdell, Bobby Stewart

ACTING CITY MANAGER: Gene McCullough

CITY TREASURER: Debra Blanchard

DEPUTY TREASURER: Shona Stermer

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Rod Serfoss and Mike Smith

OTHERS: Paul Rinkel, Roland Mower, Brett Russell, Toby Anders, Anita Fransen, Rhonda Williams, Berta Littke, Dale Conley, Dan Day and others.

Dan Day opened the meeting with prayer and Trustee Bobby Stewart led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

- A. Consider Approval of Minutes of July 7, 2020
- B. Consider Approval from Special Meeting on June 24, 2020

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, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4: ACTION ITEMS

4A. CONSIDER AND TAKE ACTION ON RESOLUTION NO. 909 ESTABLISHING FILING PERIOD AND ELECTION DATES FOR MUNICIPAL ELECTION

Acting City Manager, Gene McCullough stated that this Resolution would establish a filing period for a municipal election. It would also establish a primary election to be held on November 3, 2020 and if needed, a primary election will be held on February 9, 2021. This Resolution is for the Councilman representing Ward Two, Councilman representing Ward four and Mayor-at large.

Motion was made by Councilman Dowdell and seconded by Councilman McComas that Resolution No. 909 to establish filing period and election dates for municipal election be approved.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

4B. CONSIDER AND TAKE ACTION ON RECOMMENDATION OF OKLAHOMA MUNICIPAL ASSURANCE GROUP REGARDING TORT CLAIM #208063-1-ME FILED BY MICHAEL GUTHRIE

Acting City Manager, Gene McCullough, stated that Michael Guthrie filed a Tort Claim, against the City, for a sewer backup. Oklahoma Municipal Assurance Group stated that they find no liability on the City and that the claim should be denied.

Motion was made by Councilman McComas and seconded by Councilman Dowdell that the Tort Claim, filed by Michael Guthrie, be denied.

Mayor put the motion to a roll call vote:

Aye: McComas, Dowdell, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

4C. CONSIDER AND TAKE ACTION ON RESOLUTION NO. 910 REGARDING TRUSTEE FOR OKLAHOMA MUNICIPAL RETIREMENT FUND

Acting City Manager, Gene McCullough, stated that the City has been contacted by OKMRF in regards to casting a vote for Trustee of the Oklahoma Municipal Retirement Fund. The term of the Trustee representing District 7 is expiring and needs to be filled. The City must cast a vote between Jim Luckett, Jr. or Lisa Young.

Motion was made by Councilman Dowdell and seconded by McComas to choose Jim Luckett, Jr. to fill the District 7 Trustee position for the Oklahoma Municipal Retirement Fund.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Stewart, Berrong

Nay: None

Mayor declared the motion carried.

4D. CONSIDER AND TAKE ACTION ON REQUEST FROM ROY DALE CONLEY REGARDING DISABILITY RETIREMENT FROM OKLAHOMA MUNICIPAL RETIREMENT FUND

Personnel Officer, Anita Fransen, stated that Mr. Conley has not been able to work since October 18, 2019 due to an ongoing medical condition. Mr. Conley does not feel that he will be able to return to his job duties and is requesting that he be allowed to go on disability retirement.

Acting City Manager, Gene McCullough stated that this is what staff recommends also.

Motion was made by Councilman Stewart and seconded by Councilman Dowdell that Mr. Roy Dale Conley be allowed to go on disability retirement.

Mayor put the motion to a roll call vote:

Aye: Stewart, Dowdell, McComas, Berrong

Nay: None

Mayor declared the motion carried.

4E. CONSIDER AND TAKE ACTION ON ACME BRICK PARK DRAINAGE IMPROVEMENT PROJECT.

Code Enforcement Officer, Toby Anders, presented a plan to improve the Acme Brick Park Drainage system. He stated that he would recommend working on the outside of Acme Brick Park first and then doing the work on the inside last. Anders reported that some offices and racket ball courts are unusable. He reported that the City has Flood Insurance on Acme Brick Park.

Anders stated that based on the plans and proposal from Gary Warnick, there is a 99% chance that this would fix the drainage problem at Acme Brick Park. Anders also stated that he recommend removing alternate #3 on the proposal, which would bring the total that the City would pay to \$22,331.51.

Anders stated that he also contacted Lonehickory and Favwer Excavation for a proposal on the project. However, they never contacted him back.

Councilman Dowdell stated that he would feel more comfortable if Anders would acquire more proposal bids for the project.

Motion was made by Councilman Stewart and seconded by Councilman McComas that the Acme Brick Drainage Project be tabled for one month from now to get more bids for the project.

Mayor put the motion to a roll call vote:

Aye: Stewart, Dowdell, McComas, Berrong

Nay: None

Mayor declared the motion carried.

4F. CONSIDER SUPPLEMENTAL APPROPRIATIONS FOR CARRYOVER PROJECTS FROM FISCAL YEAR 19-20.

City Treasurer, Debra Blanchard, explained that funds need to be moved to allow for supplemental appropriations for carryover projects from fiscal year 19-20. These funds will be for projects that were budgeted in the fiscal year 19-20 and not completed in that year.

Motion was made by Trustee McComas and seconded by Trustee Dowdell to approve supplemental appropriations for carryover projects from year 19-20.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

4G. CONSIDER RESOLUTION NO. IA20-01 ASSIGNING RESPONSIBILITY FOR CLINTON'S SALE TAX INCENTIVE PROGRAM; AND TERMINATING RESOLUTION IA09-02 WITHIN THE INDUSTRIAL AUTHORITY.

Acting City Manager stated this resolution transfers the responsibility of the Clinton's Sale Tax Incentive Program to the Economic Development Authority.

Motion was made by Councilman Stewart and seconded by Council Dowdell to approve Resolution No. IA20-01 to transfer responsibility of the Clinton's Sale Tax Incentive Program to the Economic Development Authority.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

AGENDA ITEM NO 5: TRUSTEE REPORT

Councilman McComas and Councilman Dowdell reported that Brett Russell has done a great job on North 183 and getting it cleaned up and mowed. Also it was reported that Gene McCullough is doing a very good job as Acting City Manager and appreciates all he has done.

AGENDA ITEM NO. 6: MANAGER'S REPORT

Acting City Manager, Gene McCullough, stated that staff is working hard and working together through all the changes that have taken place.

7. AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: McComas, Dowdell, Stewart, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:12 p.m.