

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING  
DECEMBER 7, 2021**

Minutes of the meeting of the Mayor and Council of the Clinton City Council, City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, December 7, 2021, 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 December 3, 2021, at 9:30 a.m.

Mayor David Berrong called the meeting to order at 5:42 p.m. with the following present:

**MAYOR:** David Berrong

**COUNCILMEN:** Patch McComas, Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva

**MANAGER:** Robert Johnston

**CITY TREASURER:** Debra Blanchard

**CITY ATTORNEY:** Ryan Meacham

**CITY CLERK:** Amy Jones

**NEWS MEDIA:** Mike Smith, Kelcie Hartley-Wolfe

**OTHERS:** Gene McCullough, Brett Russell, Donnie Phipps, Samantha Aispuro, Paul Rinkel, Billy Goodwin, Doug Greer, Gwen Rutz, Tyler Wolfe, Tracy Yoder, Doris Scarlett and others.

Gwen Rutz, Pastor, The Crossing opened the meeting with prayer and Doug Greer, Sgt.-At-Arms. American Legion Post 41 led the Pledge of Allegiance.

**AGENDA ITEM NO. 2: CONSENT AGENDA**

- A. Minutes of the 11/16/2021 Regular Meeting
- B. Minutes of the Clinton Economic Development Authority 11/02/2021 Regular Meeting
- C. Claims
- D. Acknowledgement of the 2022 Regular Meeting Dates
- E. Engagement letter with Britton, Kuykendall and Miller, CPAs for Financial Auditing for FYE 21.

Motion was made by Councilman McComas and seconded by Councilman Lloyd that the Consent Agenda Items be approved.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

**AGENDA ITEM NO. 3 PUBLIC HEARING REZONING**

Mayor Berrong convened the Public Hearing regarding a request by request by Lee Johnson to rezone tract of land lying in the Clinton City Tracts, SW/4 SEC 26 T12N R172, City of Clinton, Custer County, Oklahoma also known as 1740 S HWY 183, Clinton, Custer County, Oklahoma. City Manager Johnston said that this property was rezoned a little over a year ago to C-5 and now the owner would like to go back to I-2 due to changes made by the OMMA and City of Clinton ordinances since then regarding medical marijuana processing. Mayor asked for audience comments. No comments were made. Mayor closed the Public Hearing and reconvened to regular session.

**AGENDA ITEM NO. 4DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ITEMS:**

**A. Ordinance 1011 – Changing the Zoning of Certain Real Property within the City of Clinton, OK**

City Manager Johnston presented Ordinance 1011 - changing the zoning of certain real property within the City of Clinton, OK. to rezone tract of land lying in the Clinton City Tracts SW/4 SEC 26 T12N R172, City of Clinton, Custer County, Oklahoma also known as 1740 S HWY 183, Clinton, Custer County, Oklahoma from C-5 Heavy Commercial District to I-2 Light Industrial District.

Motion was made by Councilman Dowdell and seconded by Councilman McComas that Ordinance 1011 for changing the zoning of certain real property within the City of Clinton, OK be approved.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong  
Nay: None

Mayor declared the motion carried.

**B. Emergency Provision of Ordinance 1011**

Motion was made by Councilman McComas and seconded by Councilman Lloyd to approve Ordinance 1011 declaration of emergency

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong  
Nay: None

Mayor declared the motion carried

**C. Resolution 929 – Authorizing OMAG to Distribute Escrow Account Funds**

City Manager Johnston presented Resolution 929 authorizing OMAG to distribute escrow account funds in the amount of \$58,464,76 from the Workers' Compensation Policy premium as a credit on the City's current policy period. This is the unused portion of the unused portion of fiscal year 2018-2019 Loss Fund.

Motion was made by Councilman Dowdell and seconded by Councilman McComas to approve Resolution 929 authorizing OMAG to distribute escrow account funds in the amount of \$58,464,76 as a credit on the City's Workers' Compensation Policy.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Mayor declared the motion carried

**D. Resolution 930 – Approving Amendments to the City of Clinton Employee Handbook**

City Manager Johnston presented Resolution 930 approving amendments to the City of Clinton Employee Handbook. The City of Clinton Employee Handbook was approved by City Council on June 8, 2016, after substantial review and updating. Sections 101, 102, 207, 301, 302, 303, 305, 403 & 406 are recommended for amendment.

Motion was made by Councilman Dowdell and seconded by Councilman McComas to approve Resolution 930 approving amendments to the City of Clinton Employee Handbook.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Mayor declared the motion carried

**E. Election of Vice Mayor.**

City Manager Johnston commented that the *Clinton City Charter* Article 2 requires that the Council elect one of its members as Vice Mayor. Chris Jones previously served as Vice Mayor until his Council term expired. Mayor Berrong requested nominations from the Council.

Motion was made by Councilman McComas and seconded by Councilman Lloyd to elect Councilman Dowdell as the Vice Mayor for the City of Clinton.

Mayor put the motion to a roll call vote:

Aye: Lloyd, McComas, Villanueva, Berrong

Nay: Dowdell

Mayor declared the motion carried

**AGENDA ITEM NO. 5 COUNCIL COMMENTS**

None

**AGENDA ITEM NO. 6 CITY MANAGER'S COMMENTS**

City Manager Johnston reported that the MODA quality of life grant project is wrapping up: this included: the basketball courts at McClain Rogers Park, pickle ball court at Acme Brick Park and striping for pickle ball at the Tennis Center. He reported that with the completion of these projects new parks ideas are being heard from various organizations and citizens. He stated that we will plan a recognition from the City of Clinton for the Class 4A Football State Champions as soon as practicable.

**AGENDA ITEM NO. 8: ADJOURNMENT**

Moved by Councilman McComas and seconded by Councilman Dowdell to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Jones, McComas, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:01 P.M.

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Date Approved

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David D. Berrong, Mayor