

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
OCTOBER 4, 2022**

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, October 4, 2022, 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 September 30, 2022, at 4:00 P.M.

Mayor David Berrong called the meeting to order at 6:22 p.m.

MAYOR: David Berrong

COUNCILMAN: 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: Nydia Campbell, Mike Smith

OTHERS: Gene McCullough, Brett Russell, Joshua McGuire, Lana Johnston, Tracy Yoder, Toby Anders, Jim Slayton and others.

Gene McCullough, Public Works Director opened the meeting with prayer and Don Miller, Post Commander, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

- A. Minutes of the September 6, 2022, Regular Meeting
- B. Consider Claims
- C. Acknowledge Receipt of Financial Reports from August 31, 2022
- D. Economic Development Authority (CEDA) Supplemental Budget Amendment for expenses related to asbestos abatement at Glancy Motel and Pop Hicks Restaurant Properties
- E. Acknowledgement of the letter from Sparklight regarding modem and EMTA rates will increase by \$2.00 per month.

Motion was made by Councilman Dowdell and seconded by Councilman Villanueva that the Consent Agenda Items be approved.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 3 PUBLIC HEARING – Abatement Hearing – 1807 Hunt Terrell E. Blair, Owner

Mayor Berrong called the Public Hearing to order at 6:15 pm regarding 1807 Hunt, Owner Terrell E. Blair. Code Enforcement Officer Toby Anders presented information regarding the condition of the property and stated that a violation notice was sent on March 8, 2022. The owner of the property failed to make the necessary improvement within the 10-Day requirement that is in the notice. On May 31, 2022, the City of Clinton held an abatement hearing with the City Manager to address the condition of the property. The owner failed to appear and failed to make improvements to the property. The current condition of the home is unfit for human occupancy due to the amount of dilapidation from the lack of maintenance. The house is unsecure which poses other nuisances such as person doing unlawful acts or the attractive nuisance to the children in the neighborhood. It is also considered a higher fire hazard to the neighboring properties.

The Mayor asked for any other participation from the audience. There was none.

The Hearing ended at 6:25 p.m.

AGENDA ITEM NO. 3 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ITEMS:

A. Action Regarding 1807 Hunt – Terrell Blair, Owner

The motion was made by Councilman Dowdell and seconded by Councilman McComas that the condemnation procedures continue and recommend demolition after the 30 days; based upon the information provide during the Public Hearing.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

B. Letter of Concurrence Regarding Project No. J3-16969(04) Illumination of Highway Agreement at the i40& US 183 Interchange in Clinton, Custer County by and between the City of Clinton and the OK Department of Transportation (ODOT)

City Manager Johnston stated that the City had received the letter from The Oklahoma Department of Transportation Regarding Project No. J3-16969(04) Illumination of Highway Agreement at the i40& US 183 Interchange in Clinton, Custer County by and between the City of Clinton and the OK Department of Transportation (ODOT).

The motion was made by Councilman McComas and seconded by Councilman Lloyd to approve the Letter of Concurrence from The Oklahoma Department of Transportation

Regarding Project No. J3-16969(04) Illumination of Highway Agreement at the i40& US 183 Interchange in Clinton, Custer County by and between the City of Clinton and the OK Department of Transportation (ODOT).

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

C. Bid Acceptance – Clinton Fire Department Air Conditioning Replacement

Mayor Berrong asked Fire Chief Russell to present the information regarding the request for the Air Conditioning Replacement at the Clinton Fire Department.

Chief Russell presented quotes and an Agenda Commentary to the Council regarding the current condition of the Air Conditioning System at the Fire Station. He stated that the units have required extensive repairs over the last year and now the bedrooms were being cooled by window units. He had requested all local vendors to supply quotes for the repairs or replacement of units at the Fire Station. The information provided to Chief Russell was provided to the Council. Chief Russell made the recommendation to the Council to proceed with a quote of \$21,227.28 from Wisdom Refrigeration. He stated that Wisdom had performed a comprehensive review of the systems and were able to make some repairs already. He feels confident that Wisdom has the knowledge to continue to work on the current system and install units for the bedroom project.

Councilman Dowdell asked specifically how Chief Russell had made his decision to make his recommendation when the quotes were not “apples to apples”. Chief Russell stated that based on the Company’s discussion with him and review of the systems he felt that Wisdom was the most comprehensive choice for the project and consequently the best bid provided. Quotes were received from Wisdom Refrigeration \$21,227.38, Hinz Refrigeration \$25,144, AT’s Heat and Air \$18,000. Artic Air did not submit a bid, Four Seasons did not submit a bid, and Pro Tech Mechanical (OKC) \$43, 000.

The motion was made by Councilman McComas and Seconded by Councilman Lloyd to approve the quote of \$21,227.28 from Wisdom Refrigeration based on the recommendation from Fire Chief Brett Russell that Wisdom Refrigeration as the best bid for the combined air conditioning systems at the Fire Station.

Mayor put the motion to a roll call vote:

Aye: McComas, Villanueva, Berrong

Nay: Dowdell, Villanueva

Mayor declared the motion carried.

D. Purchase of New Chipper – Street Department

Streets Superintendent Craig Tucker presented the information and agenda commentary to the Council. Superintendent Tucker stated that he would like to replace the current chipper that was purchased in January of 1999 for \$47,000 and is currently in need of repairs. The current chipper was also repaired in January of 2022 for about \$3,000. He recommended purchasing a smaller chipper that would handle logs up to 12” diameter and would be easier to move around town and in alleys. He stated that this chipper is available for purchase at State Contract Pricing for \$48,668. He stated that the old chipper would not be traded but would be listed as surplus equipment and eventually auctioned. The Council asked questions of Superintendent Tucker regarding the recommendation.

The motion was made by Councilman Dowdell and Seconded by Councilman Villanueva to approve the purchase at State Contract Pricing of \$46,668 a diesel Vermeer Chipper as presented by the Street Superintendent Craig Tucker.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

E. Interlocal Agreement between the City of Clinton and Circuit Engineering District #7 to Provide Bridge Inspection Services for Municipal Bridges

City Manager Johnston presented the Interlocal Agreement between the City of Clinton and Circuit Engineering District #7 to provide Bridge Inspection Services for Municipal Bridges. He stated that if the Council would recall we recently did the interlocal agreement for the inspection of the Acme Train Bridge. This agreement would include all municipal bridge inspections needed, including the railroad bridge at Acme Brick Park and the bridges at Riverside Golf Course.

The motion was made by Councilman McComas and seconded by Councilman Lloyd to approve the Interlocal Agreement between the City of Clinton and Circuit Engineering District #7 to Provide Bridge Inspection Services for Municipal Bridges.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.)

None

AGENDA ITEM NO. 5 COUNCIL COMMENTS

None

AGENDA ITEM NO. 6 CITY MANAGER'S COMMENTS

None

AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION (According to Audience participation Decorum Guidelines at Clinton City Council Public Meetings effective:2/14/2017)

None

AGENDA ITEM NO. 8: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:47 P.M.

Date Approved

David D. Berrong, Mayor

