

**MINUTES OF SOLID WASTE AUTHORITY MEETING  
FEBRUARY 7, 2023**

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Solid Waste Authority City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, February 7, 2023, 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 February 3, 2023, at 3:00 pm.

Chairman David Berrong called the meeting to order at 6:13 p.m. with the following present:

**CHAIRMAN:** David Berrong

**TRUSTEES:** Patch McComas, Ernie Dowdell, Arthur Lloyd (absent), 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, Joshua McGuire, Brett Russell, Paul Rinkel, Danny Tharp, Bobby Stewart, and others.

Jeff Johnson, Pastor, First Christian Church, opened the meeting with prayer and Bobby Stewart, Adjutant, American Legion Post 41 led the Pledge of Allegiance.

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

- A. Minutes of Regular Meeting of January 3, 2023
- B. Consider Claims
- C. Acknowledge Financial Reports from the Month ending 12/31/2022.

Motion was made by Trustee McComas and seconded by Trustee Villanueva that the Consent Agenda Items be approved.

Chairman put the motion to a roll call vote:

Aye: Dowdell, McComas, Villanueva, Berrong

Nay: None

Chairman declared the motion carried

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

- A. Authorization to Publish a Request for Proposal (RFP) for Solid Waste Disposal Services

Manager Johnston reported that two letters were received from Republic Service (Allied Waste Systems) on 2/2/23. One letter was regarding the current lease of the transfer station property at the WWTP; the letter serves as a 180-day notice of termination of the agreement with the Authority effective July 31, 2023. The letter also stated that Republic may elect to remove the buildings and permanent improvements from the premises within 90 days after the termination date. Johnston had given Republic notice on 2/1/23 of the Authority's potential interest in acquiring the license and/or equipment at the transfer station; no response has been received yet.

The second letter received was regarding the Allied Waste Systems, Inc d/b/a Allied Waste Service of Cordell agreement dated August 14, 2006. The letter serves as Republic's 180-day notice of termination of the Agreement effective July 31, 2023 (the termination date) notifying the Public Works Authority of termination of the Lease Agreement dated November 2, 1993, by and between Republic and the PWA, effect as of the termination date. Republic representatives told PW Director McCullough and Johnston that they cannot continue under the terms of the current agreement as they were losing money, but that they would not leave the Authority in a bad situation.

Attorney Meacham commented that, as a result of recent changes in Oklahoma's bidding laws, the Authority does not have to take bids as if we were constructing something but could instead issue a Request for Proposal (RFP) to see what other companies have an interest in serving Clinton's solid waste needs.

Johnston said that he has already talked to another company about their interest in providing Clinton's solid waste disposal needs. Six months seems like a long time, but we should proceed as soon as we are ready to as there are not as many companies providing this service as there once was.

Motion was made by Trustee Dowdell and seconded by Trustee Villanueva to give Manager Johnston authorization to publish a Request for Proposal (RFP) at his discretion for Solid Waste Disposal Services.

Chairman put the motion to a roll call vote:

Aye: Dowdell, McComas, Villanueva, Berrong

Nay: None

Chairman 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: TRUSTEE REPORT**

None

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

None

**AGENDA ITEM NO. 7: ADJOURNMENT**

Moved by Trustee McComas and seconded by Trustee Villanueva to adjourn the meeting.

Chairman put the motion to a roll call vote:

Aye: Lloyd, McComas, Villanueva, Berrong

Nay: None

Chairman declared the meeting adjourned at 6:19 pm.

---

Date Approved

---

David D. Berrong, Chairman