

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
JULY 18, 2023**

Minutes of the special 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, July 18, 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 July 18, 2023, at 3:00 P.M.

Mayor David Berrong called the meeting to order at 5:38 p.m.

CHAIRMAN: David Berrong

TRUSTEES: 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, Nydia Campbell

OTHERS: Paul Rinkel, Brett Russell, Reva Burton, Gene McCullough, Stormie Hill, Josh McGuire, Danny Tharp, Julie Caldwell, Cheryl McCullers, Boyd Mouse, Janae Chittum, Cori Loomis, Don Miller, Doug Greer, Temple Diehl and others.

Temple Diehl, Pastor First United Methodist Church opened the meeting with prayer and Don Miller, Post Commander for the American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

- A. Minutes of the June 6, 2023, Regular Meeting,
- B. Confirmation of the Clinton Regional Hospital Medical Staff's Selection of Dr. Robert Blakeburn as the "Physician" Trustee to Serve on the Clinton Hospital Authority
- C. Approval of Summer Playground Agreement

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, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEMS 3. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ITEMS:

A. Resolution No. 961 – Declaring an Emergency to Exist, Waiving Competitive Bidding Requirements and Authorizing the City Manager to Arrange for Timely & Economic Repairs, utilizing available funding, to City-Owned Buildings and Equipment Damaged by a Windstorm/Tornado on July 7, 2023, Utilizing Available Funding

City Manager Johnston stated that Resolution No. 961 is intended to expedite storm repairs as needed and as funding becomes available by authorizing emergency repairs without awaiting specific council approval. At this point it is not certain that this authorization will be necessary.

Motion was made by Councilman McComas and seconded by Councilman Lloyd that the Resolution No. 961 – Declaring an Emergency to Exist, Waiving Competitive Bidding Requirements and Authorizing the City Manager to Arrange for Timely & Economic Repairs, utilizing available funding, to City-Owned Buildings and Equipment Damaged by a Windstorm/Tornado on July 7, 2023, Utilizing Available Funding.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

B. Citizen Board Appointments - Planning & Zoning and Board of Adjustments

Mayor Berrong stated that the Citizen Board of Appointment for Planning and Zoning and Board of Adjustments are being presented for reappointment of 3-year terms.

Planning and Zoning Members Julie Strong and Hemmingway are recommended by the Mayor to serve a 3-year term ending 7/1/2026.

Motion was made by Councilman Dowdell and seconded by Councilman Villanueva to approve the appointment of Julie Strong and Aaron Hemmingway to the Planning and Zoning Board for 3-year term ending 7/1/2026.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

Board of Adjustment members Donna Rother and David Mosburg are recommended by the Mayor to serve a 3-year term ending 7/1/2026.

Motion was made by Councilman Dowdell and seconded by Councilman Villanueva to approve the appointment of Donna Rother and David Mosburg to the Board of Adjustments for 3-year term ending 7/1/2026.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

C. Request for Executive Session for confidential communications with its attorneys concerning initiating legal proceedings regarding the Licensure of Clinton Regional Hospital, if the Council, with the advice of its attorneys, determines that disclosure will seriously impair its ability to process the action in the public interest, pursuant to 25 Oklahoma Statutes. § 307.B.4 and A.G. Opinion 05-29

Motion was made by Councilman Dowdell and seconded by Councilman Villanueva to go into Executive Session at 5:41 p.m. for confidential communications with its attorneys concerning initiating legal proceedings regarding the Licensure of Clinton Regional Hospital, if the Council, with the advice of its attorneys, determines that disclosure will seriously impair its ability to process the action in the public interest, pursuant to 25 Oklahoma Statutes. § 307.B.4 and A.G. Opinion 05-29 and its attorney; regarding Clinton HMA LLC, Plaintiff and the Clinton Hospital Authority, Defendant and to invite Manager Robert Johnston and City Attorney's Ryan Meacham, Cori Loomis, and Boyd Mouse.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong

Nay: None

Chairman declared the motion carried.

D. Reconvene from Executive Session

Motion was made by Trustee McComas and seconded by Trustee Dowdell to reconvene to the regular meeting at 5:59 p.m.

Chairman put the motion to a roll call vote:

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

Chairman declared the motion carried.

E. Any Action(s) Resulting from Executive Session Discussion

Mayor Berrong gave a report of No Action.

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

City Manager Johnston reported that he presented the MODA Grant Application for a Quality-of-Life project to the MODA Board this morning. This project is for and improvements of the basketball court at Joe Baker Park. He stated that the bids will be received on Thursday, July 20, 2023, for the demolition of the remaining building at the Glancy Motel Building & Structures, with the exception of the sign, and we are moving forward with the surveying of the Tradewinds Property.

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 Villanueva to adjourn the meeting.

Mayor put the motion to a roll call vote:

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

Mayor declared the meeting adjourned at 6:05 P.M.

Date Approved

David D. Berrong, Mayor