

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
OCTOBER 17, 2023**

Minutes of the regular 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 17, 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 October 13, 2023, at 3:00 P.M.

Mayor David Berrong called the meeting to order at 5:39 p.m. with the following present:

MAYOR: David Berrong

COUNCIL: Patch McComas, Ernie Dowdell (absent), 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: Luis De la Torre, Stormie Hill, Shauna Hacker, Joshua McGuire, Bobby Stewart, Jimmie Johnson, Danny Tharp, Gene McCullough, Clyde Morgan, Doug Greer, Temple Diehl and others.

Temple Diehl, Pastor, United Methodist Church opened the meeting with prayer and Doug Greer, Service Officer, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes of the October 3, 2023, Regular Meeting

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

Mayor David Berrong put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEMS 3. PUBLIC HEARING TO RECEIVE CITIZENS COMMENTS REGARDING THE 2023 CAPITAL IMPROVEMENT PLAN (CIP) UPDATE:

Clyde Morgan, Community Development Director, Southwestern Oklahoma Development Authority (SWODA) and City Manager Johnston commented briefly on the proposed 2023 CIP as they sought any input during the public hearing to receive citizens comments regarding the CIP. Mr. Morgan presented to Council and Citizens the spreadsheet of identified projects that was reviewed/recommended by the Planning Commission. The

list is also comprised from budget information of capital improvement projects and possible purchases identified during the annual budget process. Johnston stated that this is continually changing as projects are identified or completed. With SWODA's assistance, this CIP gives a base to work from. Mayor Berrong asked those present if they had any questions or comments regarding the information presented. No comments were made.

AGENDA ITEMS 4. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ITEMS:

A. Resolution 965 – Approving the 2023 Capital Improvement Plan (CIP)

Motion was made by Councilman McComas and Seconded by Councilman Villanueva to approve the Resolution 965 – Approving the 2023 Capital Improvement Plan (CIP).

Mayor David Berrong put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

B. Resolution 966 – Declaring Certain City of Clinton Vehicles and/or Equipment Surplus and Authorizing Disposal by a Competitive Bidding Process

City Manager Robert Johnston stated that the *Clinton City Charter* requires items no longer needed to be declared surplus before disposal. This Resolution will deal with some items, but it is likely that we will identify other items to be brought to the Trustees in future Resolutions.

Motion was made by Councilman McComas and Seconded by Councilman Villanueva to approve the Resolution 966 – Declaring Certain City of Clinton Vehicles and/or Equipment Surplus and Authorizing Disposal by a Competitive Bidding Process.

Mayor David Berrong put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

C. Ordinance 1027 – Vacating Right of Way Easements Previously Dedicated to the City of Clinton, Oklahoma; Providing That Invalidity of a Part Shall Not Invalidate the Remainder; Repealing All Ordinance in Conflict Herewith.

City Manager Johnston stated that this is matter was initiated by Bar-S as a security issue to limit access into the Bar-S campus by closing roads and adding gates at certain points. He stated that written notice was given to all franchise holders. The City Clerk's office had one inquiry about the notice but without a positive or negative response. The Planning and Zoning Board held a public hearing on this request. Many interested persons attended and discussion was held regarding the request. Discussion at that hearing brought attention to other business and possible interruption of school bus routes. The Ordinance 1027 presented today based on the recommendation from the Planning and Zoning Board to grant the requested street closures with the exception of closing the Conflict Herewith, modifications from the original application for street closure.

Motion was made by Councilman McComas and seconded by Councilman Villanueva to approve the Ordinance 1027 – Vacating Right of Way Easements Previously Dedicated to the City of Clinton, Oklahoma; Providing That Invalidity of a Part Shall Not Invalidate the Remainder; Repealing All Ordinance in Conflict Herewith

Mayor David Berrong put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

D. Emergency Provision of Ordinance 1027

Motion was made by Councilman McComas and seconded by Councilman Villanueva to approve the Ordinance 1027 – Vacating Right of Way Easements Previously Dedicated to the City of Clinton, Oklahoma; Providing That Invalidity of a Part Shall Not Invalidate the Remainder; Repealing All Ordinance in Conflict Herewith

Mayor David Berrong put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

E. Accept Bid for Asbestos Abatement of the Midtown Travel Inn Structures

City Manager Robert Johnston presented the bids for Asbestos Abatement of Midtown Travel Inn Structures. He reported that two bids were received. The low bid was from Crystal Creek, LLC in the amount of \$119,190.00.

Motion was made by Councilman McComas and seconded by Councilman Villanueva to accept the low bid for Asbestos Abatement of Midtown Travel Inn Structures.

Mayor David Berrong put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 5 NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.)

None

AGENDA ITEM NO. 6 COUNCIL COMMENTS

None

AGENDA ITEM NO. 7 CITY MANAGER'S COMMENTS

City Manager Johnston reported to the Council on that the November 7 meeting there will possibly be some action items regarding the ARPA Grants and the Chemical Feed Building at the Clinton Lake Water Treatment Facility. He stated that several grants are being worked for the ODOT Route 66 Centennial and the TSET Grant. The Council will be looking at possible CDBG projects again as we become eligible for grant funding again.

AGENDA ITEM NO. 8: AUDIENCE PARTICIPATION (According to Audience participation Decorum Guidelines at Clinton City Council Public Meetings effective:2/14/2017)

None

AGENDA ITEM NO. 9: ADJOURNMENT

Moved by Councilman McComas seconded by Councilman Villanueva to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: McComas, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 5:46 P.M.

Date Approved

David Berrong, Mayor