

**MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
NOVEMBER 19, 2024**

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, November 19, 2024, 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 November 15, 2024, at 4:00 P.M.

AGENDA ITEM No. 1. CALL TO ORDER, OPENING

Mayor David Berrong called the meeting to order at 5:51 p.m. with the following present:

MAYOR: David Berrong

COUNCIL: Stormie Hill, Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva

COUNCIL ABSENT: absent

MANAGER: Robert Johnston

CITY TREASURER: Debra Blanchard

CITY ATTORNEY: Ryan Meacham

CITY CLERK: Amy Jones

NEWS MEDIA: Mike Smith, Hope King, Sean Stephens

OTHERS: Gene McCullough, Shauna Hacker, Mark Miner, Julie Caldwell, Landon Littke, Travis Miller, Jeff Hunter, Brett Russell, Lonny Anderson, Doug Greer, Temple Diehl, Mark Nichols, Rod Serfoss, Dillan Mach, and others.

Temple Diehl, Pastor First 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 from November 5, 2024, Regular Meeting, and November 7, 2024 Special Meeting
- B. Tyler Technology, Inc.; Incode Software Invoice No. 025-483610 \$48,528.91
- C. Burns and McDonnell Eng Co., Inc Task Order No. 22 Invoice 152308-5 \$88,449.53 Professional Services for Chlorine Building Detailed Design
- D. Acknowledge the Lack of Responses by the Responsible Parties to Rehabilitate the Structures at 201 E. Terrace and at 509 N. 15th Street which were Determined to be Dilapidated/Condemned at the 10/1/2024 City Council Meeting Resulting in their Imminent Demolitions

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

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

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the motion carried.

AGENDA ITEMS 3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION(S) REGARDING:

A. Report from the Gholston Kids' Park Workers

Mr. Rod Serfoss presented information regarding the community build project of the M.T. and Helel Gholston Children's Park at Acme Brick Park. The park was recently refurbished with help from donations from the community and volunteers who put in many hours of work. The Clinton Public School Students who came and helped were commended for volunteering as well as many other community members. He stated that there will be additional equipment purchased for installation later. An estimated \$90,200 dollars was donated in cash and in-kind donations. The Council thank Mr. Serfoss for his work on this project and leading it.

Information only.

B. Ordinance No. 1033 – Amending the Employee Retirement System, Defined Contribution Plan for the City of Clinton, Oklahoma by Adopting a Revised and Restated Retirement Plan; Providing Retirement Benefits for Eligible Employees of the City of Clinton, Oklahoma; Providing For Purpose And Organization; Providing For Definitions; Providing For Eligibility And Participation; Providing for Non-alienation of Benefits; Providing for Employer and Employee Contributions; Providing for Accounting, Allocation, and Valuation; Providing Benefits; Providing for Required Notice; Providing for Amendments and Termination; Providing for Transfer to and from Other Plans; Creating a Retirement Committee and Providing for Powers, Duties, and Rights of Retirement Committee; Providing for Payment of Certain Obligations; Providing for Duration and Payment of Expenses; Providing for a Fund to Finance the System to be Pooled with Other Incorporated Cities, Towns and Their Agencies and Instrumentalities for Purposes of Administration, Management, and Investment as Part of the Oklahoma Municipal Retirement Fund; Providing for Payment of All Contributions Under the System to the Oklahoma Municipal Retirement Fund for Management and Investment; Providing for Repeal and Severability; Adopting Those Amendments Mandated by the Internal Revenue Code,

City Manager Johnston presented the Ordinance 1017 which updates the Defined Benefit Retirement Plan as required when there are updates by the Internal Revenue Service.

The motion was made by Councilman Dowdell and seconded by Councilman Villanueva to approve the Ordinance 1033.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

C. Resolution No.993 - Surplus Vehicles and Equipment

The Resolution No. 993 – Surplus Vehicles and Equipment was presented for review and approval. The Fire Department requested to Surplus a 2012 Chevrolet Tahoe VIN# 1GNSK2E08CR172646 and 2020 Polaris Ranger 1000 VIN# 4XATHE990L8880090. Both would be "traded in" towards the purchase of other vehicles and equipment.

Motion was made by Councilmen Dowdell and seconded by Councilmember Villanueva to approve the Resolution no. 933 – declaring certain city of Clinton fire department vehicles and equipment to be surplus and authorizing disposal by trade in.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

D. Garver Engineering Contract Amendment No.1 Section 8 Additional Services – Water Redesign Services to the Clinton Water Relocation Along I-40 Near Exit 65 Not to Exceed Amount of \$21,500.00.

City Manager Johnston presented the Garver Engineering Contract Amendment No.1 Section 8 Additional Services – Water Redesign Services to the Clinton Water Relocation Along I-40 Near Exit 65 Not to Exceed Amount of \$21,500.00 to Council for review and approval. Discussion was held regarding the changes. Public Works Director McCullough stated that there had been a redesign and therefore the need for the amendment.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva to approve the Garver Engineering Contract Amendment No.1 Section 8 Additional Services – Water Redesign Services to the Clinton Water Relocation Along I-40 Near Exit 65 Not to Exceed Amount of \$21,500.00.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

E. Garver Engineering Contract Amendment No.3 Section 7 Additional Services – Sewer Redesign Services to the Clinton Sewer Relocation Along I-40 Near Exit 65 Not to Exceed Amount of \$21,500.00.

City Manager Johnston presented the Garver Engineering Contract Amendment No.3 Section 8 Additional Services – Sewer Redesign Services to the Clinton Sewer Relocation Along I-40 Near Exit 65 Not to Exceed Amount of \$21,500.00 to Council for review and approval. Discussion was held regarding the changes. Public Works Director McCullough stated that there had been a redesign and therefore the need for the amendment.

Motion was made by Councilmember Dowdell and seconded by Councilmember Villanueva to approve the Garver Engineering Contract Amendment No.3 Section 8 Additional Services – Sewer Redesign Services to the Clinton Sewer Relocation Along I-40 Near Exit 65 Not to Exceed Amount of \$21,500.00.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

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

Aye: Dowdell, Hill, 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 stated that with the recent abundant rains came identification of roof deficiencies that we would be addressing in the near future. He also introduced Lonnie Anderson who was present and spoke regarding the drainage situation at a property that is owned by the City near the Forrest Lane Apartments. The City will be looking at a solution for the drainage in this area when the ground dries up.

Information only.

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 Councilmember Hill seconded by Councilmember Lloyd to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Dowdell, Hill, Lloyd, Villanueva, Berrong

Nay: None

Mayor declared the meeting adjourned at 6:19 P.M.

Date Approved

David Berrong, Mayor