

**MINUTES OF THE CLINTON CITY COUNCIL
AUGUST 5, 2014**

Minutes of the regular meeting of the Mayor and City Council of the City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, August 5, 2014 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 Friday, August 1, 2014.

Mayor Seth Adams called the meeting to order with the following present:

MAYOR: Seth Adams

COUNCIL: Don Rodolph, Jason Hulin, Mustafa Sami, Wheeler Lowry

CITY MANAGER: Mark Skiles

CITY CLERK: Lisa Anders

DEPUTY CITY CLERK: Shona Stermer

CITY TREASURER: Debra Blanchard

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green, Rod Serfoss and Mike Smith

OTHERS: Randy Carpenter, Kris Wermey Julie Menge, Narci Smith, Jeremy Brush, Donald Webb, Danny George, Gene McCullough, Mary Helen Jones, Dave Thorpe, Rick & Tina Challis, David Crabtree, Stephanie Cerling, Valerie Miller, Ray Schapansky, Betty Schumacher, Bobbie Greenroyd, Kelly Somner, Debbie Tupper, Keaton Modi, Tim Miller, Charles Belter, Curtis Maloy, Ron & Jeanie Engle and others.

Dave Gerbrandt of the Ministerial Alliance opened the meeting with prayer and Councilman Lowry led the Pledge of Allegiance.

Mayor Seth Adams introduced Mark Skiles as the new City Manager.

AGENDA ITEM NO. 3: CONSENT AGENDA

- A. Minutes of Regular Meeting of July 15, 2014
- B. Consider Claims

Motion was made by Councilman Lowry and second by Councilman Sami that Consent Agenda Item No. 3 (a-b) be approved.

Mayor put the motion to a roll call vote:

Aye: Lowry, Sami, Hulin, Rodolph, Adams

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. CONSIDER APPOINTMENT TO THE WESTERN PLAIN LIBRARY SYSTEM BOARD

City Clerk Lisa Anders reported that Juan Garcia had completed his three year term to the Western Plains Library System Board. Mr. Garcia is willing to continue serving another term if reappointed.

Motion was made by Councilman Rodolph and seconded by Councilman Sami to reappoint Juan Garcia to a three year term on the Western Plains Library System Board.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Sami, Hulin, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4B. CONSIDER RENEWAL OF AGREEMENT WITH ACTION ASSOCIATES

City Clerk Lisa Anders explained that the City has utilized the services of Action Associates for referrals from the Clinton Police Department for individuals needing assistance or shelter in a safe haven. The renewal of \$20,000 was included in the 2014-2015 budget.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to approve the renewal agreement with Action Associates in the amount of \$20,000.00.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Sami, Hulin, Adams

Nay: None

Mayor declared the motion carried.

4C. CONSIDER RENEWAL OF AGREEMENT WITH AARP

City Clerk Lisa Anders explained that AARP Transportation Board provides transportation to senior citizens. The City has maintained an agreement with AARP in the amount of \$4,000.00 per year.

Motion was made by Councilman Rodolph and seconded by Councilman Sami to approve the renewal agreement with AARP in the amount of \$4,000.00.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Sami, Hulin, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4D. CONSIDER MODIFICATION TO AGREEMENT WITH OFFICE OF JUVENILE AFFAIRS FOR COMMUNITY INTERVENTION CENTER FOR FISCAL YEAR 2015 CONTRACT

City Clerk Lisa Anders reported that the Office of Juvenile Affairs has submitted a modification to the agreement that was approved at the previous meeting. The funding amount previously approved by OJA was in the amount of \$68,950.00 and the modification is for the funding amount of \$82,740.00.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to approve the modification to the agreement with the Office of Juvenile Affairs for the Community Intervention Center for Fiscal Year 2015 contract.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Hulin, Sami, Adams

Nay: None

Mayor declared the motion carried.

4E. REQUEST AUTHORIZATION TO GO TO BID FOR ANIMAL CONTROL PICKUP

City Clerk Lisa Anders said that funding for the replacement of the animal control pickup had been included in the Capital Improvement Fund. Staff request authorization to go to bid at this time.

Police Chief David Crabtree explained that the box on the current pickup would be transferred to the new unit.

Motion was made by Councilman Sami and seconded by Councilman Hulin to authorize staff to go to bid for the replacement of the animal control pickup.

Mayor put the motion to a roll call vote:

Aye: Sami, Hulin, Rodolph, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4F. REQUEST AUTHORIZATION TO PURCHASE USED ROUGH MOWER AND COMPACT UTILITY TRACTOR FOR GOLF COURSE

Superintendent of Golf Course Operations, Kelly Somner explained the need for the replacement of a utility tractor/loader at the Golf Course. He explained the plan for trading in of current equipment and the state contract pricing of the new equipment. \$44,881 was included in the Capital Improvement Fund for the purchase of a used rough mower and compact utility tractor.

Motion was made by Councilman Rodolph and seconded by Councilman Sami to authorize the purchase of a used rough mower and compact utility tractor for the golf course.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Sami, Hulin, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4G. REQUEST AUTHORIZATION TO PURCHASE MUNICIPAL SWIMMING POOL COVER

Parks & Recreation Director Kris Wermey explained that a cover on the swimming pool would allow the pool water to remain throughout the year. He explained that this would increase the life span of the pool. He said that major repairs were completed before the opening of the pool this season and quotes were taken at that time for the price of a cover. A quote from Leslie's Pool Supply is for \$17,422.24 and delivery would be in 6-8 weeks. The Capital Improvement Fund included \$15,000.00 for the pool cover.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to authorize the purchase of a pool cover from Leslie's Pool Supply in the amount of \$17,422.24 per their quote.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Hulin, Sami, Adams

Nay: None

Mayor declared the motion carried.

4H. REQUEST AUTHORIZATION TO PROCEED WITH INSTALLATION OF SPRAY FOAM INSULATION AT ACME BRICK PARK INDOOR ACTIVE AREA

Parks & Recreation Director Kris Wermey explained that Acme Brick Park indoor area does not have insulation and this has caused problems with the climate control equipment. Three quotes have been obtained with the recommended quote coming from Walker Spray Foam in the amount of \$48,000.00. He explained that the timing of the project is important since the current traffic at Acme Brick is reduced and the current weather would allow optimal opportunity for the spray foam to the walls and ceiling of the building. He also explained that the budget included \$12,000.00 for the heating system at Acme. He said quotes have not yet been received for the heating system.

Motion was made by Councilman Rodolph and seconded by Councilman Sami to authorize the installation of spray foam insulation at Acme Brick Park by Walker Spray Foam in the amount of \$48,000.00

Mayor put the motion to a roll call vote:

Aye: Rodolph, Sami, Hulin, Lowry, Adams

Nay: None

Mayor declared the motion carried.

4I. CONSIDER STAFF RECOMMENDATION REGARDING FIRE AERIAL APPARATUS

Fire Chief Randy Carpenter reported that he, Rick Challis and City Mechanic Robert Mayfield traveled to Alabama to inspect a fire truck that was bid by Brindlee Mountain Fire Apparatus, Inc. He said after a thorough inspection, they recommended the purchase of a 1999 Pierce Lance 100' Platform in the amount of \$349,000.00. He said this is a low mileage and low hours truck. He said the truck comes with a five year warranty and would be painted red and delivery would be the first of October.

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to authorize the purchase of a 1999 Pierce Lance fire truck from Brindlee Mountain Fire Apparatus in the amount of \$349,000.00.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Hulin, Sami, Adams

Nay: None

Mayor declared the motion carried.

4J. CONSIDER RESOLUTION NO. 828 REGARDING REMOVAL OF SIGNAL LIGHTS AT GARY BOULEVARD AND 6TH STREET

City Clerk Lisa Anders explained that Oklahoma Department of Transportation requested a resolution stating the City of Clinton's intentions for the intersection at Gary Boulevard and 6th Street. The resolution states that the City would have the signal lights removed and ODOT would install new stop signs on 6th Street.

Anders reported that additional quotes had been obtained regarding the removal of the signal lights. Two quotes were received with the low quote coming from Traffic & Lighting Systems for \$6,450.00.

Motion was made by Councilman Hulin and seconded by Councilman Sami to approve Resolution No. 828 regarding the removal of the signal lights at Gary Boulevard and 6th Street.

Mayor put the motion to a roll call vote:

Aye: Hulin, Sami, Rodolph, Adams

Nay: Lowry

Mayor declared the motion carried.

4K. CONSIDER RESOLUTUION NO. 829 REGARDING CHARTER CHANGE REGARDING MUNICIPAL ELECTION

City Clerk Lisa Anders said the resolution presented would amend the time frame for filing period, primary and general municipal elections and date of taking office for Mayor and Council members. The proposed resolution would establish the filing period in June, Primary Election in August and the General Election in November with the successful candidate taking office the Council meeting following the election.

Anders explained that the resolution notifying the Custer County Election would need to be filed by August 19th so as to be on the November 4, 2014 ballot.

Motion was made by Councilman Rodolph and seconded by Councilman Sami to approve Resolution No. 829 regarding charter changes to the municipal election.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Sami, Lowry, Hulin, Adams

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO 5. COUNCIL REPORT

Councilman Rodolph said he had been working with the Oil and Gas company that had submitted the bid on May 6, 2014 for the lease of 99.7 acres of land in Washita County. He said the completion of the lease has been made and the lease payment should be received this week.

AGENDA ITEM NO. 6: MANAGER'S REPORT

None

AGENDA ITEM NO. 7 : AUDIENCE PARTICIPATION

Betty Schumacher asked for contact information for Cable One and clarification on the time frame for water plans.

Jeanie Engle asked if the City plans to budget in money each year for the purchase of water rights.

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Councilman Sami and seconded by Councilman Lowry to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Sami, Lowry, Rodolph, Hulin, Adams

Nay: None

Mayor declared the meeting adjourned at 6:35 p.m.

RESOLUTION NO. 828

A RESOLUTION APPROVING THE REMOVAL OF THE TRAFFIC SIGNALS AT THE GARY BOULEVARD/ 6TH STREET INTERSECTION AND ESTABLISHING TWO WAY STOP CONTROL

WHEREAS, the Oklahoma Department of Transportation has performed studies at the intersection of Gary Boulevard and 6th Street and has determined that the signal lights at that intersection are no longer warranted.

WHEREAS, the City of Clinton here in after called the City, is requesting approval from the Department of Transportation to remove the traffic signals at the intersection of Gary Boulevard and 6th Street.

WHEREAS, the City agrees to pay for the removal of the traffic signals at the intersection of Gary Boulevard and 6th Street

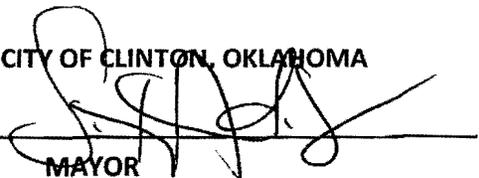
WHEREAS, the City agrees that after removal of the signal lights, two way stop controls will be established with Gary Boulevard having thru traffic and 6th Street traffic will have to stop.

WHEREAS, the City agrees that the Department of Transportation will install the new stop signs on 6th Street.

PASSED AND APPROVED at the regular meeting of the City Council of the City of Clinton and duly signed by the Mayor this 5th day of August, 2014.

THE CITY OF CLINTON, OKLAHOMA

BY:

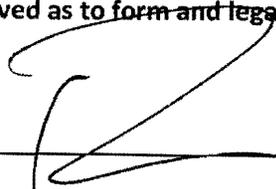

MAYOR

ATTEST:



CITY CLERK

Approved as to form and legality this 5th day of August, 2014.



CITY ATTORNEY

RESOLUTION NO. 829

A RESOLUTION CALLING FOR ELECTION FOR PROPOSED CHARTER AMENDMENT ALTERING THE FILING PERIOD FOR MUNICIPAL ELECTIONS; THE TIMING OF THE PRIMARY ELECTION FOR MUNICIPAL ELECTIONS; THE TIMING OF THE GENERAL MUNICIPAL ELECTIONS AND ALTERING THE DATE THAT NEWLY ELECTED COUNCILMEN SHALL BE SWORN IN.

WHEREAS, in 2005 the electors of the City of Clinton voted to amend the Charter to conform to State Law requirements;

WHEREAS, the language of Resolution 731 required specific and rigid conformance to State Election filing periods and elections;

WHEREAS, there are alternatives to the dates identified in 2005, which are better reflective of the norms of elections in Clinton, Oklahoma;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLINTON, OKLAHOMA:

SECTION 1: That an election shall be called on November 4, 2014, for the purpose of submitting to the qualified clerk of the City of Clinton a proposition for their acceptance or rejection of an amendment to the Charter of the City of Clinton, Oklahoma, as follows:

SECTION 2: Article 6, Section 6-1 of the Charter shall be amended to read as follows:

At the elections in 1962 and in every even-numbered year thereafter, the mayor, the councilman from ward two, and the councilman from ward four shall be elected. At the elections in 1963 and in every odd-numbered year thereafter, the councilman from ward one and the councilman from ward three shall be elected. The mayor and other councilmen shall serve for terms of two years beginning at 5:30 o'clock P.M. at the first regular meeting following their election. If the mayor-elect or a councilman-elect fails to qualify within one month thereafter, his office shall become vacant, and the vacancy shall be filled as other vacancies in the council are filled.

The candidates for mayor shall be nominated, and the mayor shall be elected, at large, by the qualified electors of the entire city. Candidates for councilmen from the wards must be qualified electors of their respective wards. Candidates for councilmen from the wards shall be nominated, and councilmen from the wards

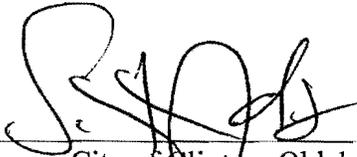
shall be elected, by the qualified electors of their respective wards.

Both the primary and the general election shall be nonpartisan; and no party designation or emblem shall be placed on the ballots.

SECTION 3: Article 6, Section 6-2 of the Charter shall be amended to read as follows:

Any qualified candidate shall have his or her name placed on the ballot for the primary election as a candidate for mayor or councilman by filing a sworn declaration of candidacy with the county election board during the filing period set by resolution of the council. The filing period shall conform as nearly as practical to state law and shall not begin less than fifteen (15) days from the date the resolution is submitted to the county election board and end no less than seventy-five (75) days from the date of the primary election.

PASSED AND APPROVED this 5 day of August, 2014.



Mayor, City of Clinton, Oklahoma

ATTEST:



City Clerk, City of Clinton,
Oklahoma