

**MINUTES OF THE CLINTON CITY COUNCIL
NOVEMBER 19, 2013**

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, November 19, 2013 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, November 15, 2013.

Chairman Seth Adams called the meeting to order with the following present.

MAYOR: Seth Adams

COUNCIL: Don Rodolph, Wheeler Lowry, Jason Hulin, Lucas Martinez

CITY CLERK: Lisa Anders

CITY TREASURER: Debra Blanchard

DEPUTY CLERK: Absent

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Mike Smith and Gerald Green

OTHERS: David Crabtree, Randy Carpenter, Jeromy Brush, Kris Werny, Gene McCullough, Julie Menge, Stephen Jones, Curtis Maloy, Mustafa Sami, Toni Nickel, Cindy Box, Cole and Melissa Huber, Carolyn Knisley, Jerry Douglas, Joe Ridley and others.

Jeff McDowell of the First Christian Church opened the meeting with prayer and Councilman Lucas Martinez led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

A. Minutes of Regular Meeting of November 5, 2013

Motion was made by Councilman Hulin and second by Councilman Martinez that Consent Agenda Item No. 3 (a) be approved.

Mayor put the motion to a roll call vote:

Aye: Hulin, Martinez, Lowry, Rodolph, Adams

Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. CONSIDER APPOINTMENT TO FILL UNEXPIRED TERM ON THE PLANNING AND ZONING BOARD

Mayor Adams recommended the appointment of Aaron Hemmingway to fill the unexpired term on the Planning and Zoning Board.

Motion was made by Councilman Rodolph and seconded by Councilman Hulin to confirm the appointment of Aaron Hemmingway to fill the unexpired term on the Planning and Zoning Board.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Hulin, Lowry, Martinez, Adams

Nay: None

Mayor declared the motion carried.

B. CONSIDER PROPOSAL WITH FETCH, INC REGARDING A NEW ANIMAL SHELTER

City Manager Steve Hewitt introduced Fetch representatives Cindy Box and Melissa Huber.

Cindy Box explained that the current conditions of the City's animal control facility are not acceptable. She said that Fetch, Inc. is wanted a spay/neuter facility and proposed that a partnership between the two entities could combine the two facilities. She said a Memo of Understanding would be needed and she said the partnership could require a \$150,000 commitment from each entity. She said that grants are available for projects like this and dual grants would provide more funding.

She explained that Fetch would need three rooms for their operation and the remainder of the facility would be the animal shelter. She explained how Fetch is currently working with the Animal Control Officer and is assisting in adopting pets. She said Fetch needs a central location and Clinton is the desired place.

Councilman Hulin asked why Fetch is not partners with Friends for Life.

Cindy Box said that Friends for Life is a no kill sanctuary and can't work for the city. She said that type of facility would fill up quickly.

City Manager Steve Hewitt said there was a joint meeting between the City, Fetch and Friends for Life. He said the philosophy of Friends for Life is different. He said the City can work with Fetch. He also reported that Friend for Life support the efforts of Fetch.

Councilman Hulin said he is encouraged with the project but felt that more information is needed. He recommended that grant applications be submitted to help secure funding and once the match is received then the City could look at this again.

Cindy Box said it is difficult to apply for grants without an agreement with the City. She said the City will need to provide numbers and information to be included in the grant applications.

Councilman Rodolph said this is a good concept and he suggested the City Attorney prepare an agreement. He said more information is needed regarding cost and he agreed that the City does need a new shelter.

City Manager Steve Hewitt said that he had toured the new Weatherford Animal Shelter and Mayor Brown had given figures for the facility.

Councilman Hulin asked what the annual budget for the Animal Control Facility is for 2013-2014.

Treasurer Debra Blanchard said the budget consists of one and one-half employee, a vehicle and the facility for a total of \$62,000.00 per year.

Councilman Lowry asked if a location for the facility has been determined.

City Manager Steve Hewitt said if the concept is approved and an agreement is executed, the location of the facility needs to be closer to city limits so as to encourage more adoptions.

Councilman Hulin asked if the current issues such as weather condition have been resolved.

City Manager Steve Hewitt said no plans have been made for change. He said the change from gas is being made now.

Motion was made by Councilman Rodolph and seconded by Councilman Martinez to refer the proposal to the City Attorney so that an agreement can be drawn up and brought back to the Council for consideration.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Martinez, Lowry, Hulin, Adams

Nay: None

Mayor declared the motion carried.

4C. DISCUSS WITH LEGAL COUNSEL REGARDING PENDING LITIGATION REGARDING JOSHUA KELLEY CLAIM INCLUDING AN EXECUTIVE SESSION AS AUTHORIZED IN 25 O.S. ss 307B(4)

Motion was made by Councilman Rodolph and seconded by Councilman Lowry to go into executive session with Legal Counsel and City Manager Steve Hewitt to discuss the pending litigation regarding Joshua Kelley claim.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Lowry, Martinez, Hulin, Adams

Nay: None

Mayor declared the meeting in executive session at 6:20 p.m.

RECONVENE

Motion was made by Councilman Hulin and seconded by Councilman Lowry to enter into regular session.

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Martinez, Rodolph, Adams

Nay: None

Mayor declared the meeting in regular session at 6:25 p.m.

Mayor Adams reported that no action was taken.

4D. CONSIDER RESOLUTION 821 REGARDING RESULTS FROM NOVEMBER 12, 2013 ELECTION AMENDING AND MODIFYING FRANCHISE AGREEMENT GRANTED TO OKLAHOMA NATURAL GAS

City Manager Steve Hewitt explained that the resolution is to confirm the results of the election regarding amending and modifying the Franchise Agreement with Oklahoma Natural Gas.

Motion was made by Councilman Rodolph and seconded by Councilman Martinez to approve Resolution No. 821 regarding results from the November 12, 2013 election amending and modifying the franchise agreement granted to Oklahoma Natural Gas.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Martinez, Hulin, Lowry, Adams
Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO 5.COUNCIL REPORT

None

AGENDA ITEM NO. 6: MANAGER'S REPORT

None

AGENDA ITEM NO. 7 : AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

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

Mayor put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Martinez, Adams
Nay: None

Mayor declared the meeting adjourned at 6:30 p.m.

RESOLUTION NO. 821

A RESOLUTION CANVASSING RETURNS OF THE ELECTION HELD IN THE CITY OF CLINTON, OKLAHOMA ON NOVEMBER 12, 2013, ON ORDINANCE NO. 950, AMENDING AND MODIFYING ORDINANCE NO. 821 PROVIDING FOR AN AMENDMENT TO THE FRANSHISE AGREEMENT GRANTED TO OKLAHOMA NATURAL GAS, AND DECLARING THE APPROVAL OF THE FRANSHISE.

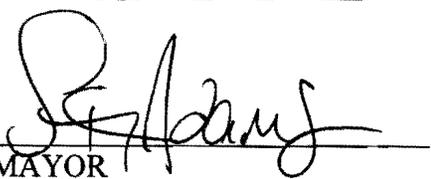
WHEREAS, the County Election Board of Custer County, Oklahoma, has certified the results of the election held in the City of Clinton, Oklahoma, on November 12, 2013, on the proposition amending and modifying Ordinance No. 821 providing for an Amendment to the Franchise granted to Oklahoma Natural Gas.

WHEREAS, The Mayor and Council of the City of Clinton, Oklahoma, have canvassed the returns and find that at said election so held as aforesaid, a total of 126 votes were cast for the proposition and 44 votes were cast against the proposition.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE BOARD OF COMMISSIONERS OF THE CITY OF CLINTON, OKLAHOMA:

That a canvass of the election returns of the election held in the City of Clinton on November 12, 2013, shows that a total of 126 votes were cast in favor of the granting of said Franchise, and 44 votes were cast against the proposition, resulting in a majority of votes cast at said election in favor of amending and modifying said Franchise. The proposition is declared to have been passed.

PASSED, APPROVED AND ADOPTED this 19 day of November, 2013.

By: 
Its: MAYOR

(SEAL)

ATTEST:

By: Lisa Anders

CITY CLERK