PUBLIC NOTICE OF A REGULAR MEETING
OF THE SOLID WASTE AUTHORITY
TUESDAY, SEPTEMBER 18, 2012 AT 5:30 PM
CLINTON CITY HALL

AGENDA

Meeting status: Completed

1. Call to Order
2. Opening Prayer Doyle Kinney, First Christian Church
3. Consent Agenda
    A. Consider Approval of Minutes of Regular Meeting on September 4, 2012
4. Action Items:
    A. Discussion, Consideration and Possible Action regarding Republic Trash Service Proposal
5. City Managers Report
6. Audience Participation
7. Adjournment

Filed this 14th Day of September, 2012. Posted on the bulletin board in the lobby of the Clinton City Hall on September 14, 2012 at 2:00 p.m.

_____

Not recorded

SW090412

MINUTES OF THE SOLID WASTE AUTHORITY, SEPTEMBER 4, 2012

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Solid Waste Authority of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, September 4, 2012 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 August 30, 2012.

Chairman Bryson called the meeting to order with the following present;

CHAIRMAN: Allen Bryson
TRUSTEES: Bob Marcy, Jason Hulin, Don Rodolph, Phyllis Smith
CITY MANAGER: Steve Hewitt
CITY CLERK: Lisa Anders
CITY TREASURER: Debra Blanchard
DEPUTY CLERK: Rhonda Williams
CITY ATTORNEY: Ryan Meacham
NEWS MEDIA: Gerald Green and Mike Smith
OTHERS: Julie Menge, Mary Helen Jones, Jeremy Brush, Gene McCullough, David Crabtree, Seth Adams, L.R. Sights, Stephen Jones, Dave Thorpe, Curtis Maloy, Tracy Crawford, Carrie Miller, Sean Steves, Rosco Dorse and others.

Roland Youngberg of the First United Methodist Church opened the meeting with prayer and Trustee Jason Hulin led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

A. Minutes of the Regular Meeting of August 7, 2012
B. Consider Claims

Moved by Trustee Hulin and seconded by Trustee Marcy, that Consent Agenda Item No. 3 (a-b) be approved.

Chairman put the motion to a roll call vote:

Aye: Hulin, Marcy, Smith, Rodolph, Bryson
Nay: None

Chairman declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

A. PRESENTATION BY REPUBLIC TRASH SERVICES REGARDING THE FUTURE OF TRASH AND RECYCLING FOR THE CITY OF CLINTON

City Manager Steve Hewitt introduced representatives from Republic Trash Services: Tracy Crawford, Sean Steves, Carrie Miller and Rosco Dorse. He said the goal is to improve services for the City's trash service and Republic has ideas that they would like to present.

Carrie Miller presented a power point presentation regarding the current relationship between Republic Trash Service and the City of Clinton.

Sean Steves explained the proposal regarding converting the current transfer station into a recycling center. He said the Republic would begin picking up the trash rather than city employees. He said Clinton was the ideal location for this type of operation given the close proximity to the transfer station in Weatherford to take the household trash to and make the Clinton site the site of recycling. He said Republic would look to maximize the recycling program to Weatherford and Elk City.

Trustee Rodolph asked how many employees the City has in the Solid Waste Department.

City Manager Steve Hewitt said there are currently five employees in the Solid Waste Department. He said that Republic Trash would need employees and their pay scale is better than that of the City.

Sean Steves said the selling point for the project is that for the plan to work all components must be present. He said items such as the length of the contract would be negotiated.

Trustee Rodolph said he is supportive of recycling but wondered how many years are left on the current contract.

Tracy Crawford said the current contract began July 1 so there is about 4 ½ years left on the contract.

Trustee Rodolph asked if the proposed program would increase the cost to the customers.

Sean Steves said they are working on the numbers for the proposal. He said that the Consumer Price Index would be included in the contract negotiations.

City Manager Steve Hewitt said if the proposal were accepted a new contract would be prepared to include the recycling program. He said the goal is to increase services and not increase costs.

Trustee Rodolph asked about the Solid Waste Equipment that the city owns.

Sean Steves said the equipment would be sold and new equipment would be purchased. He explained this would consolidate the services all being from Republic Trash Service.

City Manager Steve Hewitt asked how Republic Trash Service would handle customers needing assistance with their polycart.

Sean Steves said if the customer could provide information from their doctor to confirm the need that they could receive curb side assistance.

Trustee Marcy said he would need to know the cost of recycling before he could make a decision.

City Manager Steve Hewitt said he needed to know if the Authority liked the concept that has been presented. He said that negotiation regarding equipment and final numbers can begin. He suggested public meeting be held to answer any questions the public might have. He said the goal could be to implement the program in early 2013. He asked for more feedback and information.

Trustee Hulin said that recycling would be a great tool to get the community involved in and he hoped to see a dramatic increase in participation.

Sean Steves said the trash pickup would be weekly and recycling would be picked up every other week.

Dave Tharp asked who would determine the value of the equipment that the city currently owns.

Sean Steves said a thirty party company has determined the value of the equipment.

Curtis Maloy asked if Republic Trash Service received any federal or state subsidy.

Sean Steves said no.

AGENDA ITEM NO .5: CITY MANAGER'S REPORT

None

AGENDA ITEM NO. 6: AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 7: ADJOURNMENT

Moved by Trustee Marcy and seconded by Trustee Hulin that the meeting adjourn.

Chairman put the motion to a roll call vote

Aye: Marcy, Hulin, Rodolph, Smith, Bryson
Nay: None

Chairman declared the meeting adjourned at 6:20 pm.

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Discussion, consideration, and possible action regarding Republic Trash/Recycling plan for the City of Clinton

Staff Source: City Manager, Steve Hewitt

Date: Sept 14, 2012

History/Background Information:

Republic provided a presentation to the Solid Waste Authority. Members wanted a formal proposal to review numbers and details.

Item/Subject Summary:

Attached is the official proposal. Please note that Republic will offer regular trash service and single-stream curb-side recycling without a price increase. Also, as recycling in the region increases, the City of Clinton will see a rebate which can help our community, Republic only increasing with CPI. Republic will purchase all equipment. 10 year agreement.

Price/Cost: (see attachment breakdown)

Recommendation:

Staff strongly supports this plan for our community. The goal would be to begin January 1st, 2013.

***This proposal has reached other surrounding communities and has created some intrigue. Expect that if Clinton doesn't want to move forward in this sustainable direction, another City in our region will jump on it. This is a fantastic opportunity.

September 13th, 2012

REPUBLIC SERVICES

City of Clinton
PO Box 1177
415 Gary Blvd
Clinton OK 73601-1177

Republic Services of Oklahoma City would like to thank the City of Clinton for the opportunity to submit a proposal to further extend and grow our current business relationship An industry leader in the United State's waste industry, Republic Services Inc offers expertise and professionalism in waste collection, recycling and disposal services

Republic Services is positioned to provide the City of Clinton with a well-defined, efficient and effective program designed to meet the City of Clinton's solid waste, recycling, and disposal needs; presenting the most cost effective approach available We commit to provide the desired services in the safest, most innovative and cost effective manner.

Republic Services is excited about the opportunity to extend the existing partnership between our company and The City of Clinton and is confident in our ability to meet the needs of the City now and in the future

Please, contact us should you require any additional information regarding the attached proposal

Contact:

Carrie Miller
Municipal Services Manager
7540 SW 59th St
Oklahoma City, OK 73179
405-745-4284 ext 126
cmiller7@republicservices.com

Sincerely,
Republic Services of Oklahoma City

Carrie Miller

Carrie Miller
Municipal Services Manager

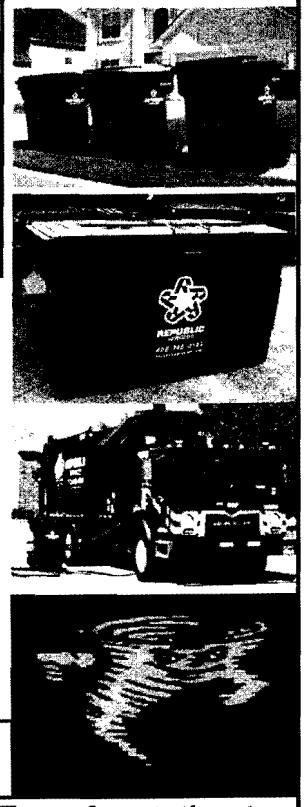
City of Clinton - Proposed Service Details

Current Service Detail	Current Price
Residential 1x/week polycart	$12.40
Outside Residential 1x/week polycart	$18.35
additional polycart	$6.00
Commercial: Currently charged at $2.41 per yard	
(1) 3 yard container serviced 1/1	$32.20
(1) 3 yard container serviced 2/1 or (2) 3 yard containers serviced at 1/1 each	$64.39
Industrial: Pricing would remain the same as current	

Convert to:

Proposed Service Detail	Proposed Price
Residential 1x/week polycart & residential curbside recycling 1x/2 weeks	$12.07
Outside Residential 1x/week polycart	$17.33
additional polycart	$6.00
Commercial: Proposed pricing charged at $2.41 per yard	
(1) 3 yard container serviced 1/1	$31.29
(1) 6 yard container serviced 1/1	$62.57
Industrial: Pricing would remain the same as current; just structured differently	

REPUBLIC SERVICES



- **Municipal Buildings would be serviced at no charge (excluding the roll-offs).**
- **Republic Services hires, constructs, and assumes all the risks.**
- **After initial baseline participation is met, Clinton would share in recycling revenues through EVERY additional ton that flows through the Clinton Trancyclery.**
- **Commercial Accounts (Businesses) could participate in polycart recycling until Commercial Single Stream route was implemented.**
- **Republic Services, through a 3rd party vendor, would facilitate the sale of the City of Clinton's equipment. (Trucks, containers, etc)**

How Can We Do This?

Republic Services has already invested in the infrastructure for the conversion of the Transfer station to the "Transcyclery". Recycling Revenues and landfill diversion will allow us to invest $2 Million dollars for new trucks, new polycarts (recycling and trash), and new commercial containers for the City of Clinton. Due to the amount of investment, Republic Services would require a 10 year contract with a 5 year renewal option.

PUBLIC NOTICE OF A REGULAR MEETING
OF THE INDUSTRIAL AUTHORITY
TUESDAY, SEPTEMBER 18, 2012 AT 5:30 PM
CLINTON CITY HALL

AGENDA

Meeting status: Completed

1. Call to Order
2. Opening Prayer Doyle Kinney, First Christian Church
3. Consent Agenda
    A. Consider Approval of Minutes on September 4, 2012
4. Action Items:
    A. Consider covenants for Robinson Addition
5. City Manager's Report
6. Audience Participation
7. Adjournment

Filed this 14th day of September, 2012. Posted on the bulletin board in the lobby of the Clinton City Hall on September 14, 2012 at 2:00 p.m.

Not recorded

IA090412

MINUTES OF THE CLINTON INDUSTRIAL AUTHORITY, SEPTEMBER 4, 2012

Minutes of a regular meeting of the Chairman and Trustees of the Clinton Industrial Authority of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, September 4, 2012 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 August 30, 2012.

Chairman Bryson called the meeting to order with the following present;

CHAIRMAN: Allen Bryson
TRUSTEES: Bob Marcy, Jason Hulin, Don Rodolph, Phyllis Smith
CITY MANAGER: Steve Hewitt
CITY CLERK: Lisa Anders
CITY TREASURER: Debra Blanchard
DEPUTY CLERK: Rhonda Williams
CITY ATTORNEY: Absent
NEWS MEDIA: Gerald Green and Mike Smith
OTHERS: Julie Menge, Jeremy Brush, David Crabtree, Mary Helen Jones, Seth Adams ,L.R. Sights, Curtis Maloy, Stephen Jones, Dave Thorpe and others.

Roland Youngberg of the First United Methodist Church opened the meeting with prayer and Trustee Jason Hulin led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

A. Minutes of August 21, 2012 meeting
B. Consider Claims

Moved by Trustee Hulin and seconded by Trustee Marcy that Consent Agenda Item No. 3 (a-b) be approved.

Chairman put the motion to a roll call vote:

Aye: Hulin, Marcy, Smith, Rodolph, Bryson
Nay: None

Chairman declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

None

AGENDA ITEM NO .5: CITY MANAGER'S REPORT

a) Robinson Addition Covenant Update

City Manager Steve Hewitt presented a draft covenant for Robinson Addition prepared by Assistant City Attorney Ryan Meacham. He said that he had used the covenants from Sights Acres Addition and Riverview Drive Addition as samples when preparing the draft. He asked the Authority members to review the draft document and would bring it back for action at a later

date.

City Manager Hewitt reported that Joe Ridley is continuing with work on the construction documents.

AGENDA ITEM NO. 6: AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 7: ADJOURNMENT

Moved by Trustee Smith and seconded by Trustee Marcy that the meeting adjourn.

Chairman put the motion to a roll call vote

Aye: Smith, Marcy, Hulin, Rodolph, Bryson
Nay: None

Chairman declared the meeting adjourned at 6:25 pm.

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Robinson Addition Covenant Approval

Staff Source: City Manager, Steve Hewitt

Date: Sept 14, 2012

History/Background Information:

Draft was provided last meeting. Very similar to the Riverside Addition.

Item/Subject Summary:

See attachment.

Price/Cost:

Recommendation:

Staff recommends Approval.

PROTECTIVE COVENANT

KNOW ALL MEN BY THESE PRESENTS:

We, the undersigned, hereby certify that we are the owners in fee simple of all of The surface and surface rights only and in to the Northwest Quarter of the Northwest Quarter of the Northeast Quarter (NW¼NW¼NE¼) of Section 34, Township 12 North, Range 17 W.I.M., Custer County, Oklahoma, containing 10 acres, more or less, ("the Property")

PROTECTIVE COVENANTS FOR ROBINSON ADDITION

We, the undersigned, hereby certify that we are the owners in fee simple of all of Robinson Addition, and for the purpose of providing an orderly development of said Addition, to prevent the impairment of the attractiveness, character and value of the property in said Addition, and to provide adequate protective covenants for the mutual benefit of ourselves and our successors in title, we do hereby impose the following protective covenants on said Addition:

1. All property within said Addition shall be used exclusively for residential purposed and all of said Addition is hereby designated as single-family residential plots, except as hereinafter provided. No filling stations, garages, restaurants, beauty parlors, grocery stores, professional offices, churches, nursing homes, or other business or professional or medical or church establishments, or any kind or nature or any appurtenances thereto, shall be erected in or on any of said lots or any part thereof and no property in said Addition shall be used for any of said purposes. Except as hereinafter provided, no structures shall be erected, altered, placed or permitted on any residential plot other than one detached single-family dwelling, not to exceed two stories in height, with outbuildings necessary or desirable in connection with said dwelling and the residential use thereof, including an attached garage or carport for not less than two nor more than five automobiles provided that any such carports shall be an integral part of the dwelling and any such carports or outbuildings as heretofore mentioned shall be of a like or compatible design with the primary dwelling and shall be approved by the architectural committee mentioned in Paragraph 2 hereof.

2. No building shall be erected, placed or altered on said Addition until after the building plans, specification, and plot plan showing the locations of such building and the type of materials to be used in such building have been approved in writing as to conformity and harmony of exterior design with the existing structures in the Addition and as to the location of the building with respect to topography and finish grade elevation, by a committee, to be known as the architectural committee, composed of City Manager, City Inspector and City Clerk, provided that, after the initial members cease to serve on the committee, in order to serve as a member of the committee, one must own property in Robinson Addition. In the event of the death or resignation of any member of said committee, the remaining member or members shall have full authority to designate a successor for said deceased/resigned member. The members of said committee shall not be entitled to any compensation for services performed pursuant to this covenant. At any time, the then record owners of a majority of the lots in said Addition shall

have the power, through a duly recorded written instrument, to change the membership of said committee.

3. No fence, enclosure, carport, or other structure, shall be constructed, erected, placed or maintained between the front lot line and the building set-back line as required by zoning ordinances and no structure shall be permitted in the utility easements set forth in said recorded plat of said Addition.

4. Except for the front lot line and except as further hereinafter provided in this covenant, no building shall be erected on any lot nearer than 25 feet to any lot line. A detached outbuilding may be located within10 feet of that portion of any lot line which is more than 75% of its length away from any front lot line. Eaves and steps shall not be considered as part of the building. The front lot line shall be the lot line or lines adjacent to the street or streets. A lot line as used herein shall be defined as the boundary line of the tract sold.

5. No dwelling shall be erected or placed on any building plot which plot has an area of less than 6,000 square feet and no such dwelling shall be erected and placed on any lot having a width of less than 50 feet at one of the front building set-back lines.

6. No dwelling shall be erected, placed or constructed in said Addition unless at least 50 percent of the exterior walls thereof are constructed of masonry or masonry veneer or other materials approved by the architectural committee mentioned in Paragraph 2 hereof. However, in connection with determination of such 50 percent, the area of the exterior walls shall be determined excluding windows and doors. In determining this limitation in instances where a dwelling has a gable-type or mansard roof and a part of the exterior walls extend above the level of the interior room ceiling because of such gable-type or mansard roof, then that portion of said wall so extending above interior room ceiling heights may be constructed of wood or other approved material and such area shall be included in the area of the exterior walls for the purposes of this provision. All roofing materials used in said Addition shall be wood or composition roofing. Composition roofing material must be at least a forty (40) year roof and at least 340 pound composition shingle. The composition roofing must be approved by the aforesaid architectural committee and must have a high definition ridge row place on it. All driveways in said Addition shall be concrete. All fencing and fencing materials used in said Subdivision must be approved by the aforesaid architectural committee.

7. No dwelling shall be constructed in said Addition unless the floor area thereof is at least 1,400 square feet, excluding one-story open porches, breezeways and garages, except that a dwelling of more than one story shall have a first or ground floor area of not less than 1,000 square fee.

8. Any residence or other structure erected or constructed in said Addition must be completely finished within not more than nine months after construction commences.

9. Within the easements no structures, temporary or permanent, shall be placed or permitted to remain which shall damage or interfere with the maintenance of utilities or which

may obstruct or retard flowing of water through such drainage facilities. The easement area of each lot and all improvements in it shall be maintained continuously by the owner of the lot except for those improvements for which public utility or municipal corporation is responsible.

10. No noxious or offensive trade or activity shall be conducted in said Addition, nor shall anything be done in said Addition which may or may become an annoyance or nuisance to the neighborhood. No trash, ashes or other refuse of any kind may be thrown, placed or dumped in said Addition. All trash and refuse containers in said Addition will be enclosed and maintained out of sight of the general public. The architectural committee referred to in Paragraph 2 hereof shall have the right to enter upon any property on which such trash, ashes and other refuse have been thrown, placed or dumped and remove the same and charge the costs thereof to the owner of the property on which the same has been thrown, placed or dumped. Each owner of property in said Addition shall be responsible for maintaining the improvements on his or her property in good repair and will keep said premises in a neat, clean and orderly condition at all times. No structure of a temporary character, previously erected building or structure, trailer, mobile home, basement, tent, shack, garage, barn or outbuilding shall be used in said Addition as a residence, either temporarily or permanently, and no servants' quarters or garage apartments shall be used as a main residence, either temporarily or permanently. No structure of a temporary character, previously erected building or structure, trailer, tent or shack shall be constructed or placed on said Addition except for a tool or equipment shed need by a building contractor during the construction of a dwelling and any such sheds shall be razed or removed after the dwelling has been completed, provided, however, that travel trailers, recreational vehicles, and boats may be stored at the rear of any owner's property out of sight of the general public.

11. No animals, livestock or poultry of any kind shall be raised, bred or kept in said Addition, except that dogs, cats and other household pets may be kept provided they are not kept, bred or maintained for any commercial purposes.

12. The only entrances and means of access to the property located in said Addition shall be the dedicated streets shown on the recorded plat of said Addition.

13. No billboards, advertising boards, advertising structures or signs may be erected or maintained in said Addition except that signs or billboards advertising the rental or sale of property in said Addition can be erected and maintained at the entrances to said Addition provided that said signs or billboards do not exceed six square fee in size, unless special consent for larger signs for such purposed is obtained in writing from the architectural committee hereinabove mentioned. Signs identifying the Addition may be located at the entrance to the said Addition.

14. The supply of electricity through said Addition will be provided by facilities located underground rather than overhead. For the purpose of facilitating such installation, we hereby provide as follows:

(A) Overhead pole lines for the supply of electric service may be located along any quarter section, half section or section line adjoining said Addition. Street light poles or standards shall be served by underground cable and elsewhere through out said Addition and all supply lines shall be located underground, in the easements reserved for general utility services and streets, shown in the plat of said Addition. Service pedestals and transformers, as sources of supply at secondary voltages, may also be located in said easements.

(B) Underground service cables to all of the houses which may be located on all lots in said Addition may be run from the nearest service pedestal or transformer to the point of usage determined by the location and construction of such house as may be located upon each of said lots, provided that upon the installation of such a service cable to a particular house, the supplier of electric service shall thereafter be deemed to have as definitive, permanent, effective and exclusive right-of-way easement on each lot, covering a five feet strip extending 2.5 feet on each side of such service cable, extending from the service pedestal or transformer to the service entrance on said house.

(C) The supplier of electric service, through its proper agents and employees, shall at all times have right of access to all utility easements shown in the plat of said Addition or provided in these covenants for the purpose of installing, maintaining, removing or replacing any portion of said underground electric facilities so installed by it.

(D) The owner of each lot shall be responsible for the protection of the underground electric facilities located on his property and shall prevent the alteration of grade or any construction activity which may interfere with said electric facilities. The supplier of electric service will be responsible for ordinary maintenance of underground electric facilities, but the owner will pay for the damage or relocation of such facilities caused or necessitated by acts of the owner or his agents or contractors.

(E) The forgoing covenants concerning the underground electric facilities shall be enforceable by the supplier of the electric service, and the owner of each lot will be bound hereby.

15. If any person, firm or corporation owning or occupying all or any part of said Addition violates any of these covenants and thereafter refuses to correct the same or refuses to abide by said covenants, then any owner of any property in said Subdivision may institute legal proceedings to enjoin, abate or correct such violation or violations and the person, firm or corporation found to have committed such violation shall pay all attorney fees, court costs and other necessary expenses of such litigation. The amount of said attorney fees, court costs and other expenses so assessed by the court shall become a lien upon the real estate owned by the violator, which lien shall attach as of the date said proceedings are instituted and shall be subject to foreclosure in such action in the same manner as foreclosure of mechanic's and materialman's

liens as provided by the statutes of the State of Oklahoma. In no event shall any of the property herein described revert to the grantors or their heirs or successors for violation of these covenants.

16. These covenants shall extend until February 1, 2032, and thereafter shall be automatically extended for successive periods of twenty (20) years each until and unless ninety percent (90%) of the property owners in said Addition modify, delete, or change them in writing. Provided that, after twenty (20) years, the covenants may be modified, deleted, or changed in writing by seventy-five percent (75%) of the property owners.

17. Invalidation of any one of these covenants by the judgment or court order shall in no way effect any of the other provisions, which other provisions shall remain in full force and effect.

All of said Protective Covenants are hereby approved and affirmed.

Dated this ____ day of _____, 2012.

CLINTON INDUSTRIAL AUTHORITY

By:_____
Chairman, Allen Bryson

PUBLIC NOTICE OF A REGULAR MEETING
OF THE CITY COUNCIL
TUESDAY, SEPTEMBER 18, 2012 AT 5:30 PM
CLINTON CITY HALL

AGENDA

Meeting status: Completed

1. Call to Order
2. Opening Prayer Doyle Kinney, First Christian Church
3. Consent Agenda
    A. Consider Approval of Minutes on September 4, 2012
4. Action Items:
    A. Consider and Discuss Closure of Alley Way at Site of new Fire Station location
    B. Dedication of new Utility Easement for new Fire Station location
5. City Manager's Report
6. Audience Participation
7. Adjournment

Filed this 14th day of September, 2012. Posted on the bulletin board in the lobby of the Clinton City Hall on September 14, 2012 at 2:00 p.m.

_____

Not recorded

MINUTES OF THE CLINTON CITY COUNCIL
SEPTEMBER 4, 2012

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, September 4, 2012 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 August 30, 2012.

Mayor Bryson called the meeting to order with the following present;

MAYOR: Allen Bryson
COUNCIL: Don Rodolph, Bob Marcy, Jason Hulin, Phyllis Smith
CITY MANAGER: Steve Hewitt
CITY CLERK: Lisa Anders
CITY TREASURER: Debra Blanchard
DEPUTY CITY CLERK: Rhonda Williams
CITY ATTORNEY: Absent
NEWS MEDIA: Gerald Green and Mike Smith
OTHERS: Julie Menge, Jeremy Bush, David Crabtree, Seth Adams, Mary Helen Jones, L.R. Sights, Curtis Maloy, Dave Thorpe, Father Rex Arnold and others.

Roland Youngberg of the First United Methodist Church opened the meeting with prayer and Councilman Jason Hulin led the Pledge of Allegiance.

AGENDA ITEM NO, 4: CONSENT AGENDA:

A. Minutes of Regular Meeting of August 21, 2012
B. Consider Claims

Moved by Councilman Hulin and seconded by Councilman Marcy, that Consent Agenda Item No. 3 (a-b) be approved.

Mayor put the motion to a roll call vote:

Aye: Hulin, Marcy, Smith, Rodolph, Bryson
Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. CONSIDER REQUEST OF GRAYSON BOTTOM FOR EARLY RETIREMENT PENSION THROUGH OKLAHOMA MUNICIPAL RETIREMENT FUND

City Manager Steve Hewitt explained that Grayson Bottom has presented a request for early retirement pension through the Oklahoma Municipal Retirement Fund.

Councilman Marcy asked if approval of the request would cost the city additional money.

City Manager Hewitt said there would be no additional costs. He said this would set precedents for future request.

Mayor Bryson suggested tabling the item.

Councilman Rodolph said he was concerned about how this could affect future employees who might consider early retirement.

Motion was made by Councilman Rodolph and seconded by Councilman Marcy to table the item.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Marcy, Hulin, Smith, Bryson
Nay: None

Mayor declared the motion carried.

5. CITY MANAGER'S REPORT

City Manager Steve Hewitt said the city is waiting on a test kit for the Haggard Road well. He said they hope to have the quality testing results by October. He said that Public Works Director Stephen Jones would be contacting A.W. Pool regarding the Burns Flat wells.

City Manager Hewitt reported that rehab is going on at the Evening Lions Club ballpark. He said this will be the site for some soccer practices. He also reported that the Junior Service League playground area is being blocked up and he hoped to coat the tennis courts at McLain Rogers Park.

City Manager Hewitt announced that Fire Station groundbreaking ceremony will be held on Wednesday, September 12th at 11 a.m.

He reported that the police station is within 30-45 days from completion.

He also reported that the 57th Labor Day tournament was held this past weekend and it had61 teams participating in the three-day event. He said the Men's Golf Association has mentioned using their funds from this tournament for assistance with course improvements.

City Manager Hewitt reported that inserts had gone out with the water bills regarding Foss water.

He also announced that Channel 5 News would be airing from Acme Brick Park on September 10th the 5:00 and 6:00 p.m. news. He said a preview show of the new Water Zoo had been held on Monday with the opening to be scheduled soon.

City Manager Hewitt said that TAS Trucking had purchased water from the swimming pool to use for the dirt work at their new construction site. He said the City is looking at other uses for the water in the pool rather than just draining it.

AGENDA ITEM. 7 AUDIENCE PARTICIPATION

Mary Helen Jones asked if it would be possible to have animal control to work evening and weekends.

City Manager Steve Hewitt said that a part-time position for Animal Control has been approved and an employee will be working evening and weekends. He also announced that Robert McDown has resigned as Building Inspector and Toby Anders will assume the duties of Building Inspector and continue with duties of Code Enforcement.

Curtis Malloy asked about responsibilities for alleys. He said some locations have fences and the owners do not maintain the area behind the fence in the alley.

City Manager Hewitt said that citizens are responsible for the care of easements and would address the location that Mr. Malloy is describing.

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Councilman Rodolph and seconded by Councilman Marcy to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Rodolph, Marcy, Smith, Hulin, Bryson
Nay: None

Mayor declared the meeting adjourned at 6:50 P.M.

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Consent Early Retirement

Staff Source: Mary Smith, Personnel Officer

History/Background Information: Previous, City Manager

Item/Subject Summary: Recommendation: Harold Grayson Bottom is requesting an early Retirement Pension; he will be eligible for full retirement in 2014, but has decided to retire effective August 1st 2012, pending Council Approval.

Date: August 20, 2012

1104 Abbeywood Pl.
Yukon, OK 73099
July 23, 2012

Oklahoma Municipal Retirement Fund
525 Central Park Drive, Suite 320
Oklahoma City, OK 73105

To Whom It May Concern;

Please find enclosed my application for retirement pension from the City of Clinton, Oklahoma defined benefit plan. I believe that I have correctly filled out the necessary paper work in order for a request for approval to be made to the City Council of the City of Clinton.

Should there be any additional information or corrections needed, please contact me. Thank you for your assistance in this matter.

Sincerely,

Grayson Bottom

Grayson Bottom

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Discussion regarding Fire Station Property Alley

Staff Source: City Manager, Steve Hewitt

Date: Sept 14, 2012

History/Background Information:

The City has the plans approved and project begun. However, City must officially close the public alley.

Item/Subject Summary:

This is an informational item, this requires an Ordinance that will come at a later meeting (per recommendation of the City Attorney)

Price/Cost: N/A

Recommendation:

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Dedicate new utility easement for Fire Station

Staff Source: City Manager, Steve Hewitt

Date: Sept 14, 2012

History/Background Information:

Floor plan of new facility requires a move of the utility easement for services. Plans were approved and contractors have begun. This is logistic that needs to be finalized for the project.

Item/Subject Summary:

See attachment.

Price/Cost:

Recommendation:

Staff recommends Approval.

Utility Easement

This Agreement made and entered into this ____ day of September 2012, by The Clinton Industrial Authority, an Oklahoma Municipal Trust, the owner of the legal and equitable title to the described premises, "Grantor," in consideration of the sum of TEN and NO/100THS DOLLARS ($10.00) and other good and valuable consideration duly paid by The City of Clinton, an Oklahoma Municipality, the receipt of which is acknowledged, do grant, and convey to The City of Clinton, an Oklahoma Municipality "Grantee,", a perpetual easement through, over, under and across the following described real property and premises situated in Custer County, State of Oklahoma:

See attached Legal Descriptions

For the purpose of permitting The City of Clinton the construction through, over, under, and across the property, together with all necessary and convenient appurtenances on the premises; and to use and maintain the same and of affording the utility company the right to enter upon the premises and strip of land for the purpose of surveying, excavating for, laying, constructing, operating, repairing, relaying and maintaining all utilities, and for the further purpose of enabling the operator to do any and all convenient things incident to the construction, operation, repairing, and maintaining of all utilities.

TO HAVE AND TO HOLD the easement and right-of-way to The City of Clinton, its successors and assigns, forever.

Executed on the day and year written above.

CLINTON INDUSTRIAL AUTHORITY

By:_____
Allen Bryson, Mayor

CERTIFICATE OF SURVEY

I, Gregory H. Gunning, a Registered Professional Land Surveyor of the State of Oklahoma, hereby certify that a careful survey of a tract of land has been made under my supervision as described hereon below. I further certify to the best of my knowledge and belief that all the information shown hereon is true and correct.

Signed this 5th day of September, 2012.

Registered Professional Land Surveyor No. L.S. 1375

GREGORY H. GUNNING L.S. 1375

Subscribed and sworn to before the undersigned, a Notary Public in and for the County of Roger Mills, State of Oklahoma, this 5th day of September, 2012.

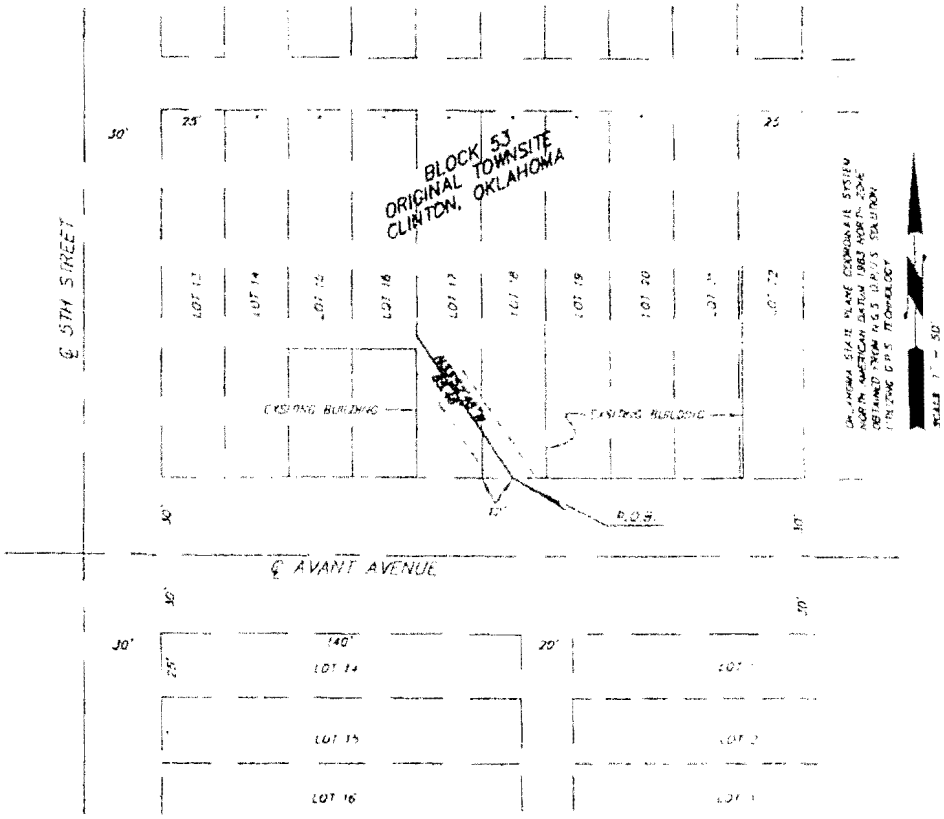
Notary Public

My Commission expires: July 5, 2015.

DESCRIPTION OF PROPOSED UTILITY EASEMENT

A strip, piece or parcel of land lying in the South 54 feet of Lot 17 and Lot 18, Block 53 of the Original Townsite of Clinton, according to the recored plat thereof, in Custer County, Oklahoma, for the purpose of utilities, said strip being 15 feet wide and being 7.50 feet on each side of the following described centerline

Beginning at point on the South line of said Lot 18, said point being 17.00 feet East of the Southwest corner of said Lot 18, thence North 33°52'46" West a distance of 65.46 feet to a point on the West line of said Lot 17, said point berg 54 feet North of the Southwest corner of said Lot 17



P.O.B. = POINT OF BEGINNING

= SCALE BREAK

℄ = CENTER LINE

R/W = RIGHT OF WAY LINE

GRAPHIC SCALE

50 0 25 50

(IN FEET)

1 inch = 50 ft.

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THIS PLAT OF SURVEY MEETS THE OKLAHOMA MINIMUM STANDARDS FOR THE PRACTICE OF LAND SURVEYING AS ADOPTED (EFFECTIVE MAY 11, 2010) BY THE OKLAHOMA STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS.

HAROLD GUNNING SURVEYING
P.O. BOX 126 110A EAST MAIN (580) 832 2281
CORDELL, OKLAHOMA 73632
C. A. Number 2248 Expiration Date 6-30-2013

CITY OF CLINTON
FIRE STATION
PROPOSED UTILITY EASEMENTS

REVISIONS

CERTIFICATE OF SURVEY

I, Gregory H. Gunning, a Registered Professional Land Surveyor of the State of Oklahoma, hereby certify that a careful survey of a tract of land has been made under my supervision as described hereon below. I further certify to the best of my knowledge and belief that all the information shown hereon is true and correct.

Signed on this the 27th day of August, 2012.

Gregory H. Gunning
Registered Professional Land Surveyor L.S. 1375

DORIS GUNNING NOTARY PUBLIC IN AND FOR STATE OF OKLAHOMA WASHITA COUNTY

REGISTERED LAND SURVEYOR GREGORY H. GUNNING OKLAHOMA

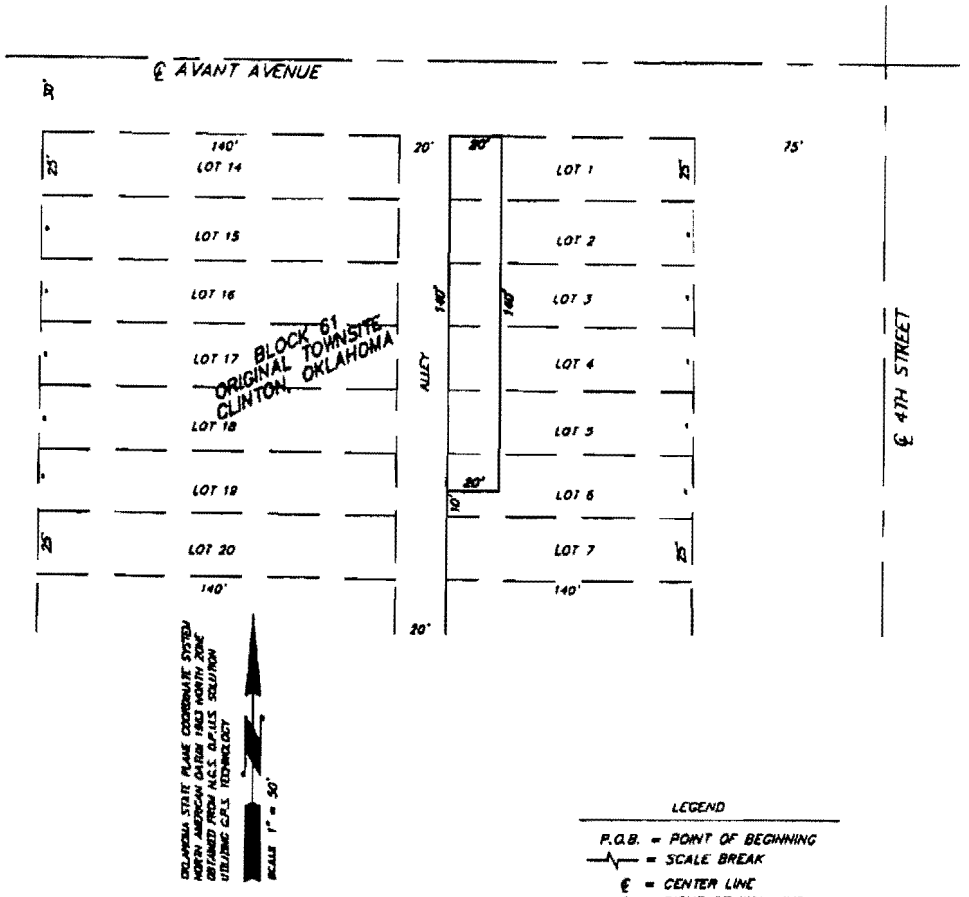
Subscribed and sworn to before me the undersigned, a Notary Public in and for the Commission, State of Oklahoma this 27th day of August, 2012.

Notary Public No. 99009815

My Commission expires: July 5, 2015.

DESCRIPTION OF PROPOSED UTILITY EASEMENT

The West 20.00 feet of the North 16.00 feet of Lot 6 and the West 20.00 feet of Lot 1, Lot 2, Lot 3, Lot 4, and Lot 5 all in Block 61, in the Original Townsite of the City of Clinton, Custer County, State of Oklahoma according to the recored plat thereof.



LEGEND

P.O.B. = POINT OF BEGINNING
= SCALE BREAK
℄ = CENTER LINE
R/W = RIGHT OF WAY LINE

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HAROLD GUNNING SURVEYING
P.O. BOX 136 1108 EAST MAIN (580) 832-3381
CORDELL, OKLAHOMA 73632
C. A. Number 2248 Expiration Date: 6-30-2013

CITY OF CLINTON
FIRE STATION
PROPOSED UTILITY EASEMENT'S

REVISIONS

CERTIFICATE OF SURVEY

I, Gregory H. Gunning, a Registered Professional Land Surveyor of the State of Oklahoma, hereby certify that a careful survey of a tract of land has been made under my supervision as described hereon below. I further certify to the best of my knowledge and belief that all the information shown hereon is true and correct.

Signed Gregory H. Gunning this 5th day of September, 2012.

Registered Professional Land Surveyor, O.K.L.A. No. 1375

GREGORY H. GUNNING L.S. 1375

Subscribed and sworn to before the undersigned, a Notary Public in and for the County of Washita, State of Oklahoma this 5th day of September, 2012.

Notary Public

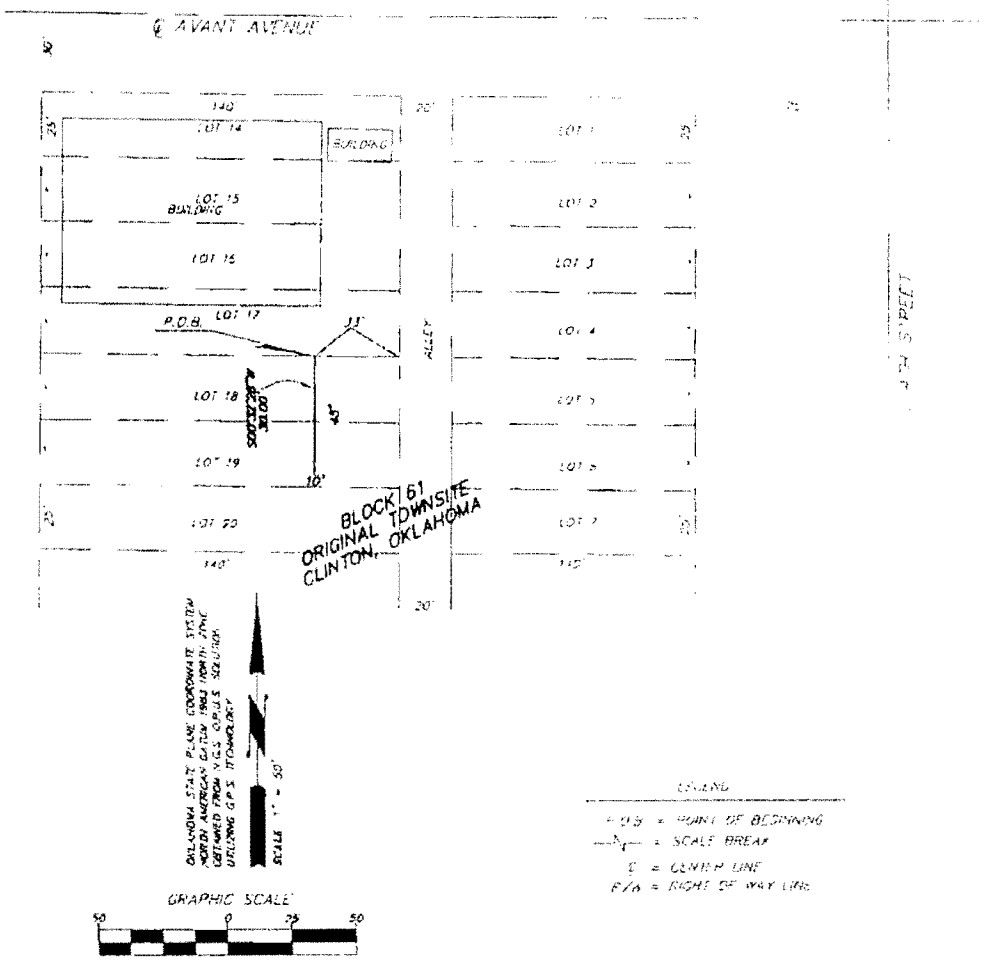
My Commission Expires July 5, 2015

DORIS GUNNING NOTARY PUBLIC IN AND FOR STATE OF OKLAHOMA WASHITA COUNTY

DESCRIPTION OF PROPOSED UTILITY EASEMENT

A strip, piece or parcel of land lying in Lot 18 and Lot 19, Block 61 of the Original Townsite of Clinton according to the recorded plat thereof, in Custer County, Oklahoma, for the purpose of utilities, said strip being 10 feet wide and being 5.00 feet on each side of the following described centerline:

Beginning at point on the North line of said Lot 18, said point being 33.00 feet West of the Northeast corner of said Lot 18, thence South 00°32'28" West parallel with the East line of said Lot 18 a distance of 45.00 feet to a point:



LEGEND

P.O.B. = POINT OF BEGINNING

= SCALE BREAK

℄ = CENTER LINE

R/W = RIGHT OF WAY LINE

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THIS PLAT OF SURVEY MEETS THE OKLAHOMA MINIMUM STANDARDS FOR THE PRACTICE OF LAND SURVEYING AS ADOPTED (EFFECTIVE MAY 11, 2011) BY THE OKLAHOMA STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS

HAROLD GUNNING SURVEYING
P.O. BOX 126 1126 EAST MAIN (580) 832-3281
CORDELL, OKLAHOMA 73632
C.A. Number 1248 Expiration Date 6-30-2013

CITY OF CLINTON
FIRE STATION
PROPOSED UTILITY EASEMENTS

CERTIFICATE OF SURVEY

I, Gregory H. Gunning, a Registered Professional Land Surveyor of the State of Oklahoma, hereby certify that a careful survey of a tract of land has been made under my supervision as described hereon below. I further certify to the best of my knowledge and belief that all the information shown hereon is true and correct.

Signed and sealed this 14th day of August, 2012

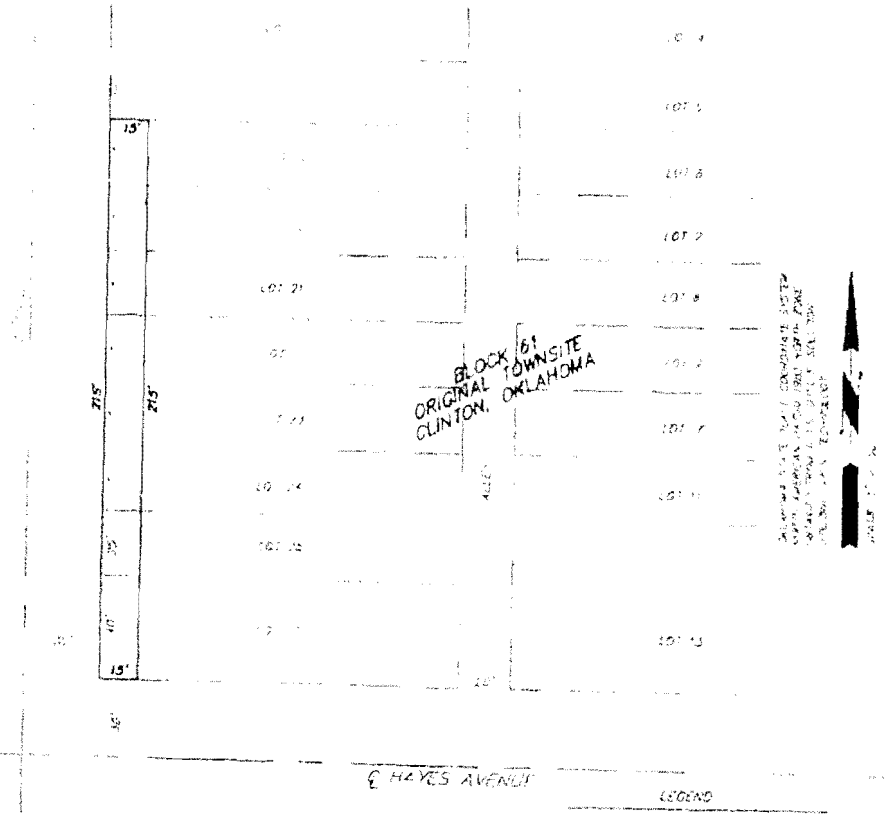
Registered Professional Land Surveyor GREGORY H. GUNNING No. 1375

Subscribed and sworn to before me, the undersigned, a Notary Public in and for Custer County, Oklahoma this 14th day of August, 2012.

My Commission Expires: 2015

DESCRIPTION OF PROPOSED UTILITY EASEMENT

The West 15.00 feet of Lots 19 through 25 inclusive, all being in Block 61, in the Original Townsite of the City of Clinton, Custer County, State of Oklahoma according to the recorded plat thereof.



GRAPHIC SCALE

0 25 50

(IN FEET)

1 INCH = 50 FT

LEGEND

POB = POINT OF BEGINNING

= SCALE BREAK

€ = CENTER LINE

R/W = RIGHT OF WAY LINE

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HAROLD GUNNING SURVEYING
P.O. BOX 126 1108 EAST MAIN (580) 832-2201
CORDELL, OKLAHOMA 73632

C.A. Number 2748 Expiration Date: 6-30-2013

CITY OF CLINTON
CUSTER COUNTY, OKLAHOMA
PROPOSED UTILITY EASEMENTS

REVISIONS

CERTIFICATE OF SURVEY

I, Gregory H. Gunning, a Registered Professional Land Surveyor of the State of Oklahoma, hereby certify that a careful survey of a tract of land has been made under my supervision as described hereon below. I further certify to the best of my knowledge and belief that all the information shown hereon is true and correct.

Signed and Dated this 14th day of August, 2012

Registered Professional Land Surveyor No. L.S. 1875

Subscribed and sworn to before me the undersigned, a Notary Public in and for said County and State of Oklahoma on this 14th day of August, 2012

My Commission Expires July 6, 2015

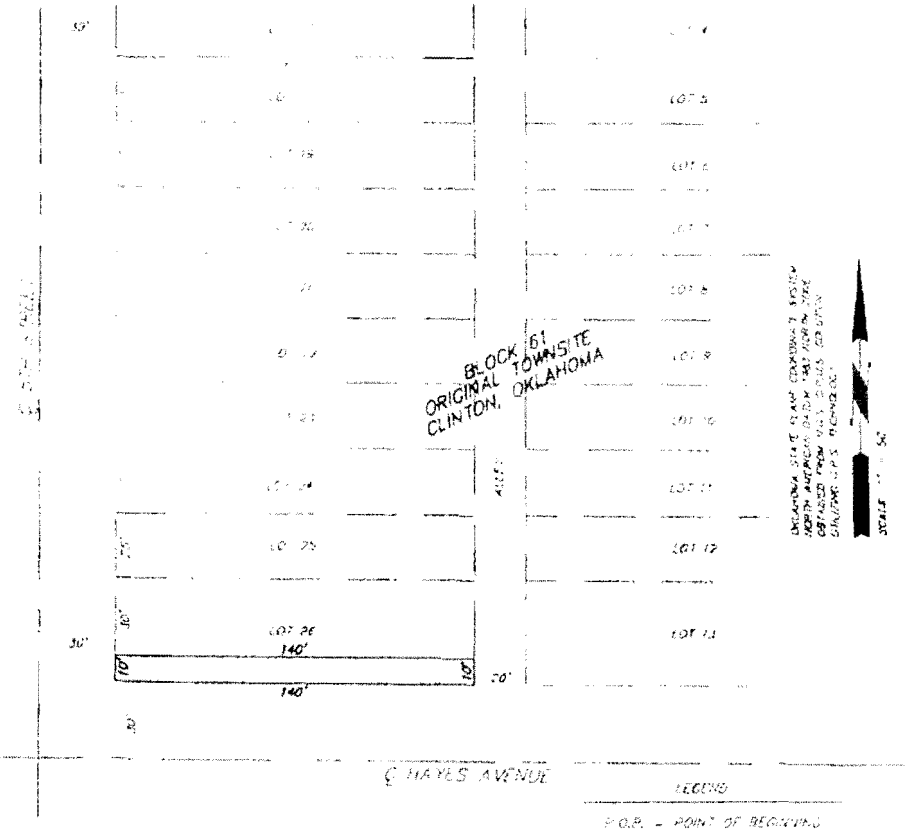
Notary Public No. 99005915

DORIS GUNNING NOTARY PUBLIC IN AND FOR STATE OF OKLAHOMA WASHINGTON COUNTY

REGISTERED LAND SURVEYOR GREGORY H. GUNNING L.S. 1875 OKLAHOMA

DESCRIPTION OF PROPOSED UTILITY EASEMENTS

The South 10.00 feet of Lot 25, Block 61, Original Townsite of the City of Clinton, Custer County, State of Oklahoma as shown by the recorded plat thereof.



C HAYES AVENUE

LEGEND

P.O.B. = POINT OF BEGINNING

= SCALE BREAK

℄ = CENTER LINE

R/W = RIGHT OF WAY

GRAPHIC SCALE

50 0 25 50

(IN FEET)

1 inch = 50 ft.

NOTE

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HAROLD GUNNING SURVEYING
P.O. BOX 126 1108 EAST MAIN (580) 323-2141
CORDELL, OKLAHOMA 73632

C. A. Number 2746 Expiration Date: 6-30-2013

CITY OF CLINTON
FIRE STATION
PROPOSED UTILITY EASEMENTS

REVISIONS

CERTIFICATE OF SURVEY

I, Gregory H. Gunning, a Registered Professional Land Surveyor of the State of Oklahoma, hereby certify that a careful survey of a tract of land has been made under my supervision as described hereon below. I further certify to the best of my knowledge and belief that all the information shown hereon is true and correct.

Signed and sealed this 14th day of August, 2012.

Registered Professional Land Surveyor No. L.S. 1375

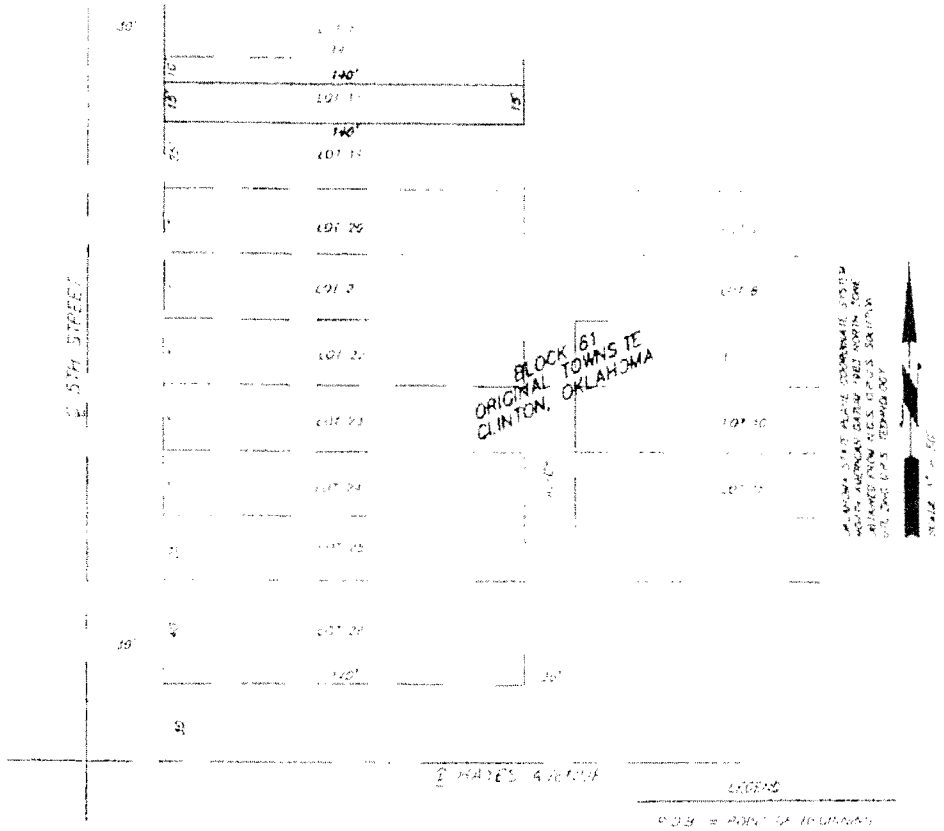
Subscribed and sworn to before me, the undersigned, a Notary Public in and for the County of Washita, State of Oklahoma, this 14th day of August, 2012.

Notary Public No. 88009915

My Commission expires July 5, 2015.

DESCRIPTION OF PROPOSED UTILITY EASEMENT

The South 15.00 feet of Lot 18 in Block 61 in the Original Townsite of the City of Clinton, Custer County, State of Oklahoma according to the recorded plat thereof.



GRAPHIC SCALE

50 0 25 50

(IN FEET)

1 inch = 50 ft

LEGEND

- ○ = POINT OF BEGINNING
- SCALE BREAK
- ℄ = CENTER LINE
- R/W = RIGHT OF WAY LINE

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HAROLD GUNNING SURVEYING
P.O. BOX 158 1108 EAST MAIN (580) 832 2661
HOWELL, OKLAHOMA 73036

A.K.A. 16 MAY 2012 DRAWN BY: K. SCOTT

REVISIONS