PUBLIC NOTICE OF A REGULAR MEETING
OF THE PUBLIC WORKS AUTHORITY
TUESDAY, AUGUST 19, 2014 AT 5:30 PM
CLINTON CITY HALL

AGENDA

Meeting status: Completed

Original source: https://agendas.clintonok.gov/archive/2014/081914/launch.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2014/081914/council.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2014/081914/publicwork.htm

1. Call to Order

2. Opening Prayer /Pledge Pat Peters, Clinton Church of Christ

3. Consent Agenda

    A. Consider Approval of Minutes on August 5, 2014
    Special meeting minutes of August 1, 2014

4. Action Items:

    A. Severn Trent Phase One Update

    B. Consider amendment to Phase One agreement with Severn Trent Environmental Services, Inc.

5. Trustee's Report

6. City Manager's Report

7. Audience Participation

8. Adjournment

    A. Proceed to City Council agenda

Filed this 15th day of August, 2014. Posted on the bulletin board in the lobby of the Clinton City Hall on August 15, 2014 at 2:30 p.m.

MINUTES OF CLINTON PUBLIC WORKS AUTHORITY MEETING
AUGUST 5, 2014

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Public Works Authority 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 August 1, 2014.

Chairman 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
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
NEWS MEDIA: Gerald Green, Rod Serfoss, and Mike Smith
OTHERS: Randy Carpenter, Kris Wermy, Julie Menge, Jeremy Brush, Donald Webb, Shona Stermer, Danny George, Mary Helen Jones, Dave Thorpe, Rick & Tina Challis, Gene McCullough, Stephanie Cerling, Narci Smith, Valerie Miller, Ray Schapansky, Betty Schumacher, Bobbie Greenroyd, Kelly Somner, Debbie Tupper, Keaton Modi, Tim Miller, Charles Belter, David Crabtree, Curtis Maloy, Ron & Jeanie Engle, Wade and Bailey Anders, Cheryl McCullers and others.

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

AGENDA ITEM NO. 3: CONSENT AGENDA

A. Minutes of Regular Meeting of July 15, 2014 and Emergency meeting of July 25, 2014
B. Consider Claims

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

Chairman put the motion to a roll call vote:

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

Chairman declared the motion carried.

AGENDA ITEM NO. 4 ACTION ITEMS

4A. SEVERN TRENT WATER UPDATE

Project Manager Stephanie Cerling reported on the activities of the past two weeks. She said that meetings had been held with the Oklahoma Water Resource Board and Oklahoma Department of Environmental Quality to obtain specific information regarding permitting and construction. She reported that the driller is here this week and is focusing on the golf course test well location and the west well site.

Cerling explained short term options that were discussed with DEQ and the time frame and

requirements. She said the west well lease agreement was confirmed last night and the water quality data was received last night. She explained the option of blending the water with Foss water. She also reported that a meeting was held with Bar-S Food to discuss water quality.

Cerling said that work will continue with the engineering to move forward with the short term solutions. She said that DEQ would need to review the details before permitting could be expected.

City Attorney Ryan Meacham said that a lease of water rights west of town has been confirmed with an agreement for a thirty year option. He said the owner has agreed.

Jeremy Brush said the existing well is not an option for blending of water with Foss water.

Cerling said the time frame would be 30 days from approval of Phase II.

Trustee Hulin asked about the cost comparison for reverse osmosis system.

Jeremy Brush said the numbers would be available at the August 19th meeting.

Trustee Rodolph asked if there in any way to use the existing well without the reverse osmosis system.

Stephanie Cerling confirmed.

Trustee Sami asked if two weeks would be the gain if the reverse osmosis system were installed.

Cerling confirmed.

There was discussion regarding blending of water and time frame for short term solutions.

4B. CONSIDER LEASE OF WATER RIGHTS WEST OF TOWN

City Attorney Ryan Meacham reported that a Groundwater Lease agreement had been executed by Johnnie Dixon which contains 900 acre feet per the OWRB permit application at a rate of $50,000 annually for the continued use and right of the lease. This entitles the City to 119,047,619 gallons of water. After that, the City will pay Mr. Dixon $.50 per thousand gallons taken. He explained that the agreement has provision if there is no water and damages in the event that piping is needed. He reported that there are several different site options available on the property.

Motion was made by Trustee Rodolph and seconded by Trustee Sami to approve the Groundwater lease agreement with Johnnie Dixon with the terms of the lease as presented.

Chairman put the motion to a roll call vote:

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

Chairman declared the motion carried.

4C. REQUEST AUTHORIZATION FOR INSTALLATION OF A TEMPORARY TREATMENT SYSTEM AT THE WEST WELL SITE

Item was tabled.

AGENDA ITEM NO. 5 TRUSTEE REPORT

Trustee Hulin thanked Farmrail for the work they completed the on railroad tracks on North 13th Street.

AGENDA ITEM NO. 6: MANAGER'S REPORT

City Manager Mark Skiles expressed his appreciation for the time spent by several informing him of the water situation.

AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

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

Chairman put the motion to a roll call vote:

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

Chairman declared the meeting adjourned at 6:05 p.m.

SPECIAL MEETING OF CLINTON PUBLIC WORKS AUTHORITY MEETING AUGUST 1, 2014

Minutes of the special meeting of the Chairman and Trustees of the Clinton Public Works Authority, Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Friday, August 1, 2014 at 12:00 p.m. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on Tuesday, July 29, 2014.

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

MAYOR: Seth Adams
COUNCIL: Don Rodolph, Wheeler Lowry, Jason Hulin, Mustafa Sami
ACTING CITY MANAGER: Lisa Anders
DEPUTY CITY CLERK: Shona Stermer
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
NEWS MEDIA: Gerald Green
OTHERS: Randy Carpenter, Kris Wermy, Donald Webb, Dave Thorpe, Gene McCullough, David Crabtree, Toby Anders, Paul Brown, Mike Smith, Dave Gerbrandt, Jason Jones, Kevin Jones, Connie & Mike Burden, Travis Sperle, Rod Serfoss, Lucas Martinez, Amy Jones, Bobbi Greenroyd, Kyle Bloomer, Gary Kluckner, Dustin Giddens, and others.

AGENDA ITEM NO. 2: REQUEST AUTHORIZATION TO NEGOTIATE WITH OSIDA (OKLAHOMA SPACE INDUSTRY DEVELOPMENT AUTHORITY REGARDING A WATER AGREEMENT

Donald Webb, Public Works Director, reported that OSIDA's facility manager called two days ago and discussed the water from them to Clinton Lake. OSIDA and Donald Webb had a verbal agreement for 10 cents for 1,000 gallons at a rate of 50 gallons a minute. The well has been pumping for the last two years. We will read the meters each month and then send OSIDA the readings.

Trustee Hulin asked if this was an agreement that Donald Webb, Steve Hewitt and OSIDA made. Donald Webb stated that it is not.

Trustee Hulin stated that he looked through e-mails and there were several items that seem redundant. He stated that Steve Hewitt had worked this agreement out with OSIDA at some point.

Trustee Rodolph stated he thought this was worked out at least a year ago but was not aware we are getting water from that pump.

Donald Webb stated that pump has been running nonstop for two years. Webb also stated that we need this water for KOA Campground and houses. Webb stated that we are not taking any water from wells on the airpark at Burns Flat.

Trustee Hulin stated today was the first he was hearing about OSIDA. Hulin asked why there was no commentary with the agenda. Hulin stated that he feels that this could have been resolved with a letter and then we could have talked about this at the next City Council meeting.

Donald Webb stated that the City was given directives that far exceeded the spending limits of Lisa Anders and him at the emergency meeting on July 25, 2014.

Trustee Hulin stated that we were in agreement at that point that those wells were not going to be pumped and the Clinton Lake has been turned off.

Donald Webb reported that Clinton Lake had been turned off at 7:00 a.m. this morning.

Chairman Seth Adams stated that we need to make sure we have the water rights.

Motion was made by Trustee Rodolph and second by Trustee Lowry to approve authorization to negotiate with OSIDA regarding a water agreement.

Chairman put the motion to a roll call vote:

Aye: Rodolph, Lowry, Sami, Rodolph, Adams
Nay: None

Chairman declared the motion carried.

AGENDA ITEM NO. 3: REQUEST AUTHORIZATION TO PURCHASE POLY PIPE FOR TRANSMISSION OF WATER FROM CANUTE TO CLINTON LAKE

Donald Webb reported that he went to a meeting in Oklahoma City with Burns & McDonnell and the Oklahoma Water Resource Board. They discussed the poly pipe at length. DEQ requires construction permits and variance also. Neither entity wanted water to be put into Clinton Lake. Webb also reported that Canute has not done anything with the Oklahoma Water Resource Board on getting water rights. Donald Webb stated they are proposing two wells and a 500,000 gallon storage tank. Canute's future plans, as they expand, for Clinton and Canute is to use that storage tank.

Trustee Rodolph stated that he does not think we need to discuss poly pipe. Rodolph stated he found out in the last couple of days that we can't take water from the two existing wells. If we try to, we trigger the pay provision in the contract. If the wells cave in, we will still be paying for it.

Public Works Director, Donald Webb stated that he feels that agenda items 3, 4, and 5 run the same course and action.

No action was taken.

AGENDA ITEM NO. 4: REQUEST AUTHORIZATION TO LEASE A BOOSTER PUMP FOR THE TRANSMISSION LINES TO CLINTON LAKE

No action was taken.

AGENDA ITEM NO. 5: REQUEST AUTHORIZATION TO INSTALL WELL PUMPS AT CANUTE WELL FIELD

No action was taken.

AGENDA ITEM NO. 6: REQUEST AUTORIZATION FOR INSTALLATION OF A TEMPORARY TREAMENT SYSTEM AT THE WEST WELL SITE

Donald Webb stated that the team is trying to find a solution. The team presented two options to Webb.

Option one: Construction of a new well and can be completed within 60 to 75 days. It would give the City 1,000,000 gallons a day. It would be blended with water from Foss and would be per DEQ standards.

Option two: Use of existing well and setting up a reverse osmosis system. This option could be completed in two weeks but would be more costly.

Trustee Hulin stated that he looked at e-mails from August and September 2012 and wells were tested for water quality. Negotiations were being made with engineers to utilize this resource and it is being brought up again in a meeting. Hulin asked was it accurate in 2012 that it could be blended with Foss. Webb stated he do not have acknowledge of 2012 and stated that he was not the Public Works Director at that time.

Trustee Sami asked if we had to use Clinton Lake, how long would that water last and how much have we spent over the weekend trying to get the City water. Webb stated that it would probably last approximately 20 days and the City probably has spent around $20,000.

Chairman Adams stated that if we wait too long because we are afraid of money, we run the risk of putting ourselves in a jam of not having water.

Trustee Sami stated that we can't authorize without costs. Chairman Adams stated that he agrees and asked if Severn Trent can come in before the August 19th meeting and talk about possible financing.

No action was taken.

AGENDA ITEM NO. 7: REQUEST AUTHORIZATION TO STOP PRODUCTION OF WATER AT CLINTON LAKE

Motion was made by Trustee Sami and second by Trustee Lowry to give authorization to stop production of water at Clinton Lake.

Chairman put the motion to a roll call vote:

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

Chairman declared the motion carried.

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Trustee Lowry and second by Trustee Hulin to adjourn the meeting.

Chairman put the motion to a roll call vote:

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

Chairman declared the meeting adjourned at 12:34 p.m.

August 15, 2014

FIRST AMENDMENT TO CONSULTING AGREEMENT BY AND BETWEEN SEVENT TRENT ENVIRONMENTAL SERVICES, INC. AND THE CLINTON (OK.) PUBLIC WORKS AUTHORITY

WHEREAS, in July 2010, Severn Trent Environmental Services, Inc. (the "Consultant") and the Clinton Public Works Authority, an Oklahoma Public Trust organized and existing under and by virtue of the laws of the State of Oklahoma (the "CPWA") entered into an Operation and Maintenance Agreement which was subsequently amended on in July 2012; and

WHEREAS, in May 2014, the Consultant and CPWA entered into a Consulting Agreement pursuant to which the Consultant agreed to develop a technical approach and proposal for the development and treatment of the CPWA's water supply and to construct a new water treatment facility; and

WHEREAS, the parties agree that the need has arisen to design and permit, on an expedited basis, an emergency water supply system while the Consultant undertakes the services to be provided under the Consulting Agreement; and

WHEREAS, based on the foregoing, the parties now desire to make certain changes to the Consulting Agreement pursuant to the terms of this First Amendment.

NOW, THEREFORE, in consideration of the mutual promises contained herein and subject to the terms and conditions herein stated, the parties hereby agree to amend the Agreement as follows:

1. All capitalized terms contained in this First Amendment and not specifically defined herein, shall have the meaning provided to such terms in the Consulting Agreement.

2. The parties have amended and restated Section 1 (Scope of Professional Services) of the Consulting Agreement in its entirety to read as follows:

> The Consultant shall define the technical approach to developing an adequate water supply and the costs of development and treatment of the water supply by providing the Professional Services set out in Schedule 1 and Schedule 3 of this Agreement (the "Services"). Nothing in this Agreement shall commit the parties to continue with Phase II following completion of Phase I. Satisfactory resolution of Phase I issues, in the sole opinion of CPWA, is a condition precedent to the initiation of Phase II.

3. The parties have amended and restated Section 3 (Fees) of the Consulting Agreement in its entirety to read as follows:

> The Consultant shall provide the Services for the Fees set out in Schedule 2 and Schedule 3 of this Agreement. If the CPWA decides to proceed with Phase II, it shall have the option to roll the Fees for Phase I into the cost of Phase II. In the event that the CPWA decides not to proceed with Phase II, it shall pay the Consultant the Fees within 30 days of receipt of Consultant's invoice.

4. The parties have agreed to remove certain services from Section 10 of Schedule 1 and have amended and restated Section 10 of Schedule 1 of the Consulting Agreement in its entirety to read as follows:

> Optional task: hydraulic modeling of the Water distribution system.
>
> - Digitize existing paper water distribution maps.
> - Create GIS Data base of existing distribution system assets as depicted in the paper maps provided by the City.

- Prepare model framework and operating parameters.

5. The parties have added "Schedule 3 – Design and Permitting of Emergency Water Supply" to the Consulting Agreement as attached to this First Amendment.

6. Except for the specific amendments to the Consulting Agreement as provided in this First Amendment, all other provisions contained in the Consulting Agreement are and shall remain in full force and effect.

AGREED BY: Severn Trent Environmental Services, Inc. (Consultant)	AGREED BY: Clinton Public Works Authority (CPWA)
_____ (Name and Title)	_____ (Name and Title)

Schedule 3
Design and Permitting of Emergency Water Supply System

A. Term

The services set out in this Schedule 3 shall commence on ___, 2014 and are expected to conclude within ninety (90) days from commencement.

B. The Services

1. Develop and submit to the Oklahoma DEQ three (3) copies of an engineering report for proposed new construction and modifications to Clinton's Public Water System (per Oklahoma DEQ Rules and Regulations Title 252, Chapter 626) consisting of the following items:

- Installation of a new potable water well on the Dixon property.
- Installation of on-site disinfection to meet groundwater treatment requirements.
- Installation of a pipeline from the new potable water well to Clinton's existing distribution system.
- Blending of water from the Dixon well with water from the Foss Treatment Facility in the existing 2.0 million gallon storage tank in Clinton..

2. Develop and submit an application to the Oklahoma DEQ for a permit to construct the aforementioned facilities including the development of plans and specifications (per Oklahoma DEQ Rules and Regulations Title 252, Chapter 626).

3. Develop and submit an application for a railroad pipeline easement.

C. The Fees

A final unit price for water produced at the City's facility will be provided as a subset to the Phase II ("Phase IIA") of this Agreement. Should the CPWA choose not to agree to proceed with Phase II, the CPWA will pay the Consultant for Phases I and IIA within thirty (30) days of the receipt of the Consultant's invoices for the Services.

PUBLIC NOTICE OF A REGULAR MEETING
OF THE CITY COUNCIL
TUESDAY, AUGUST 19, 2014 AT 5:30 PM
CLINTON CITY HALL

AGENDA

Meeting status: Completed

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Original authority agenda: https://agendas.clintonok.gov/archive/2014/081914/publicwork.htm

1. Call to Order

2. Opening Prayer /Pledge Pat Peters, Clinton Church of Christ

3. Consent Agenda

    A. Consider Approval of Minutes of August 5, 2014
    Special Meeting of August 1, 2014

4. Action Items:

    A. Consider Resolution No. 830 regarding election of Trustee to Oklahoma Municipal Retirement Fund

    B. Consider Resolution No. 831 establishing the 2014 CDBG CIP Planning Activities Committee

    C. Consider Ordinance No. 952 regarding renewal of Cable One Franchise Agreement

5. Council Report

6. City Manager's Report

7. Audience Participation

8. Adjournment

Filed this15th day of August, 2014. Posted on the bulletin board in the lobby of the Clinton City Hall on August 15, 2014 at 2:30 p.m.

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 Wermy 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 SYSTM 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 Wermy 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 Wermy 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 RESOLTUION 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 RESOLTUION 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:
Lisa Anders
_____

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:

Lisa Anders

City Clerk, City of Clinton,
Oklahoma

SPECIAL MEETING OF THE CLINTON CITY COUNCIL
AUGUST 1, 2014

Minutes of the special meeting of the Mayor and City Council of the City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Friday August 1, 2014 at 12:00 p.m. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on Tuesday, July 29, 2014.

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

MAYOR: Seth Adams
COUNCIL: Don Rodolph, Wheeler Lowry, Jason Hulin, Mustafa Sami
ACTING CITY MANAGER: Lisa Anders
DEPUTY CITY CLERK: Shona Stermer
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
NEWS MEDIA: Gerald Green
OTHERS: Randy Carpenter, Kris Wermy, Donald Webb, Dave Thorpe, Gene McCullough, David Crabtree, Toby Anders, Paul Brown, Mike Smith, Dave Gerbrandt, Jason Jones, Kevin Jones, Connie & Mike Burden, Travis Sperle, Rod Serfoss, Lucas Martinez, Amy Jones, Bobbi Greenroyd, Kyle Bloomer, Gary Kluckner, Dustin Giddens, and others.

2. CONSIDER AND DISCUSS THE EMPLOYMENT, HIRING, APPOINTMENT, PROMOTION, RESIGNATION OR DISGNATION OF DUTIES OF THE CITY MANAGER INCLUDING AN EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. ss 307B(1)

Councilman Rodolph stated that he feels we do not need to have an executive session.

Motion was made by Councilman Hulin and second by Councilman Sami extend employment contract to Mark Skiles with a bi-weekly rate of $3,846, which would be approximately $100,000 per year and providing Mr. Skiles a vehicle per the contract as presented.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

AGENDA ITEM NO. 3: ADJOURNMENT

Motion was made by Councilman Hulin and second by Councilman Rodolph to adjourn the meeting.

Mayor put the motion to a roll call vote:

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

Mayor declared the meeting adjourned at 12:40 p.m.

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Resolution No. 830 regarding election of Trustee to Oklahoma Municipal Retirement Fund

Staff Source: Lisa Anders, City Clerk

History/Background Information: The City of Clinton participates in the Oklahoma Municipal Retirement Fund and is eligible to vote for the Trustees serving on the board. There are twelve nominations for the position of Trustee at-large. A brio with information provided by each nominee is attached.

Item/Subject Summary: Approval of the Resolution with the selection of the nominee will be submitted to the Oklahoma Municipal Retirement Fund. This will serve as the ballot for the election for the at-large position.

Price/Cost:

Recommendation: Approval of Resolution 830 regarding election of Trustee to OMRF Board

RESOLUTION NO. 830

OFFICIAL BALLOT

A RESOLUTION OF City of Clinton **(employer name) CASTING A VOTE FOR ONE TRUSTEE OF THE OKLAHOMA MUNICIPAL RETIREMENT FUND (OkMRF) TO FILL THE EXPIRING TERM OF TRUSTEE AT-LARGE.**

WHEREAS, City of Clinton, participates in the OkMRF and is eligible to cast one vote for the Trustee office of the OkMRF Board to fill the expiring term for Trustee at-large position; and

WHEREAS, no vote can be split or cast in any fraction or part of the whole; and

WHEREAS, the Authorized Agent indicates the results of our vote on the ballot and returns this ballot to the Trust Administrator between July 20, 2014, and August 30, 2014.

NOW, THEREFORE, BE IT RESOLVED by the Mayor/Chair and City Council/Board, of the participating employer City of Clinton, that its vote for the Trustee shall be cast for the following nominee (fill in name of nominee):

1. _____

*****END*****

The undersigned hereby certify that the foregoing Resolution was duly adopted and approved by the Mayor/Chair and City Council/Board of the participating employer of City of Clinton on the _____day of _____, _____.

_____
Mayor/Chair

Attest (Seal):

_____
City Clerk/Secretary/Authorized Agent

TO ENSURE DELIVERY, PLEASE CALL 1-888-394-6673 EXT. 100

MAIL RESOLUTIONS TO:
OKLAHOMA MUNICIPAL RETIREMENT FUND
525 CENTRAL PARK DRIVE, SUITE 320
OKLAHOMA CITY, OK 73105

Jodi Cox
Executive Director & CEO

BOARD OF TRUSTEES

DONNA DOOLEN
ADA
DISTRICT 3

LEROY LAGE
WATONGA
DISTRICT 8

MARCY LAMB
STILLWATER
DISTRICT 5

JIM LUCKETT, JR.
EL RENO
AT-LARGE

BOB PARK
SALLISAW
DISTRICT 2

JOHN SHUGART
BETHANY
DISTRICT 6

ED TINKER
GLENPOOL
DISTRICT 1

GEORGE WILKINSON
WEATHERFORD
DISTRICT 7

BERTHA ANN YOUNG
SHAWNEE
DISTRICT 4

July 14, 2014

Dear Member:

The Oklahoma Municipal Retirement Fund ("OkMRF") has received twelve (12) nominations for the position of Trustee at-large:

1. Grayson Bottom
2. Ken Campbell
3. Ted Graham
4. Jay L. Heinrichs
5. John "Guy" Henson
6. Brian Holland
7. Robert Johnston
8. John Noblitt
9. Mike Nunneley
10. Mary Rupp
11. Gaylord Z. Thomas
12. Mark Whinnery

The governing body of each OkMRF member may cast by resolution one (1) vote to fill the Trustee position. Enclosed please find a sample resolution which can be used as your ballot in the 2014 OkMRF Board of Trustees election for the at-large position.

The list of nominees is enclosed including a brief bio with information provided by each nominee.

The ballot must be returned to the OkMRF office **by August 30, 2014**. The nominee receiving the largest number of votes shall be elected to the office of OkMRF Trustee representing the entire membership.

We sincerely appreciate and encourage your participation in the election process. If you should have any questions about the election process, please call.

Sincerely,

Jodi S. Cox

Enclosure

2014 ELECTION OF TRUSTEE – TRUSTEE-AT-LARGE
OKLAHOMA MUNICIPAL RETIREMENT FUND ("OkMRF")

The governing body of each employer is entitled to cast by resolution one vote for the office of OkMRF Trustee-at-Large. The resolution must be returned no later than August 30, 2014. Please note: **Resolutions should be signed with a seal affixed to the ballot. Any resolutions unsigned, will not be valid. To ensure your ballot has been received in the OkMRF office, please call 1-888-394-6673, Ext 100 on or before August 30, 2014.**

CAST ONE VOTE FOR ONE (1) OF THE TWELVE (12) FOLLOWING NOMINEES ON THE ENCLOSED RESOLUTION:

GRAYSON BOTTOM

- Mr. Bottom holds a Bachelor's degree in Business Administration and a Master's degree in Education from Southwestern State College.
- Presently he is the City Manager of Yukon.
- Mr. Bottom has been a teacher, coach, banker and an Economic Development Director.
- He started his career in City Management in 2003.
- He has held many post graduate certifications including Economic Development Finance Professional by the National Development Council, Master Consultant for Business Retention and Expansion International, Certified Lender for the Export Import Bank of the United States, Certified Community Developer by the Community Development Society and a graduate of Leadership Canadian County.
- He has been an instructor for the University of Oklahoma Economic Development Institute leading courses in Rural Development Issues and Finance as well as Community Development Institute at the University of Central Arkansas
- Mr. Bottom is currently a board member of the City Managers Association of Oklahoma.
- He is a member of the International City Managers Association.
- Mr. Bottom serves as a board member of the Yukon Chamber of Commerce.
- He is a member of the Governing Board of Integris Canadian Valley Hospital.
- He is a member of the Oklahoma Municipal League Legislative Committee.
- He has been recognized as 2012 Citizen of the Year by the Oklahoma Library Association.
- He was named 2013 Public Official of the Year by the Oklahoma Emergency Management Association of Oklahoma.

KEN CAMPBELL

- Mr. Campbell holds a Bachelor's degree with a major in Accounting and a minor in Computer Science from Southeastern Oklahoma State University.
- Presently he is the Finance Director/City Clerk for the City of Ardmore.
- Prior to that he was the accounting technician, internal auditor and City Treasurer for the City of Ardmore.
- Mr. Campbell started his career in Ardmore City Government in 1993.
- He currently serves as an ex officio member on the Board of Trustees of two Authorities of the City: the Ardmore Tourism Authority and the Hardy Murphy Coliseum Authority.
- He received the GFOA Distinguished Budget Award for the City of Ardmore for the past fifteen consecutive years.
- He has been married to his wife, Mary, for twenty-nine (29) years and has three sons, two grandsons and one granddaughter.
- He is a member of Faith Southern Church.
- Mr. Campbell is a member of IIMC, GFOA and OMCTFOA.
- He believes the Oklahoma Municipal Retirement Fund is an excellent organization with an exceptional staff.
- He is committed to hard work and keeping the great reputation intact that OkMRF has achieved.
- Mr. Campbell serves as the plan administrator of Ardmore's retirement fund and would consider it an honor to serve as an OkMRF Board Trustee.

TED GRAHAM

- Mr. Graham attended New Mexico State University in Las Cruces, New Mexico and is a graduate of Oklahoma Agriculture Leadership Program Class 13.
- He is presently the City Manager of the City of Henryetta.
- Prior to that he was the Guymon City Manager, where he started his Oklahoma career in City Management in 2005. He brings solid leadership and actively promotes employee benefits that are necessary for employee retention and career development.
- Mr. Graham has worked on having the best and most affordable retirement plan and has stressed retirement planning and investment strategy to help employees achieve their retirement goals.
- He is married to Nadine, who is an educator and coach, which has made their lives active in all sports.
- Together, he and Nadine have four children and uniquely they are two sets of twins, 11 years apart. His children are active in rodeo, basketball, softball, swimming, 4-H and FFA.
- He is a native New Mexican that transplanted to Oklahoma with an agricultural background in the livestock marketing and cattle raising sector.
- He is active in the City Management Association of Oklahoma (CMAO), Oklahoma Municipal Utility Providers (OMUP) and Oklahoma Municipal League (OML). His passion is wastewater reuse which is an integral part of Oklahoma's long term water plan. He also assisted in the accreditation program in CMAO and developing membership.
- His goal is to continue to manage Oklahoma's best assets – the people who work in municipal government statewide by providing them a quality retirement program.
- Mr. Graham believes that OkMRF has set a standard that needs to continue today and into the future.
- He is grateful for the opportunity and would appreciate your support. If selected, he looks forward to serving as an OkMRF Trustee.

JAY L. HEINRICHS

- Mr. Heinrichs holds a Bachelor's degree in Accounting with a minor in Economics from Southwestern State University.
- Presently he is the Finance Services Manager for the City of Broken Arrow where he has worked for twenty-six (26) years.
- Prior to that he was the Deputy City Clerk for two (2) years for the City of Sand Springs.
- He started his career in City Government in 1986.
- Mr. Heinrichs has previously served on the OkMRF Board of Trustees for seventeen (17) years.
- As an OkMRF Board member he was the Chair of the Administrative Committee.
- He was appointed by his community to serve on the City of Sand Springs Personnel Board from 1989 to 2007, serving as Chairman the last four (4) years.
- Mr. Heinrichs served as President of the Government Finance Officers Association and the Oklahoma Municipal Clerks, Treasurers, and Finance Officials Association.
- He has served on the Vo-Tech Advisory Board.
- Mr. Heinrichs is married and has 3 children, 3 grandchildren and enjoys playing pickle ball, tennis, fishing, golf and hiking in the Ozarks.
- He serves as his church treasurer and was elected by the District Church to serve on the Finance Committee for the North East Oklahoma District Church, which includes forty-three (43) churches.

JOHN "GUY" HENSON

- Mr. Henson holds a Bachelor's degree in Political Science with Urban Emphasis from Wittenberg University in Springfield, Ohio.
- Graduating in 1979, he obtained his Master's degree in Urban and Regional Planning from the University of Florida.
- Presently he is the City Manager for the City of Midwest City and oversees a budget of $100,000,000.
- Prior to that he was a Zoning and Subdivision Administrator, Assistant City Planner, Grants Manager, Development Services Director and Assistant City Manager.
- He started his career in City Government with Midwest City in 1979 where he has worked for thirty-five (35) years.
- Mr. Henson serves as General Manager of three (3) public trusts, the most significant of which is the Midwest City Memorial Hospital Authority with a portfolio of $70,000,000.
- Midwest City offers a Defined Contribution plan with the Employer contributing 13.5% and a 457 Deferred Compensation plan to their employees.
- Mr. Henson serves on the Deferred Compensation Plan Advisory Committee which provides fiduciary oversight.
- He is married to Teresa who is the Associate Vice President for Administrative Offices and Controller to O.U. Health Sciences Center.
- Together, he and Teresa have 2 sons, Drew and Will. Drew graduated from Southwestern Oklahoma State University and Will graduated from the University of Oklahoma.

BRIAN HOLLAND

- Mr. Holland holds a Bachelor's degree in Accounting from Oklahoma City University.
- He passed the CPA exam the same year he graduated from College earning the highest score and Gold Medal in the state of Oklahoma.
- Presently he is the Director of Finance and Administration for the Oklahoma Municipal Assurance Group ("OMAG") in Edmond.
- OMAG provides liability, property, and workers compensation coverages to over 500 Oklahoma cities and towns.
- Mr. Holland's role at OMAG includes oversight and responsibility of OMAG's cash flow and investments including management of external consultants.
- Prior to that he retired from Oklahoma City University where he was the Chief Financial Officer for twelve (12) years.
- Mr. Holland oversaw the university's endowment investments, facilities, budgeting, accounting and business services functions.

ROBERT JOHNSTON

- Mr. Johnston, immediately following high school, spent four (4) years in the U.S. Marine Corps and subsequently completed his Bachelor's degree in Business Management with a minor in Philosophy from Cameron University.
- He is presently the City Manager for the City of Frederick.
- Prior to that he was an Administrative Assistant/Public Works Director of Clinton and the Tonkawa City Manager.
- He started his career in City Government in 1981.
- He has been an OkMRF plan participant for thirty-three (33) years.
- Mr. Johnston is very active in many local government organizations.
- He served as Board Member and President of CMAO, MESO and OML.
- He was Regional Vice-President of the International City/County Management Association (ICMA).
- He currently serves as Board Member and Secretary of the OMPA Board.
- He has completed coursework for a Master's of Public Administration at the University of Oklahoma and is a Credentialed Manager by the ICMA.
- Mr. Johnston was honored as the recipient of MESO's Ray Duffy Award.
- He also was honored as the recipient of OML's Don Rider Award.
- In 2013, Mr. Johnston was inducted to the Oklahoma Hall of Fame for City and Town Officials.

JOHN NOBLITT

- Mr. Noblitt holds a Bachelor's degree in Business Administration from Letourneau University.
- He is a Certified Public Manager through William P. Hobby Center for Public Service at Texas State University.
- Presently he is the City Manager of Lindsay.
- Mr. Noblitt has over twenty (20) years of experience in leading, managing and participating in comprehensive planning and policy programs in both public and private sectors.
- He is a Certified Floodplain Manager.
- He is a Six Sigma Black Belt.

MIKE NUNNELEY

- Mr. Nunneley is a 1977 graduate of the Oklahoma State University and holds a Bachelor's degree in Education.
- He is presently the Town Administrator for City of Mannford.
- Prior to that he was the Town Administrator for five years for the Town of Granite.
- He started his career in City Government in 1997 as a Trustee and then Mayor of the Town of Granite.
- Mr. Nunneley is very active in many local government organizations.
- He serves as District 4 Board representative of the City Management Association of Oklahoma (CMAO).
- He currently serves as an Executive Board Member of the Indian Nation Council of Government (INCOG).
- Prior to municipal government, he taught science, coached girls' basketball and worked as a bank Vice-President.
- Mr. Nunneley states that his most rewarding phase of his municipal profession to-date has been the opportunity to help fifty-three (53) Oklahoma Cities and Towns. Over the past decade, through CMAO, he and other City Managers have aided City Councils. He has presented two CMAO programs: *How to Hire a City Manager* and *Changing the Form of City Government.*

MARY RUPP

- Ms. Rupp holds a Bachelor's degree in Education (Business) from Kansas State University.
- Presently she is the City Manager of Perry.
- Prior to that she was the Deputy City Manager and/or Assistant City Manager for twenty-three (23) years and the secretary to the City Manager for eleven (11) years for the City of Stillwater.
- She started her career in City Government in 1976.
- Ms. Rupp serves on the Oklahoma Municipal Power Authority Board of Directors.
- She is an active full member of International City and County Management Association (ICMA).
- She chaired ICMA Committee on Changing Role of Assistants, 1997-1999.
- Ms. Rupp co-authored an ICMA Public Management (PM) magazine article entitled "Survey Says Role of Assistants has Definitely Changed".
- She is an active full member of City Management Association of Oklahoma (CMAO); served in all officer positions including president and on numerous CMAO committees.
- She is a recipient of the Oklahoma Municipal League Don Rider Award for individuals who have made significant contributions to their community as well as to their profession through personal growth and involvement.
- Ms. Rupp has won Leader of the Year from Leadership Stillwater Alumni Association.
- She was named Friend of Downtown from Downtown Stillwater Main Street.
- She is a member of Perry Lions Club and Perry Chamber of Commerce.

GAYLORD Z. THOMAS

- Mr. Thomas holds a Master's degree in Business from Webster University in St. Louis, Missouri.
- He is a graduate from the United States Air Force Academy.
- He is presently the Executive Director for the Oklahoma State Board of Examiners for long term care administrators having experience with large, medium and small, non-profit and for-profit nursing facilities.
- Mr. Thomas is a Council member for the City of Guthrie and has served for the past five (5) years.
- Prior to that he was Commander of USAF Honor Guard in Washington DC and the basic training squadron; instructor of the Combat Crew Training School and the Combat Flight course; Chief of Training for the Headquarters Air Mobility Command of the Inspector General's team; and planner at Joint Force Command (NATO) in Brunssum, Netherlands.
- Mr. Thomas received two (2) "outstanding" ratings in Operation Readiness Inspections and led planning efforts for NATO's International Security Assistance Force in Afghanistan.
- He is married to Linda and together they have 2 daughters, Jennifer and Linzi. Jennifer resides in Tulsa and Linzi is a cadet at the United States Air Force Academy in Colorado Springs, Colorado.
- Mr. Thomas is a retired Lieutenant Colonel of the United States Air Force.

MARK WHINNERY

- Mr. Whinnery holds a Bachelor's degree in Communications.
- He has his Master's degree in Human Resources.
- Presently he is the City Manager for City of Drumright.
- Prior to that he served twenty-five (25) years in the Air Force.
- Mr. Whinnery is a retired Colonel.
- His last military assignment was as the Mission Support Group Commander at Scott Air Force Base in Illinois.
- Before serving in the Air Force, Mr. Whinnery worked for the New York State and Local Retirement System.

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Resolution No. 831 establishing the 2014 CDBG CIP Planning Activities Committee

Staff Source: Lisa Anders, City Clerk

History/Background Information: The City of Clinton was awarded a grant though the Oklahoma Department of Commerce for preparation of a five year Capital Improvement Plan. SWODA was contracted to coordinate the process of collection of the inventory data and updating the mapping requirements. A Local Planning Activities Committee was appointed by resolution in May of 2013 to assist with this process. Three representatives of the City and three representatives of the Chamber of Commerce were appointed.

Item/Subject Summary: Some of the committee members appointed in 2013 are no longer serving in the same capacities. A new resolution is needed to confirm the committee members.

Price/Cost:

Recommendation: Appointment of members to the LPAC (Local Planning Activities Committee)

2014 CDBG CIP Local Planning Activities Committee Establishment

Resolution #: 831

A Resolution by City of Clinton the City of Clinton creating a Local Planning Activities Committee (LPAC).

Whereas, the City of Clinton understands the requirement for an LPAC to be established and for that committee to develop a Capital Improvement 5 Year Plan and submit that Plan to the town for 30 day review and final adoption;

Now, therefore, be it resolved, that the City of Clinton hereby establishes an LPAC consisting of the following members:

	Name	Title
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		

Adopted this _____, 20_____, at a (regularly or specially) scheduled meting of the Governing body, in compliance with the Open Meeting Act, 25 O.S. §§ 301-314 (2001).

_____ _____ _____

Authorized Official Title Date

Attest: Subscribed & sworn to before me this _____, 20_____.

My Commission expires: _____, 20_____.

_____

Signature

2013 CDBG GeoCIP Local Planning Activities Committee Establishment

City of Clinton

Resolution Number 816

A Resolution by the City of Clinton creating a Local Planning Activities Committee (LPAC).

Whereas, City of Clinton understands the requirement for an LPAC to be established and for that committee to develop a Capital Improvement 5 Year Plan and submit that plan to the town for 30 day review and final adoption;

Now, therefore, be it resolved, that the City of Clinton hereby establishes an LPAC consisting of the following members:

	Name	Title
1.	Seth Adams	Mayor
2.	Steve Hewitt	City Manager
3.	Jason Hulin	Councilmember
4.	Julie Menge	Chamber President
5.	~~Patch McComas~~	Chamber Chairman of Board
6.	Jason Smith	Chamber member
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

Authorized Official

Mayor
Title

5-21-13
Date

Clinton
Hub City of Western Oklahoma

Agenda Commentary

Item Title/ Subject: Ordinance No. 952 regarding renewal of Cable One Franchise Agreement

Staff Source: Lisa Anders, City Clerk

History/Background Information: The fifteen year franchise agreement with Cable One will be expiring September 2014. Public Hearings were held on July 1, 2014 and August 5, 2014 to identify future cable-related community needs and interest and review the performance of the cable operator under the franchise during the current franchise term.

Item/Subject Summary: Ordinance No. 952 would renew the fifteen year franchise agreement with Cable One.

Price/Cost:

Recommendation:

CABLE TELEVISION ORDINANCE

FOR

CITY OF CLINTON, OKLAHOMA

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AN ORDINANCE GRANTING TO CABLE ONE, INC., FOR A PERIOD OF FIFTEEN (15) YEARS FROM AND AFTER THE PASSAGE, ACCEPTANCE AND EFFECTIVE DATE OF THIS ORDINANCE, THE NONEXCLUSIVE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM IN, UPON, ALONG, ACROSS, ABOVE, OVER, AND UNDER STREETS, ALLEYS, EASEMENTS, OPEN AREAS, PUBLIC WAYS AND PUBLIC PLACES, NOW LAID OUT OR DEDICATED, AND ALL EXTENSIONS THEREOF AND ADDITIONS THERETO, IN THE CITY OF CLINTON, OKLAHOMA: PROVIDING TERMS AND CONDITIONS FOR THE OPERATION OF SUCH CABLE TELEVISION SYSTEM AND THE PAYMENT OF FEES THEREFORE.

WHEREAS, prior to adoption of this Ordinance a full public proceeding affording due process was held and the legal, character, financial and technical qualification of Cable One, Inc., as well as the adequacy of the services it proposes and the adequacy and feasibility of its plans to provide service were considered; now therefore,

THE CITY OF CLINTON DOES ORDAIN:

SECTION 1. DEFINITIONS

For purposes of this Ordinance the following terms, phrases, words, abbreviations and their derivations shall have the same meaning given herein.

A. Cable Television System or System shall mean the Company's system of antennas, cables, amplifiers, towers, microwave links, waveguides, satellites, or any other conductors, converters, equipment or facilities designed and constructed for the purpose of producing, receiving, amplifying, storing, processing or distributing audio, video, digital, or other forms of electronic, electrical, or light signals capable of being transmitted by wire, cable, fiber optics or radio to subscribing members of the public in the City who pay for such services.

B. City shall mean the City of Clinton, Oklahoma, and all territory within its governmental authority.

C. City Council shall mean the present governing body of the City, or any successor to the legislative powers of the present government body.

D. Company shall mean Cable One, Inc., a Delaware Corporation.

E. Federal Communications Commission or FCC shall mean the agency as presently constituted by the U.S. Congress or any successor agency authorized by the Congress to regulate cable television systems.

F. Gross Revenues shall mean all revenue derived by the Company, its affiliates or subsidiaries from subscription to its cable television services in the City, but shall not include revenue from cable advertising, home shopping services, sale or exchange of assets or equipment, cable modem services, information or telecommunications services, any government regulatory fees, any taxes on services furnished by the Company and imposed directly upon a subscriber or user by the state, city, or other governmental unit and collected by the Company on behalf of the said governmental unit, or any amounts collected directly from subscribers to satisfy the franchise fee requirements of this Ordinance.

G. Person shall mean any person, firm, partnership, association, corporation, company, or organization of any kind.

H. Regular Subscriber Service shall mean that service regularly provided by the Company to all subscribers.

I. Street shall mean the surface of and the space above and below any public street, road, highway, freeway, lane, path, public way, or place, alley, court, boulevard, parkway, drive, or other easement now or hereafter held by the City for the purpose of public travel and shall include other easements or rights of way as shall be now held or hereafter by the City which shall, within their proper use and meaning, entitle the City and the Company to the use thereof for the purposes of installing or transmitting cable television system transmission over poles, wires, cables, conductors, ducts, conduits, vaults, manholes, amplifiers, appliances, attachments, and other property as may be ordinarily necessary and pertinent to a cable television system.

SECTION 2. GRANT OF AUTHORITY

The City hereby grants to Cable One, Inc., a nonexclusive right, privilege, and franchise to construct, operate, maintain and remove a cable television system in, upon, across, above over and under, streets, alleys, easements, open areas, public ways, and public places now laid out or dedicated in the City and upon annexation of any territory to the City, this Franchise shall extend to the territory so annexed. The City will not grant a franchise to another company providing services similar to that provided by Franchisee or amend the franchises existing on the date hereof, if such franchise or amendment contains material terms that, when taken in their entirety, are more favorable or less burdensome than the material terms set forth in this Ordinance.

SECTION 3. DURATION OF FRANCHISE

(a) Term. The Franchise shall take effect on the effective date of this Ordinance and shall continue in force for a period of twenty (15) years, subject to the conditions and restrictions herein provided.

(b) Surrender. The Company may surrender this Franchise at any time upon

filing with the City a written notice of its intention so to do, at least six (6) months before the surrender date. All the rights and privileges and all of the obligations, duties, and liability of the Company under this Ordinance, except as to the extent previously accrued hereunder, shall terminate on the surrender date specified in such notice.

SECTION 4. RENEWAL PROCEDURES

This Franchise may be renewed by the City upon application of the Company pursuant to any procedures established by this Franchise, and in accordance with the Cable Acts of 1984 and 1992, and/or any future relevant laws.

SECTION 5. TRANSFER OF OWNERSHIP OR CONTROL

(a) Assignment or Transfer. This Franchise shall not be assigned or transferred without the prior approval of the City Council of the City of Clinton which shall not be withheld unreasonably. The purchaser, assignee, or transferee must demonstrate to the satisfaction of the City Council of the City of Clinton, its financial and technical ability to operate and maintain the System.

(b) Notice. The Franchisee under this document shall give the City of Clinton written notice of any proposed purchaser, assignee, or transferee of this Franchise and should the City fail to call a meeting of the City Council to consider and act upon such proposed sale, assignment or transfer within sixty days following receipt of written notice of such proposed sale, transfer, on assignment, the City shall be deemed to have consented to the proposed sale, transfer, or assignment.

SECTION 6. FRANCHISE PAYMENT

(a) Franchise Fee. For the use of the streets and other facilities of the City in the operation of the cable television system, the Company shall pay the City on or before April 1st of each year a franchise fee in an amount equal to five percent (5%) of the annual gross revenues received by the Company during the previous calendar year.

(b) Inspection. The City shall have the right to inspect the Company's income records, and the right to audit and to recompute any amounts determined to be payable under this Ordinance; provided, however, that such audit shall take place within twelve (12) months following the close of each of the Company's fiscal years. Any additional amount due to the City as a result of the audit shall be paid within thirty (30) days following written notice to the Company by the City which notice shall include a copy of the audit report.

SECTION 7. BOOKS AND RECORDS

(a) Books and Records. The Company shall keep a full and accurate set of books showing the amount of gross revenues received by the Company from the area governed by the City, based upon which the franchise payments to be made hereunder are computed.

(b) Installation Map. The Company shall at all time maintain a complete working map showing the exact location of all the equipment of the cable television system installed or in use in streets and other public places in the City, and such map shall be accessible at normal business hours to the City for all proper purposes.

(c) Examination of Books and Records. At all reasonable times, the Company shall permit the City, or its duly authorized representatives, to examine all public books and records of the Company concerning operations of its cable television system in the area governed by the City, and to examine any and all maps and any other records kept or maintained by the Company which deal with the operations and affairs of the Company with respect to this Franchise.

SECTION 8. LIABILITY INSURANCE AND INDEMNIFICATION

Public Liability Insurance.

(a) At all times during the existence of the Franchise granted hereunder, the Company shall, at its own cost and expense, maintain in full force and effect a general comprehensive liability insurance policy, protecting the City against liability for loss or damage for personal injury, death, and property damage, occasioned by the negligence or default of the Company under the Franchise, with maximum liability limits of One Hundred Thousand Dollars ($100,000.00) for personal injury or death of any one person, and Three Hundred Thousand Dollars ($300,000.00) for personal injury or death of two or more persons in any one occurrence, One Hundred Thousand Dollars ($100,000.00) for damage to property resulting from any one occurrence, and Five Hundred Thousand Dollars ($500,000.00) for all property claims in the aggregate.

(b) The policy or policies of insurance mentioned in the foregoing paragraph shall name the City, its officers and agents, as an additional insured and shall contain a provision that a written notice of cancellation or reduction in coverage of said policy shall be delivered to the City thirty (30) days in advance of the effective date thereof.

SECTION 9. CONDITIONS OF STREET OCCUPANCY

(a) Location of Poles and Fixtures. The Company shall not place poles or other fixtures where the same will interfere with any gas, electric, or telephone fixtures, water hydrant, mains or public sewer lines, and all such poles or other fixtures placed in any street shall be placed in the right-of-way between the roadway and the property as directed by the City.

(b) Restoration. The Company shall, upon completion of any work requiring the opening of any street or public place, restore the same, including the paving and its foundations, to as good condition as formerly, and in a manner and quality approved by the City, and shall exercise reasonable care to maintain the same thereafter in good condition. Said work shall be performed with due diligence, and if the Company shall fail to perform and complete the work within a reasonable time, to remove all dirt and rubbish and to put the street or public place in good condition, the City shall have the right to put the street or public place in good condition at the expense of the Company; and the Company shall upon demand, pay to the City the cost of such work done for or performed by the City.

(c) Relocation of Facilities. Whenever the City shall grade, regrade, or change the line of any street or public place or construct or reconstruct any sewer or water system therein and shall, with due regard to reasonable working conditions, order the Company to relocate or protect its wires, conduits, cables, and other property located in said street or public place, the Company shall relocate or protect its facilities at its own expense. The City shall give the Company reasonable notice of plans to grade, regrade, or change the line of any street or public place or to construct or reconstruct any sewer or water system therein.

(d) Protection of Facilities. Nothing contained in this section shall relieve any person, or corporations, from liability arising out of the failure to exercise reasonable care to avoid injuring the Company's facilities while performing any work connected with grading, regrading, or changing the line of any street or public place or with the construction or reconstruction of any sewer or water system.

(e) Notice of Improvements. The City shall give the Company reasonable written notice of plans for street improvements where paving or resurfacing of a permanent nature is involved that would affect the Company's facilities, which notice shall contain the nature and character of the improvements, the streets upon which the improvements are to be made, the extent of the improvements and the time when the City is going to start the work. The notice shall be given to the Company a sufficient length of time, considering reasonable working conditions, in advance of the actual commencement of the work to permit the Company to make any addition, alterations, or repairs to its facilities deemed necessary.

(f) Facilities Not Hazardous to Public. All wires, conduits, cables, and other property and facilities shall be so located, constructed, installed, and maintained as not to endanger or unnecessarily interfere with the usual and customary trade, traffic, and travel upon the streets and public places of the City. The Company shall keep and maintain all of its property in good condition, order, and repair, so that the same shall not menace or endanger the life or property of any person. The Company shall keep accurate maps and records of all its facilities and furnish copies of such maps and records as requested by the City. Adherence to the City requirements for placement of Company wires, conduits, cables and other property and facilities shall be deemed proof of compliance with this section.

(g) Moving of Buildings. The Company shall, on the request of any person holding a building moving permit, temporarily raise or lower its wires to permit the moving of buildings. The expense of such temporary removal, raising or lowering of wires shall be paid by the person requesting the same, and the Company shall have the authority to require such payment in advance.

SECTION 10. MAINTENANCE AND REPAIRS.

(a) Maintenance of System. The Company shall erect and maintain all parts of the system in good condition throughout the entire franchise period.

(b) Interruption of Service. Whenever it is necessary to shut-off or interrupt service for the purpose of making repairs, adjustments, or installations, the Company shall use its best efforts to do so during periods of minimum use of the system by subscribers. Unless such interruption is unforeseen and immediately necessary, the Company shall give subscribers reasonable notice of any planned interruption of service. All costs incurred in repairing and correcting an interruption of service shall be borne by the Company; provided, however, that nothing herein shall prevent the Company from recovering the costs incurred from persons responsible for occurrences or acts which result in damage to the cable television system.

(c) Complaints. Any service complaints from subscribers shall be investigated within twenty-four (24) hours of receipt of such complaint. Any service complaint shall be resolved within seventy-two (72) hours. The Company shall keep a maintenance service log which will indicate the nature of each service complaint, the date and time it was received, the disposition of said complaint and the time and date thereof. This log shall be maintained for two (2) years and shall be made available for periodic inspection by City.

SECTION 11. SERVICE.

(a) Construction. Company has fully constructed an operational cable system currently serving the City.

(b) Availability. Where technically and economically reasonable, Cable television service shall be available to all areas within the corporate limits of the City which have a minimum of forty (40) dwelling units per street mile.

(c) Extensions. All applicants desiring cable antenna service at a location greater than 300 feet from the nearest distribution line shall pay to the Company its actual costs of labor and materials for said installation.

(d) Additional Territory. In the event additional adjacent territory is incorporated within the City's limits, by annexation or otherwise, the Company's rights and duties

under this Ordinance shall be deemed to include such additional territory.

SECTION 12. UNAUTHORIZED PRACTICES AND PENALTIES.

(a) Franchise Required for Cable Television System. From and after the effective date of the Ordinance, it shall be unlawful for any person to establish, operate, or to carry on the business of distributing to any person in the City any television signals or radio signals by means of a cable television system unless a franchise therefore has first been obtained pursuant to the provisions of a City Ordinance, and unless such franchise is in full force and effect.

(b) Franchise Required for Use of Right-of-Way. From and after the effective date of this Ordinance, it shall be unlawful for any person to construct, install, or maintain within any public street in the City, or within any other public property of the City, or within any privately owned area within the City which has not yet become a public street but is designated or delineated as a proposed public street on any tentative subdivision map approved by the City, any equipment or facilities for distributing any television signals or radio signals through a cable television system, unless a franchise authorizing use of such street, property, or areas has first been obtained pursuant to provisions of a City Ordinance, and unless such franchise is in full force and effect.

(c) Unauthorized Connections Prohibited. It shall be unlawful for any person, firm, or corporation to make any unauthorized connection, whether physically, electrically, acoustically, inductively, or otherwise, with any part of a franchised cable television system within this City for the purpose of taking or receiving television signals, radio signals, pictures, programs, data or sound.

(d) Tampering with Cable Television System Equipment Prohibited. It shall be unlawful for any person, without the consent of the Company, to willfully tamper with, remove, or injure any cables, wires, or equipment used for distribution of television signals, radio signals, pictures, programs, or sound.

(e) Penalties for Violation. The violation of any provision of Section 12 of this Ordinance is a misdemeanor, and under federal and Oklahoma law the same is punishable by fine and incarceration. Company and City agree to cooperate in the prosecution of offenders.

SECTION 13. COMPLIANCE WITH APPLICABLE LAWS.

The Company shall at all times comply with all laws, ordinances and regulations of the federal, state and City governments or any administrative agencies thereof. If any federal or state law or regulation shall be in conflict with the terms of this Franchise, or any ordinance of the City, then as soon as possible following knowledge thereof, the Company shall notify the City of the point of conflict.

SECTION 14. BREACH AND TERMINATION.

(a) Breach. In addition to all other rights and powers retained by the City under this Franchise or otherwise, the City reserves the right to terminate the Franchise and all rights and privileges of the Company hereunder in the event of a substantial breach of its terms and conditions. A substantial breach by Company shall include, the following:

(1) Violation of any material provision of the Franchise or any material rule, order, regulation or determination which the City is authorized to make under the terms of this Franchise.

(2) Attempt to evade any material provision of the Franchise or attempts to practice any fraud or deceit upon the City or its subscribers or customers;

(3) Material misrepresentation of fact in the application for or negotiation of the Franchise.

(b) Excuse for Breach. The foregoing shall not constitute a substantial breach if the violation occurs, but it is without fault of the Company or occurs as a result of circumstances beyond its control.

SECTION 15. RULES AND REGULATIONS.

(a) In addition to the inherent powers of the City to regulate and control this Franchise, and those powers expressly reserved by the City herein, the right and power is hereby reserved by the City to promulgate such additional regulations as it shall find necessary in the exercise of its lawful powers and in furtherance of the terms and conditions of this Franchise.

(b) The City may also adopt such regulations at the request of the Company upon application.

SECTION 16. FAILURE OF CITY TO ENFORCE THIS FRANCHISE, NO WAIVER OF THE TERMS THEREOF.

The Company shall not be excused from complying with any of the terms and conditions of this Franchise by any failure of the City upon any one or more occasions to insist upon or to seek compliance with any such terms or conditions.

SECTION 17. SEVERABILITY.

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held illegal, invalid, or unconstitutional by any court of competent jurisdiction or the FCC, such decision shall not affect the validity of the remaining portions. The invalidity of any such portion of this Ordinance shall not abate, reduce, or otherwise affect any consideration or other obligation required by the City of the Company under the Franchise granted.

SECTION 18. ACCEPTANCE BY THE COMPANY.

The Franchise granted pursuant to this Ordinance and its terms and provisions shall be unconditionally adopted by written instrument executed and acknowledged by the appropriate officials of the City and delivered to the Company which shall accept same not later than twenty (20) days after receiving it by acknowledging the Company's acceptance in writing.

SECTION 19. NOTICE.

All notices called for in this Franchise shall be written notice and will be considered as being completed notice when mailed by registered mail or certified mail return receipt requested and addressed to the party to be notified as shown below:

To City:	City of Clinton P.O. Box 1177 Clinton, Oklahoma 73601
To Company:	Cable One, Inc. Attn: Vice President & General Counsel 210 East Earll Drive Phoenix, Arizona 85012-2626
With Copy to:	General Manager Cable One, Inc. P.O. Box 863 Elk City, Oklahoma 73648

PASSED by the Council of the City of _____ on this the _____day of _____, 2014.

By_____
Mayor

ATTEST:

_____
City Secretary

This Ordinance has been accepted by Cable One, Inc., this _____day of _____, 2014.

CABLE ONE, INC.

By:_____
Vice President