All items on this agenda, including but not limited to any agenda item concerning the adoption of any ordinance, resolution, contract, agreement, or any other item of business, are subject to amendment, including additions and/or deletions. This rule will apply to every individual agenda item without exception, and without providing this same amendment language with respect to each individual agenda item. Such amendments should be rationally related to the topic of the agenda item, or the governing body will be advised to continue the item.

The governing body may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the governing body may refer the matter to its City/Trust Manager, staff, attorney or to the recommending board, commission, or committee.

PUBLIC NOTICE OF A SPECIAL MEETING
OF THE CITY COUNCIL
WEDNESDAY, APRIL 9, 2025 AT 5:00 PM
CLINTON CITY HALL

AGENDA

Source listing: 04/09/2025 Special Meeting
Original source:
http://agendas.clintonok.gov/2025/040925spmtg/Agenda%20-%20Hosptial%20Election%202025A.htm

1. CALL TO ORDER

2. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING:

   A. Lease Agreement of Clinton Regional Hospital by Rural Health Solutions, Inc

   B. Ordinance No. 1032A - Amending Section Three of Ordinance 1032 Requiring Immediate Reverter of Real Property in the Event It Ceases to be Utilized as a Hospital by Rural Hospital Solutions, Inc. to Subordinate the Right to a Purchase Money Lender…

   C. Resolution 999 - Authorizing the Calling and Holding of a Special Election In The City of Clinton, County of Custer, State of Oklahoma, on Tuesday the 10th Day of June, 2025, for the Purpose of Submitting to the Qualified Electors of the City of…

   D. Election Proclamation - Shall Ordinance No. 1032A Authorizing the Amendment of Section Three of Ordinance 1032 Requiring Immediate Reverter of Real Property in the Event it Ceases to Be Utilized as a Hospital by Rural Hospital Solutions, Inc. and to…

   E. ADJOURN

Filed this 7th day of April 2025, Posted on the bulletin board in the lobby of the Clinton City Hall April 7, 2025, at 4:00 p.m.

ORDINANCE NO. 1032A

AN ORDINANCE AMENDING SECTION THREE OF ORDINANCE 1032 REQUIREING IMMEDIATE REVERTER OF REAL PROPERTY IN THE EVENT IT CEASES TO BE UTALIZED AS HOSPITAL BY RURAL HOSPITAL SOLUTIONS TO SUBORDINATE THE RIGHT TO A PURCHASE MONEY LENDER AND PROVIDING FOR THIS ORDINANCE TO BE REFERRED TO A VOTE OF THE ELECTORS OF THE CITY.

WHEREAS, The citizens of Clinton approved the sale of the real property identified as Clinton Regional Hospital as described in Ordinance 1032;

WHEREAS, Ordinance 1032 requires that, if Rural Hospital Solutions, Inc. cease to operate the Clinton Regional Hospital Facility as a hospital all, assets shall revert to the City of Clinton and Clinton Hospital Authority;

WHEREAS, Rural Hospital Solutions, Inc. has determined that it is necessary to finance the purchase authorized by Ordinance 1032;

WHEREAS, The Lender for the Transaction has required that it be in the first lien position, in contravention to the reversionary right approved in Ordinance 1032.

NOW THEREFORE, BE IT ORDAINED, by the Clinton City Council of the City of Clinton, Oklahoma:

Section 3 of Ordinance 1032 shall be amended to read as follows (amendment underlined):

Section 3. That should Rural Hospital Solutions, Inc. cease to operate the Clinton Regional Hospital Facility as a hospital, as defined by 63 Okla. Stat §1-701 and in conformance with the licenses issued to the Clinton Hospital Authority, all assets, real and personal, including licenses, shall revert to the City of Clinton and Clinton Hospital Authority. Provided that the mortgage, deed of trust, or any other security instrument ("Mortgage") executed in favor of a Lender as a purchase money security interest solely for the initial acquisition of the real property in an amount not to exceed $6,000,000.00, and all of the Lender's rights and interests thereunder, shall, during the period of repayment, be senior and superior in priority to any reversionary right or interest in favor of the City of Clinton ("Reversionary Right"). The Reversionary Right is, and shall remain, subordinated only to the initial lien of the purchase money mortgage holder.

This Ordinance shall become effective only after the approval of a majority of the registered voters of the City of Clinton, Oklahoma, voting on the same in the manner prescribed by law, which election shall be held on the 10th day of June, 2025.

PASSED, APPROVED and ADOPTED THIS _____ day of _____, 2025.

_____
MAYOR

_____
CITY CLERK

RESOLUTION NO. 999

A RESOLUTION AUTHORIZING THE CALLING AND HOLDING OF A SPECIAL ELECTION IN THE CITY OF CLINTON, COUNTY OF CUSTER, STATE OF OKLAHOMA, ON TUESDAY THE 10TH DAY OF JUNE, 2025, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF CLINTON, OKLAHOMA, THE QUESTION OF THE AMENDMENT OF SECTION THREE OF ORDINANCE 1032 REQUIRING IMMEDIATE REVERTER OF REAL PROPERTY IN THE EVENT IT CEASES TO BE UTILIZED AS A HOSPITAL BY RURAL HOSPITAL SOLUTIONS, INC. AND TO SUBORDINATE THAT RIGHT TO A PURCHASE MONEY LENDER AND PROVIDING FOR THIS ORDINANCE TO BE REFERRED TO A VOTE OF THE ELECTORS OF THE CITY.

WHEREAS, the Council of the City of Clinton, Oklahoma, has heretofore on the 9th day of April, 2025, enacted Ordinance No. 1032A, which authorizes the subordination of the revisionary rights of the City, provided for in Ordinance No. 1032, to a purchase money security interest in the amount of $6,000.000.00, and

WHEREAS, the Council of the City of Clinton, Oklahoma, has determined that before said subordination shall be effective, the same shall be approved by majority of the registered voters of the City of Clinton at an election called and held for such purpose;

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

Section 1. The Mayor of the City of Clinton, Oklahoma, be and is hereby authorized and directed to call a Special Election to be held in the City of Clinton, Oklahoma, on Tuesday, the 10th day of June, 2025, for the purpose of submitting to the qualified electors of the City of Clinton, Oklahoma, for their approval or rejection of the following proposition:

PROPOSITION

Shall Ordinance No. 1032A Authorizing the Amendment of Section Three of Ordinance 1032 Requiring Immediate Reverter of Real Property in the Event it Ceases to Be Utilized as a Hospital by Rural Hospital Solutions, Inc. and to Subordinate That Right to a Purchase Money Lender; be approved?

That the call for such special election shall be by proclamation, signed by the Mayor, and attested by the City Clerk, setting forth the proposition to be voted upon, and the hours of opening and closing of the polls. The ballots for the qualified electors shall be set forth the proposition substantially as set out in Section 1 hereof, and the returns of such election shall be made to and canvassed by the Custer County Election Board.

PASSED AND APPROVED this _____ day of _____, 2025.

_____

Mayor, City of Clinton, Oklahoma

ATTEST:

_____

City Clerk, City of Clinton, Oklahoma

ELECTION PROCLAMATION

Pursuant to a Resolution duly adopted by the governing body of the City of Clinton, Oklahoma, the undersigned Mayor of said City hereby calls a special election to be held in said City on the 9th day of April 2025, for the purpose of submitting to all of the registered, qualified electors residing within said City the following proposition:

PROPOSITION

Shall Ordinance No. 1032A Authorizing the Amendment of Section Three of Ordinance 1032 Requiring Immediate Reverter of Real Property in the Event it Ceases to Be Utilized as a Hospital by Rural Hospital Solutions, Inc. and to Subordinate That Right to a Purchase Money Lender;

BE APPROVED?

FOR THE PROPOSITION	–	YES
AGAINST THE PROPOSITION	–	NO

The polls shall be opened at 7:00 a.m. and remain open continuously and be closed at 7:00 p.m. on the day of the election.

The number and location of the polling places for said election shall be the same as the regular precinct polling places designated by the Custer County Election Board, which officers shall also act as counters.

Returns of said election will be canvassed by the County Election Board of Custer County and results will be certified by said Custer County Election Board to the City of Clinton through the City Clerk.

WITNESS my hand as Mayor of the City of Clinton, Oklahoma, this _____ day of _____, 2025.

_____
David Berrong, Mayor,
City of Clinton, Oklahoma

ATTEST:

_____
Amy Jones, City Clerk
City of Clinton, Oklahoma

(SEAL)