(This item is placed on the agenda so the Clinton City Council, by unanimous consent, can designate those routine items they wish to be approved by one motion. If an item does not meet the approval of all members, that item will be heard in regular order.)

PUBLIC NOTICE OF A REGULAR MEETING OF THE SOLID WASTE AUTHORITY TUESDAY, OCTOBER 18, 2022 AT 5:30 PM CLINTON CITY HALL

AGENDA

Source listing: 10/18/2022 Meetings
Original source: https://agendas.clintonok.gov/archive/2022/101822/launch.html
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/HA101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/PWA101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/RM101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/SW1018222.htm

1. CALL TO ORDER, OPENING PRAYER/PLEDGE OF ALLEGIANCE

    A. Temple Diehl, Pastor, Clinton First United Methodist Church, Prayer
    Tom Jaworsky , Vice-Commander, American Legion, Post 41

2. CONSIDER APPROVAL OF CONSENT AGENDA

    A. Minutes of the October 4, 2022 Regular Meeting

    B. Budgeted Purchase of Two Hundred 96 Gallon Toter Poly Carts From Toter Omnia Partners at a Unit Cost of $60.35 Each Plus Shipping of $2,118.36 for a Total Cost of $14,188.36.

3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING:

4. NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.)

5. TRUSTEE COMMENTS

6. MANAGER'S COMMENTS

7. AUDIENCE PARTICIPATION (According to Audience Participation Decorum Guidelines at Clinton City Council Public Meetings effective: 2/14/2017)

8. ADJOURN

Filed this 14 th day of October 2022, Posted on the bulletin board in the lobby of the Clinton City Hall October 14, 2022, at 12:00 p.m.

MINUTES OF SOLID WASTE AUTHORITY MEETING
OCTOBER 4, 2022

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Solid Waste Authority City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, October 4, 2022, 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 September 30, 2022, at 4:00 pm.

Chairman David Berrong called the meeting to order at 5:32 p.m. with the following present:

CHAIRMAN: David Berrong
TRUSTEES: Patch McComas, Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva
MANAGER: Robert Johnston
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
CITY CLERK: Amy Jones
NEWS MEDIA: Nydia Campbell, Mike Smith
OTHERS: Gene McCullough, Brett Russell, Joshua McGuire, Lana Johnston, Tracy Yoder, Toby Anders, Jim Slatten and others.

Gene McCullough, Public Works Director opened the meeting with prayer and Don Miller, Post Commander, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes of Regular Meeting of September 6, 2022
B. Consider Claims
C. Acknowledge Receipt of 8/31/22 Financial Reports

Motion was made by Trustee Dowdell and seconded by Trustee Villanueva that the Consent Agenda Items be approved.

Chairman put the motion to a roll call vote:

Aye: Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the motion carried

AGENDA ITEM NO. 3 DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING:

None

AGENDA ITEM NO. 4 NEW BUSINESS (If any pursuant to Section 311.9 of the

Oklahoma Open Meeting Act.)
None

AGENDA ITEM NO. 5: TRUSTEE REPORT
None

AGENDA ITEM NO. 6: MANAGER'S REPORT
None

AGENDA ITEM NO. 7: ADJOURNMENT

Moved by Trustee McComas and seconded by Trustee Dowdell to adjourn the meeting.

Chairman put the motion to a roll call vote:

Aye: Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the meeting adjourned at 5:34 pm.

_____
Date Approved

_____
David D. Berrong, Chairman

Solid Waste Authority
Capital Requests FY 2022-2023

Solid Waste

			Budgeted
710-40912-3025	Roll-off Truck	250,000	
710-40912-3025	3/4 Ton Pickup - Hauling (Transfer 2019 F150 to PWA Dir)	36,000	
710-40912-3030	Roll-off Containers - 10	87,500	
710-40912-3030	Polycarts - 100	10,000	
710-40912-3030	New Dumpsters - 40	40,000	
710-40912-3005	Building/Lean to	10,000	
Total Solid Waste Capital Requests			**433,500**

Toter OMNIA PARTNERS

1661 Frontera Rd, Del Rio, TX, 78840
PHONE: 800-424-0422 FAX: 833-930-1124
WQ-10251015

Sell To:

Contact Name	Donnie Phipps
Bill To Name	City of Clinton OK
Bill To	110 Orient Ave Clinton, OK 73601-2826 USA
Email	donnie.phipps@clintonok.gov
Phone	(580) 214-0929

Ship To Name	City of Clinton OK
Ship To	110 Orient Ave Clinton, OK 73601-2826 USA

Quote Information

Salesperson	Chance Hennig
Salesperson Email	chennig@wastequip.com
Salesperson Phone	(361) 362-4485

Created Date	10/13/2022
Expiration Date	10/28/2022
Quote Number	WQ-10251015 Please Reference Quote Number on all Purchase Orders

Product	Product Description	Selected Option	Quantity	Sales Price	Total Price
**Plastics - 79296 - OMNIA	Model 79296 - Toter 96 Gallon EVR II Universal/Nestable Cart-OMNIA	—Body Color - (940) Green —Lid Color - (200) Black —Body Hot Stamp on Both Sides (Existing) in White —Wheels - 10in Sunburst —Toter Serial Number Hot Stamped on Front of Cart Body in White —2/3 Assembled with Lid (down), Stop Bar and Axle Factory Installed —Warranty – 12 Yrs Cart Body, All other components 10 Yrs	200.00	$60.35	$12,070.00

Payment Terms	Net 30 Days if credit has been established
Shipping Terms	FOB Origin

Subtotal	$12,070.00
Shipping	$2,118.36
Tax	$1,026.00
Grand Total	$15,214.36

$14,188.36

Additional Information

Additional Terms

Our Quote is a good faith estimate, based on our understanding of your needs. Subject to our acceptance, your Order is an offer to purchase our Products and services in accordance with the Wastequip Terms & Conditions of Sale ("WQ T&C") located at: https://www.wastequip.com/terms-conditions-of-sale, as of the date set forth in Section 1(b) of the WQ T&C, which are made a part of this Quote. These WQ T&Cs may be updated from time to time and are available by hard copy upon request.

Additional Information

Pricing is based on your anticipated Order prior to the expiration of this Quote, including product specifications, quantities and timing, accepted delivery within 45 days of Order acceptance by Toter. Any differences to your Order may result in different pricing, freight or other costs. Due to volatility in petrochemical, steel and related Product material markets, actual prices and freight, are subject to change. We reserve the right, by providing notice to you at any time before beginning Product manufacturing, to increase the price of the Product(s) to reflect any increase in the cost to us which is due to any factor beyond our control (such as, without limitation, any increase in the costs of labor, materials, or other costs of manufacture or supply). Unless otherwise stated, materials and container sizes indicated on sales literature, invoices, price lists, quotations and delivery tickets are nominal sizes and representations – actual volume, Products and materials

are subject to manufacturing and commercial variation and Wastequip's practices, and may vary from nominal sizes and materials. All prices are in US dollars; this Quote may not include all applicable taxes, brokerage fees or duties. If customer is not tax exempt, final tax calculations are subject to change.

Special Contract Information

Please Note: Pricing and Product offerings is based on the OMNIA Partners, Public Sector (subsidiaries National IPA and U.S. Communities) agreement through Toter's Contract No. 171717 as awarded by the City of Tucson on 02-01-2018. Per the terms of this contract, pricing and products are evaluated every three (3) months for price adjustments based on current market conditions, at any time without prior notice, and after City of Tucson approval. The current pricing is effective 8-1-2022 through 10-31-2022. Toter, LLC Product Warranties, Disclaimers, Limitation of Liability and Remedies, and Limited Warranty Provisions apply to all purchases thereunder.

Signatures

Accepted By: _____

Company Name: _____

Date: _____

Purchase Order: _____

Please Reference Quote Number on all Purchase Orders

Toter OMNIA PARTNERS

1661 Frontera Rd, Del Rio, TX, 78840
PHONE: 800-424-0422 FAX: 833-930-1124
WQ-10251102

Sell To:

Contact Name	Donnie Phipps	Ship To Name	City of Clinton OK
Bill To Name	City of Clinton OK	Ship To	110 Orient Ave Clinton, OK 73601-2826 USA
Bill To	110 Orient Ave Clinton, OK 73601-2826 USA		
Email	donnie.phipps@clintonok.gov		
Phone	(580) 214-0929		

Quote Information

Salesperson	Chance Hennig	Created Date	10/13/2022
Salesperson Email	chennig@wastequip.com	Expiration Date	10/28/2022
Salesperson Phone	(361) 362-4485	Quote Number	WQ-10251102 Please Reference Quote Number on all Purchase Orders

Product	Product Description	Selected Option	Quantity	Sales Price	Total Price
**Plastics - 79296 - OMNIA	Model 79296 - Toter 96 Gallon EVR II Universal/Nestable Cart-OMNIA	—Body Color - (940) Green —Lid Color - (200) Black —Body Hot Stamp on Both Sides (Existing) in White —Wheels - 10in Sunburst —Toter Serial Number Hot Stamped on Front of Cart Body in White —2/3 Assembled with Lid (down), Stop Bar and Axle Factory Installed —Warranty – 12 Yrs Cart Body, All other components 10 Yrs	100.00	$60.35	$6,035.00

Payment Terms	Net 30 Days if credit has been established	Subtotal	$6,035.00
Shipping Terms	FOB Origin	Shipping	$2,081.51
		Tax	$513.00
		Grand Total	$8,629.51

Additional Information

Additional Terms	Our Quote is a good faith estimate, based on our understanding of your needs. Subject to our acceptance, your Order is an offer to purchase our Products and services in accordance with the Wastequip Terms & Conditions of Sale ("WQ T&C") located at: https://www.wastequip.com/terms-conditions-of-sale, as of the date set forth in Section 1(b) of the WQ T&C, which are made a part of this Quote. These WQ T&Cs may be updated from time to time and are available by hard copy upon request.
Additional Information	Pricing is based on your anticipated Order prior to the expiration of this Quote, including product specifications, quantities and timing, accepted delivery within 45 days of Order acceptance by Toter. Any differences to your Order may result in different pricing, freight or other costs. Due to volatility in petrochemical, steel and related Product material markets, actual prices and freight, are subject to change. We reserve the right, by providing notice to you at any time before beginning Product manufacturing, to increase the price of the Product(s) to reflect any increase in the cost to us which is due to any factor beyond our control (such as, without limitation, any increase in the costs of labor, materials, or other costs of manufacture or supply). Unless otherwise stated, materials and container sizes indicated on sales literature, invoices, price lists, quotations and delivery tickets are nominal sizes and representations – actual volume, Products and materials

are subject to manufacturing and commercial variation and Wastequip's practices, and may vary from nominal sizes and materials. All prices are in US dollars; this Quote may not include all applicable taxes, brokerage fees or duties. If customer is not tax exempt, final tax calculations are subject to change.

Special Contract Information

Please Note: Pricing and Product offerings is based on the OMNIA Partners, Public Sector (subsidiaries National IPA and U.S. Communities) agreement through Toter's Contract No. 171717 as awarded by the City of Tucson on 02-01-2018. Per the terms of this contract, pricing and products are evaluated every three (3) months for price adjustments based on current market conditions, at any time without prior notice, and after City of Tucson approval. The current pricing is effective 8-1-2022 through 10-31-2022. Toter, LLC Product Warranties, Disclaimers, Limitation of Liability and Remedies, and Limited Warranty Provisions apply to all purchases thereunder.

Signatures

Accepted By: _____

Company Name: _____

Date: _____

Purchase Order: _____

Please Reference Quote Number on all Purchase Orders

(This item is placed on the agenda so the Clinton City Council, by unanimous consent, can designate those routine items they wish to be approved by one motion. If an item does not meet the approval of all members, that item will be heard in regular order)

PUBLIC NOTICE OF A REGULAR MEETING
OF THE CITY COUNCIL
TUESDAY, OCTOBER 18, 2022 AT 5:30 PM
CLINTON CITY HALL

AGENDA

Source listing: 10/18/2022 Meetings
Original source: https://agendas.clintonok.gov/archive/2022/101822/launch.html
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/HA101822.htm
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Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/RM101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/SW1018222.htm

1. CALL TO ORDER, OPENING PRAYER/PLEDGE OF ALLEGIANCE

    A. Temple Diehl, Pastor, Clinton First United Methodist Church, Prayer
    Tom Jaworsky , Vice-Commander, American Legion Post 41

2. CONSIDER APPROVAL OF CONSENT AGENDA

    A. Minutes of the October 4, 2022, Regular Meeting

    B. Street Closure Requests:

    C. Clinton Chamber of Commerce Trunk or Treat Frisco Avenue 10 th Street to 4 th Street October 31, 2022, from 5:00 p.m.- 9:00 p.m.

    D. Clinton Chamber of Commerce Veteran’s Day Parade Frisco Avenue 10 th Street to 4 th Street November 11, 2022, from 3:30 p.m. to 4:30 p.m.

    E. Clinton Chamber of Commerce Festival of Lights Frisco Avenue 10 th Street to 4 th Street 5:45 p.m. to 7:15 p.m. and close Frisco Avenue from 5 th Street to 7 th Street from 5:00 p.m. to 8:00 p.m. for Festival of Lights Events;

    F. Budgeted Capital Improvement Fund Purchase of Three New Police Cars from McKinsey Motors for the Total Cost of $104,406.00.

3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING

    A. Approval of Pay Request No. Two in the Amount of $97,155.00 by Walters-Morgan Construction on the Clinton Lake WTP PAC Project – CDBG 17852 (City to Pay $47,577.50 from Bond Construction Fund and $47,577.50.00 to be Paid from 17552 CDBG 20 Funds)

4. COUNCILMEMBER COMMENTS

5. CITY MANAGER'S COMMENTS

6. AUDIENCE PARTICIPATION (According to Audience Participation Decorum Guidelines at Clinton City Council Public Meetings effective: 2/14/2017)

7. ADJOURN

Filed this 14th day of October 2022, Posted on the bulletin board in the lobby of the Clinton City Hall October 14, 2022, at 12:00 p.m.

MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
OCTOBER 4, 2022

Minutes of the meeting of the Mayor and Council of the Clinton City Council, City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, October 4, 2022, 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 September 30, 2022, at 4:00 P.M.

Mayor David Berrong called the meeting to order at 6:22 p.m.

MAYOR: David Berrong
COUNCILMAN: Patch McComas, Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva
MANAGER: Robert Johnston
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
CITY CLERK: Amy Jones
NEWS MEDIA: Nydia Campbell, Mike Smith
OTHERS: Gene McCullough, Brett Russell, Joshua McGuire, Lana Johnston, Tracy Yoder, Toby Anders, Jim Slayton and others.

Gene McCullough, Public Works Director opened the meeting with prayer and Don Miller, Post Commander, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes of the September 6, 2022, Regular Meeting
B. Consider Claims
C. Acknowledge Receipt of Financial Reports from August 31, 2022
D. Economic Development Authority (CEDA) Supplemental Budget Amendment for expenses related to asbestos abatement at Glancy Motel and Pop Hicks Restaurant Properties
E. Acknowledgement of the letter from Sparklight regarding modem and EMTA rates will increase by $2.00 per month.

Motion was made by Councilman Dowdell and seconded by Councilman Villanueva that the Consent Agenda Items be approved.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong
Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 3 PUBLIC HEARING – Abatement Hearing – 1807 Hunt Terrell E. Blair, Owner

Mayor Berrong called the Public Hearing to order at 6:15 pm regarding 1807 Hunt, Owner Terrell E. Blair. Code Enforcement Officer Toby Anders presented information regarding the condition of the property and stated that a violation notice was sent on March 8, 2022. The owner of the property failed to make the necessary improvement within the 10-Day requirement that is in the notice. On May 31, 2022, the City of Clinton held an abatement hearing with the City Manager to address the condition of the property. The owner failed to appear and failed to make improvements to the property. The current condition of the home is unfit for human occupancy due to the amount of dilapidation from the lack of maintenance. The house is unsecure which poses other nuisances such as person doing unlawful acts or the attractive nuisance to the children in the neighborhood. It is also considered a higher fire hazard to the neighboring properties.

The Mayor asked for any other participation from the audience. There was none.

The Hearing ended at 6:25 p.m.

AGENDA ITEM NO. 3 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ITEMS:

A. Action Regarding 1807 Hunt – Terrell Blair, Owner

The motion was made by Councilman Dowdell and seconded by Councilman McComas that the condemnation procedures continue and recommend demolition after the 30 days; based upon the information provide during the Public Hearing.

Mayor put the motion to a roll call vote:
Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong
Nay: None

Mayor declared the motion carried.

B. Letter of Concurrence Regarding Project No. J3-16969(04) Illumination of Highway Agreement at the i40& US 183 Interchange in Clinton, Custer County by and between the City of Clinton and the OK Department of Transportation (ODOT)

City Manager Johnston stated that the City had received the letter from The Oklahoma Department of Transportation Regarding Project No. J3-16969(04) Illumination of Highway Agreement at the i40& US 183 Interchange in Clinton, Custer County by and between the City of Clinton and the OK Department of Transportation (ODOT).

The motion was made by Councilman McComas and seconded by Councilman Lloyd to approve the Letter of Concurrence from The Oklahoma Department of Transportation

Regarding Project No. J3-16969(04) Illumination of Highway Agreement at the i40& US 183 Interchange in Clinton, Custer County by and between the City of Clinton and the OK Department of Transportation (ODOT).

Mayor put the motion to a roll call vote:
Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong
Nay: None

Mayor declared the motion carried.

C. Bid Acceptance – Clinton Fire Department Air Conditioning Replacement

Mayor Berrong asked Fire Chief Russell to present the information regarding the request for the Air Conditioning Replacement at the Clinton Fire Department.

Chief Russell presented quotes and an Agenda Commentary to the Council regarding the current condition of the Air Conditioning System at the Fire Station. He stated that the units have required extensive repairs over the last year and now the bedrooms were being cooled by window units. He had requested all local vendors to supply quotes for the repairs or replacement of units at the Fire Station. The information provided to Chief Russell was provided to the Council. Chief Russell made the recommendation to the Council to proceed with a quote of $21,227.28 from Wisdom Refrigeration. He stated that Wisdom had performed a comprehensive review of the systems and were able to make some repairs already. He feels confident that Wisdom has the knowledge to continue to work on the current system and install units for the bedroom project.

Councilman Dowdell asked specifically how Chief Russell had made his decision to make his recommendation when the quotes were not “apples to apples”. Chief Russell stated that based on the Company’s discussion with him and review of the systems he felt that Wisdom was the most comprehensive choice for the project and consequently the best bid provided. Quotes were received from Wisdom Refrigeration $21,227.38, Hinz Refrigeration $25,144, AT’s Heat and Air $18,000. Artic Air did not submit a bid, Four Seasons did not submit a bid, and Pro Tech Mechanical (OKC) $43, 000.

The motion was made by Councilman McComas and Seconded by Councilman Lloyd to approve the quote of $21,227.28 from Wisdom Refrigeration based on the recommendation from Fire Chief Brett Russell that Wisdom Refrigeration as the best bid for the combined air conditioning systems at the Fire Station.

Mayor put the motion to a roll call vote:

Aye: McComas, Villanueva, Berrong
Nay: Dowdell, Villanueva

Mayor declared the motion carried.

D. Purchase of New Chipper – Street Department

Streets Superintendent Craig Tucker presented the information and agenda commentary to the Council. Superintendent Tucker stated that he would like to replace the current chipper that was purchased in January of 1999 for $47,000 and is currently in need of repairs. The current chipper was also repaired in January of 2022 for about $3,000. He recommended purchasing a smaller chipper that would handle logs up to 12" diameter and would be easier to move around town and in alleys. He stated that this chipper is available for purchase at State Contract Pricing for $48,668. He stated that the old chipper would not be traded but would be listed as surplus equipment and eventually auctioned. The Council asked questions of Superintendent Tucker regarding the recommendation.

The motion was made by Councilman Dowdell and Seconded by Councilman Villanueva to approve the purchase at State Contract Pricing of $46,668 a diesel Vermeer Chipper as presented by the Street Superintendent Craig Tucker.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong
Nay: None

Mayor declared the motion carried.

E. Interlocal Agreement between the City of Clinton and Circuit Engineering District #7 to Provide Bridge Inspection Services for Municipal Bridges

City Manager Johnston presented the Interlocal Agreement between the City of Clinton and Circuit Engineering District #7 to provide Bridge Inspection Services for Municipal Bridges. He stated that if the Council would recall we recently did the interlocal agreement for the inspection of the Acme Train Bridge. This agreement would include all municipal bridge inspections needed, including the railroad bridge at Acme Brick Park and the bridges at Riverside Golf Course.

The motion was made by Councilman McComas and seconded by Councilman Lloyd to approve the Interlocal Agreement between the City of Clinton and Circuit Engineering District #7 to Provide Bridge Inspection Services for Municipal Bridges.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong
Nay: None

Mayor declared the motion carried.

AGENDA ITEM NO. 4 NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.)
None

AGENDA ITEM NO. 5 COUNCIL COMMENTS
None

AGENDA ITEM NO. 6 CITY MANAGER'S COMMENTS

None

AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION (According to Audience participation Decorum Guidelines at Clinton City Council Public Meeting s effective:2/14/2017)

None

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Councilman Dowdell and seconded by Councilman McComas to adjourn the meeting.

Mayor put the motion to a roll call vote:

Aye: Dowdell, McComas, Lloyd, Villanueva, Berrong
Nay: None

Mayor declared the meeting adjourned at 6:47 P.M.

_____
Date Approved

_____
David D. Berrong, Mayor

Clinton
hamber of Commerce

October 10, 2022

Robert Johnston
City Manager
P O Box 1177
Clinton, OK 73601

Dear Mr. Johnston,

The Clinton Chamber of Commerce would like to close Frisco Avenue from 10th Street to 4th Street on October 31, 2022 for the Trunk and Treat event for Halloween from 5:00 p.m. – 9:00 p.m.

Thanks you,

Julie Caldwell

Julie Burden Caldwell, IOM
President

101 South 4th Street • Clinton, Oklahoma 73601 • 580.323.2222 • Fax 580.323.2931

Clinton
hamber of Commerce

October 10, 2022

Robert Johnston
City Manager
P O Box 1177
Clinton, OK 73601

Dear Mr. Johnston,

The Clinton Chamber of Commerce would like to close Frisco Avenue from 10th Street to 5th Street on November 11, 2022, for the Veteran's Day Parade from 3:30 p.m. – 4:30 p.m.

Thanks you,

Julie Caldwell

Julie Burden Caldwell, IOM
President

Clinton
hamber of Commerce

October 13, 2022

Robert Johnston
City Manager
P O Box 1177
Clinton, OK 73601

Dear Mr. Johnston,

The Clinton Chamber of Commerce would like to close Frisco Avenue from 10th Street to 5th Street on November 29, 2022, for the Festival of Lights Parade 5:45 p.m. –7:15 p.m. Also, close the streets from 5th-7th from 5:00 p.m. – 8:00 p.m. for the Festival of Lights events.

Thanks you,

Julie Caldwell

Julie Burden Caldwell, IOM
President

Capital Improvement Fund
Capital Requests FY 2022-2023

		Budgeted	Dept. Total
Admin.			
430-40200-3025	City Hall Vehicle	40,000	
430-40200-3010	Firewall Upgrades	4,000	
430-40200-3035	CIP Development/Grant	32,500	
Total Admin.			**76,500**
Police Dept.			
430-40503-3025	3 Police Patrol Vehicles	148,000	
430-40503-3030	Body Armor (5)	5,000	
430-40503-3020	Handheld Radios (5)	4,000	
430-40503-3010	Dispatch Battery Backup	50,000	
430-40503-3030	Replace Camera System	38,000	
Total Police Dept.			**245,000**
Fire Department			
430-40606-4005	Lease Payment on Engine 1 (Payment #5 of 5)	120,787	
430-40606-3005	New A/C Replacement Plan (1st of 3 phases)	43,411	
430-40606-3030	Bunker Gear	12,000	
430-40606-3005	Kitchen Oven (current discontinued)	6,500	
430-40606-3030	Replace 4 Gas Monitor (expires 2022)	3,300	
Total Fire Dept.			**185,998**
Emergency Mgmt			
430-40607-3030	New Storm Siren	27,000	
430-40607-3030	On Command PC based siren control system	15,500	
Total Emergency Mgmt			**42,500**
Parks Maintenance			
430-41108-4005	Lease Payments on 2 JD Mower	22,400	
430-41108-3025	Pickup (smaller footprint for paths)	28,000	
430-41108-3035	MRP Project/Design Trail/Grant $23,600	29,500	
Total Parks Maintenance			**79,900**
Street Maintenance			
430-41208-3025	Used 2 person Bucket Truck	100,000	
430-41208-3030	Dump Trailer	10,000	
430-41208-3035	Sante Fe Drainage Ditch	40,000	
430-41208-3036	Street Improvements	200,000	
Total Street Maint.			**350,000**
Acme Brick Park Center			
430-41408-3005	Bldg Rehab (Flooding-Rehab office work space)	15,000	
430-41408-3030	Mats for Free Weight Area	5,408	
430-41408-3030	Smith Machine	2,000	
430-41408-3030	Various Weight Equipment	2,000	
430-41408-3030	AED's Acme Track & Armory	4,096	
430-41408-3035	Train and Track Repair	60,000	
430-41408-3005	Soccer Building Interior completion	40,000	
Total Acme Brick Park Center			**128,504**

CUMMINS CHRYSLER
4100 Carriage Way
Weatherford, OK 730969608

Configuration Preview

Date Printed: 2022-08-03 3 33 PM
Estimated Ship Date:

VIN:
VON:

Quantity: 1
Status: BA - Pending order
FAN 1: 009SY Clinton, City of, Oklahoma
FAN 2:
Client Code:
Bid Number: TB3085
PO Number:

Sold to:
CUMMINS CHRYSLER (44450)
4100 Carriage Way
Weatherford, OK 730969608

Ship to:
CUMMINS CHRYSLER (44450)
4100 Carriage Way
Weatherford, OK 730969608

Vehicle: 2023 CHARGER POLICE AWD (LDEE48)

	Sales Code	Description	MSRP(USD)	FWP(USD)
Model:	LDEE48	CHARGER POLICE AWD	42,635	41,654
Package:	29A	Customer Preferred Package 29A	0	0
	ERB	3.6L V6 24V VVT Engine	0	0
	DFT	8-Spd Auto 850RE Trans (Make)	0	0
Paint/Seat/Trim:	PX8	Pitch Black Clear Coat	0	0
	APA	Monotone Paint	0	0
	*C8	HD Cloth Bucket & Rear Bench Seats	0	0
	-X9	Black	0	0
Options:	4DH	Prepaid Holdback	0	-1,291
	4ES	Delivery Allowance Credit	0	-426
	MAF	Fleet Purchase Incentive	0	0
	LNX	LED Spot Lamps	150	136
	LNF	Black Left Spot Lamp	235	211
	5N6	Easy Order	0	0
	4FM	Fleet Option Editor	0	0
	4FT	Fleet Sales Order	0	0
	163	Zone 63-Dallas	0	0
	4EA	Sold Vehicle	0	0
Non Equipment:	4FA	Special Bid-Ineligible For Incentive	0	0
Bid Number:	TB3085	Government Incentives	0	-7,500
Discounts:	YGF	8 Additional Gallons of Gas	0	23
Destination Fees:			1,595	1,595
		Total Price:	44,615	34,402

Order Type: Fleet
Scheduling Priority: 1-Sold Order
Salesperson:
Customer Name:
Customer Address:
USA
Instructions:

PSP Month/Week:
Build Priority: 99

34,802.00

ORDERED 3
9-9-22

Note: This is not an invoice. The prices and equipment shown on this priced order confirmation are tentative and subject to change or correction without prior notice. No claims against the content listed or prices quoted will be accepted. Refer to the vehicle invoice for final vehicle content and pricing. Orders are accepted only when the vehicle is shipped by the factory.

CONTRACTOR'S APPLICATION FOR PAYMENT NO. 2 Date: 10/3/22

PROJECT: Clinton Lake Treatment Plant-PAC Feed
BMcD Project #123031

Engineer: Burns McDonnell Engineering

To: City of Clinton
415 Gary Blvd
Clinton, OK 73601

Page 1 of: 2 Pages

WALTERS-MORGAN CONSTRUCTION

Work accomplished through: October 1, 2022

WALTERS-MORGAN JOB NO. 221-06

CHANGE ORDER SUMMARY			
Change Orders approved in previous months by Owner		ADDITIONS	DEDUCTIONS
Total			
Approved this Month			
Number	Date Approved		
Totals		$0.00	$0.00
Net change from Changes		$0.00	

The present status of the account for this Contract is as follows:

ORIGINAL CONTRACT SUM	$	$897,000.00
Net Change by Change Orders	$	$0.00
CONTRACT SUM TO DATE	$	$897,000.00
TOTAL COMPLETED & STORED TO DATE	$	$247,850.00
RETAINAGE 10% Work Completed	$	($24,785.00)
RETAINAGE 10% Materials on Hand	$	$0.00
TOTAL EARNED LESS RETAINAGE	$	$223,065.00
LESS PREVIOUS CERTIFICATES FOR PAYMENT	$	($125,910.00)
CURRENT PAYMENT DUE	$	$97,155.00

The undersigned CONTRACTOR certifies that: (1) all previous payments received from Owner on account of Work done under the Contract referred to above have been applied to discharge CONTRACTOR'S legitimate obligations incurred in connection with Work covered by prior Applications for Payment number _____, inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by the Application for Payment will pass to OWNER at time of payment free and clear of Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and not defective.

Dated: 10/5/22

WALTERS-MORGAN CONSTRUCTION, INC.
CONTRACTOR

By: Craig Driskel
Craig Driskel - Project Mgr.

	Owner
	Contractor
	Engineer

The undersigned certifies the work has been carefully inspected and to the best of their knowledge and belief, the quantities shown in this estimate are correct and the work has been performed in accordance with the contract.

BURNS MCDONNELL ENGINEERING
ENGINEER

Dated: 10/10/22

By: Dana Weir

APPROVED BY OWNER

By: Robert Johnston

Date: 10/19/2022

WALTERS-MORGAN CONSTRUCTION, INC.

BMcD Project # 123031
Clinton WTP PAC Feed System
WALTERS-MORGAN JOB NO. 221-06

SCHEDULE OF VALUES
Clinton WTP PAC Feed System

PERIOD ENDING: 10/1/2022

DATE: 10/3/2022

Billing # 2

ORIGINAL CONTRACT AMOUNT $897,000

ITEM	DESCRIPTION	QTY	UNIT	UNIT $	TOTAL PRICE	QTY THIS PER	QTY PREV ESTIM.	QTY TO DATE	*	AMOUNT THIS PER	AMOUNT PREV. EST.	AMOUNT TO DATE
1	BONDS & INSURANCE	1.0	LS		$20,000.00	0.00%	100.00%	100.00%	*	$0.00	$20,000.00	$20,000.00
2	CONSTRUCTION MOBILIZATION	1.0	LS		$10,000.00	0.00%	80.00%	80.00%	*	$0.00	$8,000.00	$8,000.00
5	DEMOBILIZATION	1.0	LS		$5,000.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
6	WATERLINE	1.0	LS		$23,000.00	95.00%	0.00%	95.00%	*	$21,850.00	$0.00	$21,850.00
7	DRAIN LINE	1.0	LS		$24,000.00	60.00%	30.00%	90.00%	*	$14,400.00	$7,200.00	$21,600.00
8	SLURRY LINE	1.0	LS		$32,000.00	60.00%	35.00%	95.00%	*	$19,200.00	$11,200.00	$30,400.00
9	ASPHALT REPAIR	1.0	LS		$8,000.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
10	DRILLED PIERS	1.0	LS		$45,000.00	0.00%	100.00%	100.00%	*	$0.00	$45,000.00	$45,000.00
11	BASE SLAB	1.0	LS		$45,000.00	10.00%	90.00%	100.00%	*	$4,500.00	$40,500.00	$45,000.00
12	PAC EQUIPMENT	1.0	LS		$590,000.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
13	EQUIPMENT START	1.0	LS		$5,000.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
14	ELECTRICAL WORK	1.0	LS		$80,000.00	60.00%	10.00%	70.00%	*	$48,000.00	$8,000.00	$56,000.00
15	HEAT TRACING	1.0	LS		$5,000.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
16	SEEDING	1.0	LS		$5,000.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
17			LS		$0.00	0.00%	0.00%	0.00%	*	$0.00	$0.00	$0.00
TOTAL CONTRACT					$897,000.00				*	$107,950.00	$139,900.00	$247,850.00

TOTALS	% COMPLETE	
A. TOTAL WORK COMPLETED	27.63%	$247,850.00
B. TOTAL MATERIAL ON HAND		$0.00
TOTAL COMPLETED & STORED	27.63%	$247,850.00
RETAINAGE WORK COMPLETED (10%)		$24,785.00
RETAINAGE STORED MATERIALS (10%)		$0.00
TOTAL EARNED LESS RETAINAGE		$223,065.00
PREVIOUS PAYMENTS		$125,910.00
AMOUNT DUE CONTRACTOR		**$97,155.00**

(This item is placed on the agenda so the Authority, by unanimous consent, can designate those routine items they wish to be approved by one motion. If an item does not meet the approval of all members, that items will be heard in regular order.)

PUBLIC NOTICE OF A REGULAR MEETING OF THE PUBLIC WORKS AUTHORITY TUESDAY, OCTOBER 18, 2022 AT 5:30 PM CLINTON CITY HALL

AGENDA

Source listing: 10/18/2022 Meetings
Original source: https://agendas.clintonok.gov/archive/2022/101822/launch.html
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/HA101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/PWA101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/RM101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/SW1018222.htm

1. CALL TO ORDER, OPENING PRAYER/PLEDGE OF ALLEGIANCE

    A. Temple Diehl, Pastor, Clinton First United Methodist Church, Prayer
    Tom Jaworsky , Vice-Commander, American Legion Post 41

2. CONSENT AGENDA

    A. Minutes of the October 4, 2022, Regular Meeting

    B. Acknowledge Approval by Clinton City Council of Pay Request No. Two in the Amount of $97,155.00 by Walters-Morgan Construction on the Clinton Lake WTP PAC Project CDBG 17582 (City to Pay $47,577.50 from Bond Construction Fund and $47,577.50.00 to be…

3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING:

4. NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.)

5. TRUSTEES' COMMENTS

6. MANAGER'S COMMENTS

7. AUDIENCE PARTICIPATION (According to Audience Participation Decorum Guidelines at Clinton City Council Public Meetings effective: 2/14/2017)

8. ADJOURN

Filed this 14th day of October 2022, Posted on the bulletin board in the lobby of the Clinton City Hall October 14, 2022, at 12:00 p.m.

MINUTES OF CLINTON PUBLIC WORKS AUTHORITY MEETING
SEPTEMBER 20, 2022

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Public Works Authority City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, September 20, 2022, at 5:30 p.m. A notice of this meeting was posted on the bulletin board in the lobby of Clinton City Hall on September 16, 2022, at 4:00 p.m.

Chairman David Berrong called the meeting to order at 6:30 p.m. with the following present:

CHAIRMAN: David Berrong
TRUSTEES: Patch McComas, Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva
MANAGER: Robert Johnston
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
CITY CLERK: Amy Jones
NEWS MEDIA: Nydia Campbell, Mike Smith
OTHERS: Gene McCullough, Brett Russell, Joshua McGuire, Lana Johnston, Tracy Yoder, Toby Anders, Jim Slayton and others.

Gene McCullough, Public Works Director opened the meeting with prayer and Don Miller, Post Commander, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes of the September 20, 2022, Regular Meeting
B. Consider Claims
C. Acknowledge Financial Reports from the month ending 08/31/2022
D. Purchase of Brushcutter and Attachment for Skid Steer for Clinton Lake Dam

Motion was made by Trustee Dowdell and seconded by Trustee Villanueva that the Consent Agenda Items be approved.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the motion carried

AGENDA ITEM NO. 3: DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION ITEMS

None

AGENDA ITEM NO. 4 NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act)
None

AGENDA ITEM NO. 5: TRUSTEE COMMENTS
None

AGENDA ITEM NO. 6: MANAGER COMMENTS
None.

AGENDA ITEM NO. 7: ADJOURNMENT

Moved by Trustee Lloyd and seconded by Trustee Dowdell to adjourn the meeting.

Chairman put the motion to a roll call vote:

Aye: Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the meeting adjourned at 6:12 p.m.

_____
Date Approved

_____
David D. Berrong, Chairman

(This item is placed on the agenda so the Clinton City Council, by unanimous consent, can designate those routine items they wish to be approved by one motion. If an item does not meet the approval of all members, that item will be heard in regular order.)

PUBLIC NOTICE OF A REGULAR MEETING OF THE HOSPITAL AUTHORITY TUESDAY, OCTOBER 18, 2022 AT 5:30 PM CLINTON CITY HALL

AMENDED AGENDA

Source listing: 10/18/2022 Meetings
Original source: https://agendas.clintonok.gov/archive/2022/101822/launch.html
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/HA101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/PWA101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/RM101822.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/101822/SW1018222.htm

1. CALL TO ORDER, OPENING PRAYER/PLEDGE OF ALLEGIANCE

    A. Temple Diehl, Pastor, Clinton First United Methodist Church, Prayer
    Tom Jaworsky, Vice-Commander, American Legion, Post 41

2. CONSIDER APPROVAL OF CONSENT AGENDA

    A. Minutes from October 4, 2022, Regular Meeting,

3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING:

    A. Request for Executive Session Pursuant to Section 307 B (4) of the OK Open Meeting Act Confidential Communications Between a Public Body and Its Attorney Regarding Clint on HMA, LLC, Plaintiff and the Clinton Hospital Authority, Defendant;

    B. Reconvene from Executive Session;

    C. Engagement of a Hospital Management/Operating Company for Clinton Regional Hospital;

    D. Resolution No. 22-01 – Reconstituting the Clinton Regional Hospital Governing Board and Appoint Governing Board Members

    E. Any Other Action(s) Arising Out of the Executive Session

4. NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Open Meeting Act.)

5. TRUSTEE COMMENTS

6. MANAGER’S COMMENTS

7. AUDIENCE PARTICIPATION (According to Audience Participation Decorum Guidelines at Clinton City Council Public Meetings effective: 2/14/2017)

8. ADJOURN

Filed this 14th day of October 2022, Posted on the bulletin board in the lobby of the Clinton City Hall October 14, 2022, at 12:00 p.m.
Amended Agenda Filed this 17 th day of October 2022, Posted on the bulletin board in the lobby of the Clinton City Hall October 17, 2022, at 3:00 p.m.

MINUTES OF HOSPITAL AUTHORITY MEETING
OCTOBER 4, 2022

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Hospital Authority City of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, October 4, 2022, at 4:00 p.m. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on September 30, 2022, at 4:00 p.m.

Chairman David Berrong called the meeting to order at 5:39 p.m. with the following present:

CHAIRMAN: David Berrong
TRUSTEES: Patch McComas, Ernie Dowdell, Arthur Lloyd, Ernesto Villanueva
MANAGER: Robert Johnston
CITY TREASURER: Debra Blanchard
CITY ATTORNEY: Ryan Meacham
CITY CLERK: Amy Jones
NEWS MEDIA: Nydia Campbell, Mike Smith
OTHERS: Gene McCullough, Brett Russell, Joshua McGuire, Lana Johnston, Tracy Yoder, Toby Anders, Jim Slayton and others.

Gene McCullough, Public Works Director opened the meeting with prayer and Don Miller, Post Commander, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes from September 20, 2022, Regular Meeting
B. Consider Claims
C. Acknowledge Financial Reports from the month ending 8/31/2022

Motion was made by Trustee McComas and seconded by Trustee Dowdell that the Consent Agenda Items be approved.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong
Nay: None
Chairman declared the motion carried.

AGENDA ITEM NO. 3 Discussion, Consideration, and Possible Action Regarding:

A. Request for Executive Session pursuant to Section 307 B(4) of the OK Open Meeting Act Confidential Communications between a Public Body and its attorney Regarding Clinton HMA LLC, Plaintiff and the Clinton Hospital Authority, Defendant;

Motion was made by Trustee McComas and seconded by Trustee Dowdell to go into Executive Session at 5:39 p.m. pursuant to Section 307 B (4) of the OK Open Meeting Act Confidential Communications between a Public Body and its attorney; regarding Clinton HMA LLC, Plaintiff and the Clinton Hospital Authority, Defendant and to invite City Attorney Ryan Meacham to join.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the motion carried

B. Reconvene from Executive Session

Motion was made by Trustee McComas and seconded by Trustee Lloyd to reconvene to the regular meeting at 6:02 p.m.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the motion carried.

C. Any Action(s) Arising Out of the Executive Session

Chairman Berrong stated no action.

AGENDA ITEM NO. 4: NEW BUSINESS (If any, pursuant to Section 311.9 of the Oklahoma Meeting Act.)
None

AGENDA ITEM NO. 5: TRUSTEE REPORT
None

AGENDA ITEM NO. 6: CITY MANAGER'S REPORT
None

AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION (According to Audience Participation Decorum Guidelines at Clinton City Council Public Meetings effective: 2/14/2017)

Chairman Berrong welcomed Jim Slayton, General Counsel for Carrus Healthcare from Sherman Texas for some brief comments. Carrus works primarily with hospitals that have

80 beds or less. Mr. Slayton spoke to the Council and the audience briefly about what the Carrus could provide as a hospital management company. The Chairman thanked Mr. Slatten for his presentation to the Council.

AGENDA ITEM NO. 7: ADJOURNMENT

Moved by Trustee McComas and seconded by Trustee Dowdell to adjourn the meeting.

Chairman put the motion to a roll call vote:

Aye: Dowdell, Lloyd, McComas, Villanueva, Berrong
Nay: None

Chairman declared the meeting adjourned at 6:11 pm.

_____
Date Approved

_____
David D. Berrong, Chairman

RESOLUTION NO. HA2022-01

A RESOLUTION OF THE CLINTON HOSPITAL AUTHORITY RECONSTITUTING THE CLINTON REGIONAL HOSPITAL GOVERNING BOARD AND APPOINTING GOVERNING BOARD MEMBERS

WHEREAS, the Lease Agreement with Clinton HMA, LLC (Alliance) for the operation of Clinton Regional Hospital terminates on December 31, 2022, and there is a need to provide for day-to-day governance of this vital healthcare facility; and

WHEREAS, the Trustees of the Clinton Hospital Authority, (hereinafter collectively called "The Authority") via Resolution No. 7 approved on April 3, 1973, constituted a management (governing) board for the Clinton Regional Hospital (hereinafter referred to as the "Hospital") in order to provide for the successful and stable operation of the Hospital,

WHEREAS, said Resolution No. 7 provides a suitable framework for the reconstitution of the Hospital Governing Board at this time via this Resolution, subject to further future amendments.

NOW THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE CLINTON HOSPITAL AUTHORITY:

SECTION 1. ESTABLISHMENT OF BOARD.

There hereby is established the Clinton Regional Hospital Governing Board, (hereinafter referred to as the "Hospital Governing Board") for the performance of the duties and with the powers hereinafter set forth. Said Hospital Governing Board shall be composed of five (5) appointed members. A quorum of the Hospital Governing Board shall consist of at least three (3) members *to conduct any action on behalf of said Board*.

SECTION 2. QUALIFICATIONS

2.1 Appointment Qualifications:

Each of the members of said Hospital Governing Board shall possess the following qualifications:

a. ***Adult citizenship of the United States of America;*** and

b. Residence in the City of Clinton, Oklahoma, throughout the term of membership; with the exception of one (1) member from outside the corporate limits when deemed to be in the best interests of the hospital.

2.2 Limitation on Board Members:

No member of the Hospital Governing Board shall be eligible, without the prior written consent of the Authority:

a. To enter into any contract with the Hospital Governing Board, or The Authority relating in any manner related to the Hospital.

b. To profit in any manner, directly or indirectly, by reason of membership on the Hospital Governing Board; or

c. To be eligible for employment by the Hospital Governing Board or The Authority within one (1) year after expiration of the term for which such member was appointed

SECTION 3 TERM, APPOINTMENT AND REMOVAL

3.1 Term

a. Except as provided in (b) of this subsection, each member of the Hospital Board shall serve a term of five (5) years and until his successor respectively shall have been appointed and accepted the appointment: provided, that a member of the Hospital Governing Board may, in the discretion of The Authority, be appointed to succeed himself for consecutive terms.

b. The respective terms of the persons constituting the Hospital Governing Board, as the initial members thereof, who shall serve until a successor respectively shall have been appointed and accepted the appointment shall be as follows (each of whose terms shall date from the date of this Resolution and extend to the end of the respective periods set forth below):

NAME	Term Expires
1. _____	2023
2. _____	2024
3. _____	2025
4. _____	2026
5. _____	2027

3.2 Appointment: The Authority shall appoint all members of the Hospital Governing Board as vacancies shall occur. In the event of a vacancy caused by other than expiration of a member's term, the appointment shall be for the remainder of the unexpired term of the Hospital Governing Board member being replaced.

3.3 Removal: Any member of the Hospital Governing Board may be removed by The Authority for cause which shall include, but not be limited to, repeated failure to attend the meeting of the Hospital Governing Board or failure to abide by the provisions of this Resolution as herein provided, or in the event The Authority should deem itself to be insecure by reason of the financial condition of the Hospital.

SECTION 4. PERSONNEL

4.1 Chief Executive Officer (CEO)

a. If it is determined that a CEO is necessary, the Hospital Governing Board shall have exclusive authority to employ a Chief Executive Officer (CEO) for the Hospital and, subject to approval of The Authority, to fix the amount of compensation therefore. The CEO shall be selected with reference to the executive and CEO qualifications of the individual or firm. If the CEO is an individual, he/she need not be a resident of the City of Clinton, Oklahoma, or the State of Oklahoma at the time if his/her employment. The terms of the employment of the CEO shall provide for termination of his/her employment by the Governing Board at any time, subject to the approval of The Authority.

b. The administration of the hospital, and all of its departments and operating and maintenance employees, and the carrying out of policies, rules and regulations established by the Hospital Governing Board shall be vested in the CEO. Subject to the determination of the Hospital Governing Board, on recommendation of the CEO, of the categories, number and salaries to be paid to employees, the CEO shall have full power of employment, termination of employment and direction of such employees in the performance of their duties without interference by the Hospital Governing Board or any member thereof. The CEO shall be responsible and accountable for all property of the Clinton Regional Hospital.

c. The Hospital Governing Board, from time to time, may prescribe additional duties of the CEO.

d. Neither the Hospital CEO, the Hospital Governing Board, nor any other employee of the Hospital may appoint or employ any person related to any member of the Hospital Governing Board, the CEO, or to himself, or in the case of plural authority to one of its members by blood or marriage, within the third degree to any position in the Hospital without the prior approval of The Authority.

e. In the event it is determined that a CEO is necessary the Board may engage an entity (Corporation, Company, etc.) to occupy the position of CEO.

4.2 PROFESSIONAL MEDICAL STAFF AND PROFESSIONAL EMPLOYEES

The Hospital Governing Board shall have exclusive right and power to make appointments to the professional medical staff, and to employ, supervise and fix the compensation of auditors, hospital consultants, architects, and engineers employed in connection with the operation of the Hospital. The General Counsel of The Authority shall also be the attorney for the Hospital Governing Board.

4.3 MEDICAL STAFF, ETC

The medical staff, through the CEO, shall be made responsible for the clinical and scientific organization of the Hospital. The medical staff shall be subject to direction of

the conference committee and composed of a designee of the Hospital Governing Board, the CEO and the executive committee of the medical staff.

4.4 BONDS

The CEO shall furnish a fidelity bond in such amount and in such terms as shall be prescribed by The Authority and the surety shall be approved by The Authority. The Authority may require bond of any other employee or person connected with the Hospital, such bond, or bonds to be in amounts and terms prescribed by The Authority.

SECTION 5. FINANCIAL DUTIES.

5.1 BUDGET

The Hospital Governing Board shall prepare and submit to the Secretary of Trustees of The Authority, not later than thirty (30) days prior to the commencement of each fiscal year of The Authority, ten (10) copies of an annual budget for controlling the expenditures of the fund for the Hospital. Prior to the beginning of each fiscal year, The Authority agrees to establish an annual budget, and the Hospital Governing Board shall control all expenditures in accordance therewith. The Authority, from time to time upon request of the Hospital Governing Board, may supplement or amend items contained in the annual budget.

5.2 ACCOUNTING SYSTEM AND AUDITS

The Hospital Governing Board shall establish and enforce the maintenance of an adequate accounting system and periodical audits by Certified Public Accountants selected by The Authority which shall currently reflect the financial operations of the Hospital and, in all events, shall comply with all covenants of The Authority in connection with any indebtedness relating to the Hospital.

5.3 FEES AND CHARGES

The Hospital Governing Board, subject to the approval of The Authority, shall establish and enforce a uniform schedule of fees and charges to be made for the facilities provided by the Hospital. The fees and charges shall be in such amounts that the aggregate thereof shall comply with all covenants of The Authority in relation to any indebtedness incurred in connection with the Hospital and all money collected on account of the operation of the Hospital shall be deposited in funds and accounts in accordance with the terms of such indebtedness.

5.4 EXPENDITURES

Expenditures from the above-described Special Account shall be made by check of the CEO countersigned on such terms and in such manner as the Hospital Governing Board with the approval of The Authority shall prescribe. Expenditures shall be made solely for purposes previously authorized by the budget; Provided, that the Hospital Governing Board may authorize the CEO to expend limited amounts for emergencies

or minor administrative demands under such regulation as it shall establish. Timely payments shall be made of all sums required to comply with the covenants of The Authority in relation to its indebtedness and The Authority shall be notified in writing immediately of such payments.

5.5 CONTRACT AND EXPENDITURE OF PROCEEDS OF INDEBTEDNESS

Contracts for expenditure of proceeds of indebtedness for construction, installations, repairs, replacements, equipment, and supplies for the hospital shall be made by The Authority. The negotiating of or advertising for and entering into any said contract shall not be included within the duties or responsibilities of the Hospital Governing Board, but The Authority may, from time to time consult with and seek the advice of the Hospital Governing Board on any such matter.

SECTION 6. OPERATION OF HOSPITAL

The Hospital Governing Board shall have the duty of actual direction of the operation of the Hospital for and on behalf of The Authority, including, but not limited to the following:

a. Determination and maintenance of the policies of the Hospital in relation to community needs.
b. Providing for the maintenance of the equipment and facilities consistent with community needs for patients of the hospital.
c. Maintenance of professional standards in relation to admission and care of patients.
d. Coordination of professional interests with administrative, financial and community needs.
e. Providing of all reasonable protection of patients in pursuance of the moral and legal responsibility of a hospital to its patients.

In satisfaction of these duties, the Board may utilize the expertise and advice of the CEO, or assign specific duties to the CEO for execution.

SECTION 7. REPORTS

The Hospital Governing Board shall make monthly reports to The Authority in relation to the operation and financial affairs of the Hospital in such detail and form as may reasonably be prescribed by The Authority, and a complete annual report and audit shall be made not later than sixty (60) days following the close of each fiscal year. The Hospital Governing Board shall appear at any meeting of The Authority upon request of the Chairman of Trustees of The Authority upon request of the Chairman of Trustees of The Authority communicated or delivered to the Hospital Governing Board not less than (1) day prior thereto.

SECTION 8 ORGANIZATION AND MEETINGS OF GOVERNING BOARDS

8.1 Organization

The Hospital Governing Board may determine its own method of organization, its officers and their duties and method of functioning, subject to the approval of The Authority

8.2 Meetings

The Hospital Governing Board shall meet in regular, special and/or emergency meetings in full compliance with the Oklahoma Open Meeting Act. It shall meet regularly not less than once each month.

Failure of any member of the Hospital Governing Board to attend at least seventy-five per cent (75%) of regularly scheduled meetings in any fiscal year without just cause shall result in automatic removal from membership, or in the event any member of the Hospital Governing Board fails to attend three (3) consecutive regularly scheduled meetings without cause shall result in the automatic removal from membership, in each instance, unless The Authority shall otherwise determine

Adopted this _____ day of _____, 2022

_____
David D. Berrong
Chairman

ATTEST: (SEAL)

_____
Amy E. Jones
Secretary