(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, NOVEMBER 15, 2022 AT 5:30 PM CLINTON CITY HALL

AGENDA

Source listing: 11/15/2022 Meetings
Original source: https://agendas.clintonok.gov/archive/2022/111522/launch.html
Original authority agenda: https://agendas.clintonok.gov/archive/2022/111522/HA111522.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/111522/RM111522.htm

1. Call to Order, Opening Prayer/Pledge of Allegiance

    A. Prayer
    Doug Greer, Service Officer, American Legion Post 41

2. Consider Approval of Consent Agenda

    A. Minutes of the November 1, 2022, Regular Meeting

3. Discussion, Consideration, And Possible Action Regarding

    A. Resolution 943 - Authorizing the Completion of the Necessary Actions for the Clinton Fire Department to be Certified by the Oklahoma Department of Health as a Pre-Hospital Emergency Medical Response Agency (EMRA);

    B. Resolution 944 - Authorizing OMAG to Distribute Escrow Account Funds ;

    C. Resolution 945 – Declaring the Eligibility of the City of Clinton to Submit An Applications to Oklahoma Department of Transportation for Use of Transportation Alternatives Programs TAP Funds Set Forth by IIJA for the McLain Rogers Park ADA Project…

    Resolution 945 – Declaring the Eligibility of the City of Clinton to Submit An Applications to Oklahoma Department of Transportation for Use of Transportation Alternatives Programs TAP Funds Set Forth by IIJA for the McLain Rogers Park ADA Project in Clinton, OK and Authorizing the Mayor to Sign This Application ;

    D. Recommendation from the CEDA Regarding the Demolition Bids for Structures at the Former Glancy Motel and Pop Hicks Restaurant Properties;

    E. Authorize Execution of a Demolition Agreement with the Lowest & Best Bidder for Structures at the Former Glancy Motel and Pop Hicks Restaurant Properties;

F. OMAG Recognition Award

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

5. COUNCIL COMMENTS

6. CITY 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 10th day of November 2022, Posted on the bulletin board in the lobby of the Clinton City Hall November 10, 2022, at 4:00 p.m.

_____

Not recorded

MINUTES OF THE CLINTON CITY COUNCIL REGULAR MEETING
NOVEMBER 1, 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, November 1, 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 October 28, 2022, at 4:00 P.M.

Mayor David Berrong called the meeting to order at 4:00 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, Joshua McGuire, Julie Caldwell, Nathan Meget, Jim Riley, Joe Cloninger, Landon Dixon, Tracy Heerwald, Paul Rinkel, Johnny Dixon and others.

Landon Dixon, Church of Christ, opened the meeting with prayer and Joe Cloninger, Chaplain, American Legion Post 41 led the Pledge of Allegiance.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes of the November 1, 2022, Regular Meeting
B. Consider Claims
C. Acknowledge Receipt of Financial Reports from Month Ending September 30, 2022
D. Approval of Invoice 025-398690 Tyler Technologies in the Amount of $42,270.81 for Municipal Software Annual Maintenance
E. Budgeted Capital Improve Fund Purchase of 2022 Ford Edge from McKinsey Motors in the Amount of $37,991.00

Motion was made by Councilman McComas and seconded by Councilman Dowdell that the Consent Agenda Items be approved except for item E. Budgeted Capital Improve Fund Purchase of 2022 Ford Edge from McKinsey Motors in the Amount of $37,991.00 which was removed for further discussion and possible action.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

Budgeted Capital Improve Fund Purchase of 2022 Ford Edge from McKinsey Motors in the Amount of $37,991.00 considered separately for discussion and action by Council.

Councilman McComas requested discussion regarding the budgeted Capital Improvement Fund Purchase of 2022 Ford Edge from McKinsey Motors in the Amount of $37,991.00. City Manager Johnston stated that he had asked City Clerk Jones to prepare a report on the 2008 Nissan Armada which would be replaced by the Edge

City Clerk Jones reported that the Nissan Armada is a 2008 model with 87,541 miles. She reported that multiple departments use the vehicle from City Hall employee's to Fire Department and Police Department. The use of the vehicle has been less since COVID restrictions were implemented and training have been more frequently virtual.

Discussion was held regarding the current condition of the Armada. Councilman Dowdell also stated that he had multiple conversations with the City Manager Johnston during the budgeting process regarding the need for a pool vehicle.

In response to a question, City Attorney Meacham commented that a city-owned vehicle is preferred over the use of private vehicles for liability reasons.

The motion was made by Councilman McComas and seconded by Councilman Dowdell to approve the purchase of Budgeted Capital Improve Fund Purchase of 2022 Ford Edge from McKinsey Motors in the Amount of $37,991.00.

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 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ITEMS:

A. Resolution 942 – Authorizing an Application for American Rescue Plan Act (ARPA) Grant Funding from the Oklahoma Water Resources Board (OWRB)

City Manager Johnston reported that another ARPA grant opportunity has presented itself. The application requirements are more substantial than previous ARPA grants, so the next three agenda items are required to obtain this funding. Proposed Resolution 942 - Authorizing an Application for American Rescue Plan Act (ARPA) Grant Funding from the Oklahoma Water Resources Board (OWRB). These ARPA grant funds would be

utilized for the purpose of constructing and equipping Chemical Feed Building(s) at the Clinton Lake Water Treatment Plant. It was noted that this is expected to be a very competitive grant, so if we do not receive this ARPA grant funding, we will have completed the engineering component to apply for future grants to meet this need.

The motion was made by Councilman McComas and seconded by Councilman Lloyd to approve Resolution 942 **–** Authorizing an Application for American Rescue Plan Act (ARPA) Grant Funding from the Oklahoma Water Resources Board (OWRB).

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

B. Staff Recommendation regarding the Engagement of a Consulting Engineer Firm to Provide Cost Estimates and Construction Plans and Documents Required as Part of the ARPA Financial Division Grant Application Due 11/30/2022

City Manager Johnston provided the staff recommendation regarding the engagement of a consulting engineer to provide cost estimates and construction plans and documents required as part of the ARPA Financial Division Grant Application. The information regarding this grant opportunity had been received recently with a very short timeline for preparation of the application requesting the funding. This greatly accelerated the engineer selection process. Public Works Director Gene McCullough and he had sent out RFQs (Requests for Qualifications) to four very capable engineering firms. Three engineering firms responded with proposals. Johnston and McCullough then reviewed the three proposals, interviewed the engineering firms and agreed on a recommendation of Burns & McDonnell for this grant application.

The motion was made by Councilman McComas and seconded by Councilman Dowdell to approve the recommendation for the engagement of Burns & McDonnell as the consulting engineer to provide cost estimates and construction plans & documents required as part of the ARPA Financial Division Grant Application due on November 30, 2022.

Mayor put the motion to a roll call vote:

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

Mayor declared the motion carried.

C. Approval of Task Order No.22 - Burns and McDonnell for Engineering Services Related to the Application for ARPA Financial Division Grant Funding

City Manager Johnston stated that approval of this Task Order from Burns and McDonnell is the last step to be taken at this meeting related to the application for ARPA financial division grant funding.

City Attorney Meacham noted that the OWRB has received a large amount of ARPA funding for distribution and has just now provided the information for requesting funds available. Robert and Gene have worked as quickly as possible to get Clinton in the mix for funding.

The motion was made by Councilman McComas and seconded by Councilman Dowdell approve the Task Order 22 - Burns and McDonnell for Engineering Services Related to the Application for ARPA Financial Division Grant Funding

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.)

AGENDA ITEM NO. 5 COUNCIL COMMENTS

Mayor Berrong welcomed Carrus Chief Operating Office Jon Rains and Public Relations Director Jordyn Case.

AGENDA ITEM NO. 6 CITY MANAGER'S COMMENTS

City Manager Johnston reported that the recently purchased roll off truck is undergoing final inspection and will be available for us to pick it up as soon as next week, the November 15 meeting will include a training presentation from OMAG so a survey will be emailed to be completed before the meeting. Also, CEDA will be requesting an appropriation of $120,000 for the demolition of structures on the Glancy Motel/Pop Hicks properties. CEDA is receiving proposals regarding redevelopment of the Glancy Motel until 11/14 which could influence which Glancy structures are recommended for

demolition.

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 Villanueva 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 6:30 P.M.

_____
Date Approved

_____
David D. Berrong, Mayor

RESOLUTION NO. 943

AUTHORIZING THE COMPLETION OF THE NECESSARY ACTIONS FOR THE CLINTON FIRE DEPARTMENT TO BE CERTIFIED BY THE OKLAHOMA DEPARTMENT OF HEALTH AS A PRE-HOSPITAL EMERGENCY MEDICAL RESPONSE AGENCY (EMRA)

WHEREAS, the Clinton Fire Department (CFD) has provided fire protection services for the citizens of Clinton and the surrounding area since 1903; and

WHEREAS, as the first responder on many emergency scenes over the years, the CFD has previously recognized and addressed the need for rescue services via training & acquisition of necessary equipment; and

WHEREAS, the CFD has recently been working towards becoming certified by the Oklahoma Department of Health as a Pre-Hospital Emergency Medical Response Agency (EMRA) per *Oklahoma Administrative Code*, Title 310, Chapter 641-15-1 *et. seq.* to supplement the Emergency Medical Services (EMS) already provided by Sinor EMS and other local EMS providers; and

WHEREAS, the career and volunteer members of the CFD have been recently trained as Emergency Medical Technician - Basic (EMT - Basic) by in-house instructors and four have passed the national certification test as prerequisites for future training and certification as EMT - Intermediate and/or EMT - Paramedic; and

WHEREAS, it is in the best interests of the citizens of Clinton, Oklahoma for the Clinton Fire Department to become a Pre-Hospital Emergency Medical Response Agency (EMRA).

NOW THEREFORE, BE IT RESOLVED by the Clinton City Council that it is authorized to take the necessary actions for the Clinton Fire Department to obtain and maintain certification as a Pre-Hospital Emergency Medical Response Agency, including, but not limited to, the following: (a) continuation of EMS training and acquisition of the required equipment & supplies; (b) Contracting for the services of a Physician Medical Director with Tiger Physician Staffing, LLC d/b/a Heartland Medical Direction.

PASSED AND APPROVED by the City Council of the City of Clinton this 15th day of November 2022.

_____
David D. Berrong, Mayor

ATTEST: _____
Amy E. Jones, City Clerk

(SEAL)

DocuSign Envelope ID: 5E97B1A5-3288-473F-AAFE-94B03A64F774

AGREEMENT FOR PHYSICIAN MEDICAL DIRECTOR
FOR Clinton Fire Department

This agreement made and entered into this _____(Date) by and between the Clinton Fire Department hereinafter referred to as "EMS Agency" and Tiger Physician Staffing, LLC d/b/a/ Heartland Medical Direction hereinafter referred to as "Medical Director."

WHEREAS, Robert William Worden, D.O. is the sole physician member of Tiger Physician Staffing, LLC d/b/a Heartland Medical Direction; and

WHEREAS, the Oklahoma State Department of Health requires that "Each licensed ambulance service and/or certified emergency medical response agency shall have a physician medical director who is a fully licensed"; and

WHEREAS, Medical Director is a fully licensed osteopathic physician licensed by the Oklahoma Board of Osteopathic Examiners; and

WHEREAS, EMS Agency proposes to engage Medical Director to provide medical direction as required by the Oklahoma State Department of Health;

NOW, THEREFORE, in consideration of the foregoing terms and conditions set forth, the parties agree as follows:

1. TERM

This agreement is effective at the date above and continue for one year. This agreement may be extended for one year periods upon review and mutual consent of EMS Agency and Medical Director.

2. RESPONSIBILITIES OF MEDICAL DIRECTOR

   a. Medical director shall provide services set out in Exhibit A, Responsibilities and Duties of Emergency Medical Response Agency Medical Director, which are attached and incorporated into this Agreement

   b. Medical Director shall comply with any and all federal, state and local laws and regulations applicable to the provision of or payment for Medical Director.

   c. At all times during this agreement, Medical Director shall maintain appropriate skills, competency, and obtain continuing medical education commensurate with physicians providing the type of services that are being provided hereunder.

3. RESPONSIBILITIES AND DUTIES OF THE EMS AGENCY

   a. The EMS Agency, at its sole expense, shall provide adequate administrative support, equipment, facilities, office space and supplies necessary for the delivery of services provided by Medical Director. Medical Director acknowledges that resources may be used by other EMS Agency employees.

   b. The EMS Agency shall provide for Medical Directors review, records pertaining to the delivery of emergency medical care. This includes access to OKEMSIS, Emergency Reporting, or other such records system that the agency utilizes for documentation of emergency medical care.

   c. EMS Agency shall also make available training records for individuals providing such services, including but not limited to access to the National Registry of EMT website.

   d. The EMS Agency shall comply with all federal, state, and local laws, regulations and ordinances applicable to its obligation hereunder.

   e. The EMS Agency shall provide Medical Director with radio frequency(ies) utilized for dispatch and communications. Provided the frequency(ies) are compatible with either VHF or 700/800mHz radios that is all that is required. If the EMS Agency utilizes radios that DO NOT operate on these frequencies ranges, then EMS agency shall provide Medical Director with a handheld radio for utilization during on-scene observation and quality assurance calls.

4. CERTIFICATION OF PHYSICIAN PROVIDING SERVICES

   a. Medical Director certifies that Medical Director (a) is a physician fully licensed to practice osteopathic medicine in the State of Oklahoma without restriction; and (b) holds a current DEA Certificate and OBNDD Certificate.

   b. Medical Director agrees that if criminal or administrative action related to health care is brought against Medical Director, Medical Director will provide prompt notice to EMS Agency of such action.

5. RELATIONSHIP OF THE PARTIES

   a. None of the provisions of this agreement is intended to create, nor shall be deemed or construed to create, any relationship between parties other

than that of independent parties contracting each other for the purpose of effecting the provisions of this agreement.

b. Neither party shall have the authority to make any statements, representations or commitments of any kind on behalf of the other party, or to use the name of the other party in any publication or advertisements, except with the written consent of the other party or as in explicitly provided for herein.

6. INSURANCE

a. Medical Director shall, at its expense, maintain policies of general and professional liability insurance in an amount of at least one million dollars per occurrence and three million dollars in aggregate to insure it, its employees and agents.

b. Medical Director, when providing contracted services pursuant to this Agreement shall be considered an agent of EMS Agency, except as otherwise provided under this agreement.

c. The provisions of this agreement shall survive the termination of this agreement.

d. The parties understand that the foregoing insurance requirements apply only to activities performed pursuant to this Agreement and not to any other medical care or other activities of Medical Director.

7. INDEMNIFICATION

a. Medical Director agrees to indemnify, and hold harmless EMS Agency, its legal representatives, employees, agents, officers, trustees, affiliates and assigns from and against any claim, liability, loss, damage or cost, including, but not limited to, attorney's fees ("Claim"), arising out of or related to the willful, wrongful or negligent act or omission of Medical Director, or its performance or material failure to perform the provisions of this Agreement; provided, however, that Medical Director shall not indemnify EMS Agency for such liabilities that are within the scope of the services provided pursuant to this Agreement and that are covered by insurance as provided in section 6 of this agreement.

b. EMS Agency agrees to indemnify, and hold harmless Medical Director and its legal representatives from and against any claim arising out of or related to the willful, wrongful or negligent act or omission of EMS Agency

or its legal representatives, employees, agents, officers, trustees, or its or their performance or material failure to perform the provisions of this agreement.

c. Each party shall notify the other in writing of any Claim arising out of or related to performance or nonperformance of this Agreement.

d. The provisions of this section 7 shall survive the termination of this Agreement.

8. COMPENSATION

a. EMS Agency shall pay Medical Director $100 (One hundred dollars) per month for Medical Director services provided under this agreement.

b. As an express condition to EMS agency making payments under section 8.a above, Medical Director shall submit to EMS agency each month an invoice, in the form acceptable to EMS agency. Alternately, EMS Agency may accept an invoice for the 12 month term of this agreement.

c. EMS Agency will pay Medical Director on a monthly basis, within 30 days of the date of the invoice; or as described in section 8.b; EMS Agency may elect to pay for the 12 month term of this agreement upon receipt of the invoice.

9. TERMINATION OF AGREEMENT

a. This agreement may be terminated by either party without cause upon ninety (90) days advance written notice.

b. This agreement may be terminated at any time for cause under the following circumstances

i. Medical Director may terminate this Agreement if EMS Agency fails to make any payment to Medical Director required to be made hereunder and the EMS Agency fails to make such payment within sixty (60) days after written notice has been given to the EMS Agency by Medical Director

ii. Either party may terminate this Agreement if the other party fails to keep, observe, or perform any agreement, duty, or responsibility assumed by it under this Agreement, and fails to cure such default in a reasonable manner within thirty (30) days after written notice

thereof has been given to the defaulting party by the non-defaulting party;

iii. EMS Agency may terminate this Agreement immediately upon written notice to Medical Director, upon (a) revocation, suspension, restriction or non-renewal of Medical Director's license to practice osteopathic medicine or DEA certificate or OBNDD certificate.

10. NOTICES

a. All notices required by this agreement shall be deemed given in writing and delivered personally or five days after deposit in the United States mail, postage prepaid, return receipt requested, addressed to the other party at the address set forth below or on such other address as the party may provide to the other party in writing:

b. TO MEDICAL DIRECTOR

Heartland Medical Direction
ATTN: R. William Worden, D.O.
PO Box 542
12500 W HW 74C
Crescent, OK 73028

c. TO EMS AGENCY

_____
Agency Name

_____
Primary Contact

_____
Address

_____
City, State, Zip

EMS AGENCY

_____
Signature DATE

MEDICAL DIRECTOR

_____
R. William Worden, D.O. DATE

DocuSign Envelope ID: 5E97B1A5-3288-473F-AAFE-94B03A64F774

Exhibits:

Exhibit A: Responsibilities and Duties of Emergency Medical Services Medical Director

EXHIBIT A - Responsibilities and Duties of Medical Director

Under direction of the EMS Agency and in collaboration with EMS Agency staff, Medical Director shall use Medical Director's expertise in emergency medicine to provide clinical direction to the Emergency Medical Response Agency in the following manner:

1. Provide medical control, as defined in Oklahoma Administrative Code 310:641-3-50, to assure medical accountability throughout the planning, implementation and evaluation of the EMS system
2. Approve accreditation, certification and re-certification of prehospital personnel as required by Oklahoma State Regulations and local EMS policy.
3. Provide medical coordination as assigned in the event of a major disaster.
4. Review existing protocols annually and develop and recommend new protocols in accord with state law. Protocols are expected to meet current standards for service delivery and patient care, as well as any that might be implemented during the term of this Agreement.
5. Assist with the provision of education, training, protocols, critiques, leadership, testing, certification, decertification, standards, advice, and quality control through an official authoritative position within the prehospital EMS system.
6. Provide active involvement in quality assurance and the educational activities of the EMS Agency and supervise a quality assurance (QA) program by either direct involvement or appropriate designation and surveillance.
7. Develop medical protocols for patient care techniques, both on-line and off-line standing orders and present written life support protocols to the Oklahoma State Department of Health for approval.
8. Assist with the development and delivery of continuing medical education programs.
9. Review records of service calls of EMS personnel to determine compliance with protocols, performance standards and regulations; recommend counseling and additional remedial training as necessary; and, recommend to the EMS Director disciplinary action for failure to comply with protocols, performance standards and regulations as directed.

RESOLUTION NO. 944

A RESOLUTION AUTHORIZING OMAG TO DISTRIBUTE ESCROW ACCOUNT FUNDS

WHEREAS, the City of Clinton desires to send a request to OMAG:

Return of Escrow Account Funds in the amount of $_____, or

~~Apply Escrow Account~~ Funds in the amount of $ 5, 543.00 to the Workers' Compensation / Property / GL&Auto (circle one or more of the previous policy types) Policy premium. Please indicate which plan and amount you want to apply the funds.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CLINTON, OKLAHOMA that we approve Resolution No. 944 and authorize the request of return.

APPROVED BY THE CITY COUNCIL OF THE CITY OF CLINTON

_____,

THIS 15TH **DAY OF** NOVEMBER, **2022**

_____
David D. Berrong , Mayor

Attest:

_____
Amy E. Jones, City Clerk
City of Clinton

OMAG

3650 S. Boulevard • Edmond, OK 73013 • omag.org
405.657.1400 • 800.234.9461 • FAX 405.657.1401

October 28, 2022

Amy Jones
City of Clinton
P.O. Box 1177
Clinton, OK 73601-1177

Re: Return from the 2019-2020 OMAG Workers' Compensation Plan Year

Dear Ms. Jones:

CONGRATULATIONS! As a result of favorable workers' compensation claims activity by the **City of Clinton**, your municipality is receiving a return from the Loss Fund deposited with the Oklahoma Municipal Assurance Group (OMAG) for the 2019-2020 Workers' Compensation Plan Year. OMAG's Board of Trustees has authorized the return to the of the unused portion of its Fiscal Year 2019-2020 Loss Fund in the amount of **$64,074.88.** This amount has been transferred to your Escrow Account. Your current Escrow Account balance is **$5,543.00** and can be used at any time upon your written request accompanied by a copy of the minutes of your governing body authorizing the distribution of the Escrow Account funds.

This year, **$1.6 million** is being returned to **195** OMAG Workers' Compensation Plan members. In the first **37 years** of the Plan, it has returned over **$63 million**. We hope you will share this good news with your governing body, staff, citizens and neighboring municipalities.

This return is subject to the condition that upon receipt of the amount stated above, which is a conditional distribution of the whole or part of the Member's Loss Fund paid to OMAG for the 2019-2020 Fiscal Year, the Plan member may be liable for the whole or part of said amount to OMAG for benefits payable under the Oklahoma Workers' Compensation Act, 85 O.S. § 1, *et seq.*, contingent upon notification to OMAG by CompSource Mutual Insurance Company (CompSource) that benefits are due and payable for claims against the Plan member made for the Fiscal Year. Upon notice by CompSource to OMAG as described above, the Plan member shall make payment to OMAG within sixty (60) days from receipt of written notice of the payment due OMAG. In the event the Plan member fails to make payment to OMAG, the Plan member authorizes OMAG to debit the amount due from the Plan Member's Escrow Account.

Congratulations, again! Keep up the good work.

Sincerely,

Tina Kliewer

Tina Kliewer, CISR
Workers' Compensation Program Manager

RESOLUTION NO. 945

DECLARING THE ELIGIBILITY OF THE CITY OF CLINTON, OK TO SUBMIT AN APPLICATION TO THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR USE OF TRANSPORTATION ALTERNATIVES PROGRAM (TAP) GRANT FUNDS SET FORTH BY THE INFRASTRUCTURE INVESTMENT AND JOBS ACT (IIJA) FOR THE MCLAIN ROGERS PARK - PHASE ONE PROJECT IN CLINTON, OK AND AUTHORIZING THE MAYOR TO SIGN THIS APPLICATION.

WHEREAS, the City of Clinton, Oklahoma is submitting an application to the ODOT for TAP funds in the amount of $468,755.25 as set forth by MAP-21, and as outlined in ODOT's TAP guidance & application packet for 2017 and 2018; and

WHEREAS, the City of Clinton, Oklahoma, is participating as an eligible project sponsor in the ODOT TAP program set forth by the IIJA; and

WHEREAS, federal monies are available under a TAP set forth by the IIJA, administered by the state of Oklahoma, ODOT, for the purpose of creating and promoting the planning and development of active transportation facilities and programs in Oklahoma; and

WHEREAS, the City of Clinton, Oklahoma, acknowledges availability of the required local match of no less than 20%; and,

WHEREAS, after appropriate public input and due consideration, the governing body of City of Clinton, Oklahoma, has recommended that an application be submitted to the State of Oklahoma for the McLain Rogers Park - Phase One. Project

NOW, THEREFORE, be it resolved by the City Council of the City of Clinton, Oklahoma:

Section 1. That the City of Clinton, Oklahoma, does hereby authorize the City Manager to submit an application to the ODOT for TAP funds set forth by the IIJA on behalf of the citizens of City of Clinton, Oklahoma.

Section 2. That the City of Clinton, Oklahoma, hereby assures the ODOT that sufficient local match funding of $93,751.05 for the McLain Rogers Park - Phase One. Project is available.

Section 3. That the City of Clinton, Oklahoma, hereby assures the ODOT that sufficient funding for the operation and maintenance of the McLain Rogers Park -

Phase One. Project will be available for the life of the project.

Section 4. That the City of Clinton, Oklahoma, hereby assures the ODOT that the City of Clinton, Oklahoma, does and will have title to the McLain Rogers Park - Phase One. Project by the time of project letting, if necessary.

Section 5. That the Mayor of City of Clinton, Oklahoma, is authorized to sign the application to the ODOT for TAP funds set forth by the IIJA on behalf of the citizens of Clinton, Oklahoma. The Clinton City Manager is then authorized to submit the application and any additional information as may be required and act as the official representative of the City of Clinton in this and subsequent related activities.

Adopted and passed by the City Council of the City of Clinton, Oklahoma, this 15th day of November 2022.

_____
David D. Berrong, Mayor

ATTEST:

_____
Amy E. Jones, City Clerk

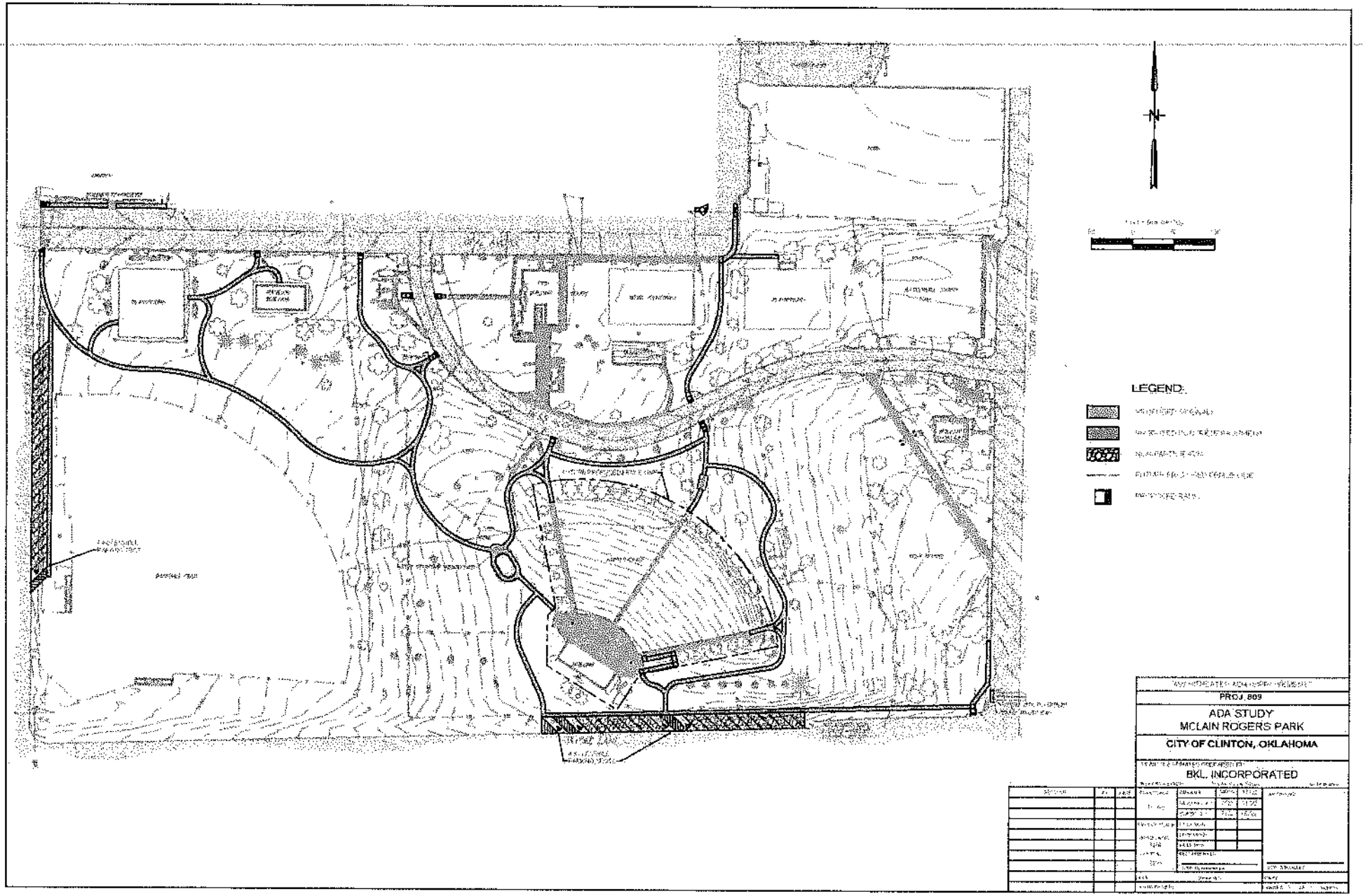
(Seal)

BKD ENGINEERS | ARCHITECTS
1623 E. 6th Street
Tulsa, OK 74120
918.835.9588

Project Description ADA Study - City of Clinton
Project Number 809
Phase Overall Conceptual Design
Date November 14, 2022

ITEM NUMBER	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	4" CONCRETE SIDEWALK	2,418	SY	$ 75.00	$ 181,350.00
2	CURB RAMP	13	EA	$ 1,000.00	$ 13,000.00
3	SOLID SLAB SODDING	1,934	SY	$ 5.00	$ 9,670.00
4	UNCLASSIFIED EXCAVATION	269	CY	$ 15.00	$ 4,035.00
5	TACTILE WARNING DEVICES	130	SF	$ 30.00	$ 3,900.00
6	HANDRAILING	105	LF	$ 150.00	$ 15,750.00
7	CONC. CURB(6" BARRIER-INTEGRAL)	812	LF	$ 35.00	$ 28,420.00
8	TRAFFIC STRIPE (MULTI-POLYMER)(4" WIDE)	646	LF	$ 1.50	$ 969.00
9	SUPERPAVE, TYPE S4(PG 64-22 OK)	25	TONS	$ 100.00	$ 2,500.00
10	SUPERPAVE, TYPE S3(PG 64-22 OK)	50	TONS	$ 120.00	$ 6,000.00
11	AGGREGATE BASE TYPE A	37	CY	$ 75.00	$ 2,775.00
12	SEPARATOR FABRIC	242	SY	$ 5.00	$ 1,210.00
13	6" PERFORATED PIPE UNDERDRAIN ROUND	597	LF	$ 15.00	$ 8,955.00
14	CLEARING & GRUBBING	1	LSUM	$ 2,500.00	$ 2,500.00
15	STORMWATER	1	LSUM	$ 5,000.00	$ 5,000.00
16	EROSION CONTROL	1	LSUM	$ 5,000.00	$ 5,000.00
17	TRAFFIC CONTROL	1	LSUM	$ 5,000.00	$ 5,000.00
18	MOBILIZATION	1	LSUM	$ 37,500.00	$ 37,500.00

CONSTRUCTION SUBTOTAL	**$ 333,534.00**
20% CONTINGENCY	**$ 66,706.80**
TOTAL ESTIMATED CONSTRUCTION COST	**$ 400,240.80**
ENGINEERING FEE	**$ 44,500.00**
CONSTRUCTION INSPECTION FEE	**$ 24,014.45**
TOTAL ESTIMATED PROJECT COST	**$ 468,755.25** ✓
TAP FUNDING (80%)	**$ 375,004.20**
CITY FUNDING (20%)	**$ 93,751.05** ✓



PROJ. 809

ADA STUDY
MCLAIN ROGERS PARK

CITY OF CLINTON, OKLAHOMA

BKL, INCORPORATED

(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, NOVEMBER 15, 2022 AT 5:30 PM CLINTON CITY HALL

AGENDA

Source listing: 11/15/2022 Meetings
Original source: https://agendas.clintonok.gov/archive/2022/111522/launch.html
Original authority agenda: https://agendas.clintonok.gov/archive/2022/111522/HA111522.htm
Original authority agenda: https://agendas.clintonok.gov/archive/2022/111522/RM111522.htm

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

    A. Prayer
    Doug Greer, Service Officer, American Legion, Post 41

2. CONSIDER APPROVAL OF CONSENT AGENDA

    A. Minutes from November 8, 2022, Special 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. Any 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. COUNCIL 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 10th day of November 2022, Posted on the bulletin board in the lobby of the Clinton City Hall November 10, 2022, at 4:00 p.m.

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Not recorded

MINUTES OF HOSPITAL AUTHORITY REGULAR MEETING
NOVEMBER 8, 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, November 8, 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 November 4, 2022, at 3:00 p.m.

Chairman David Berrong called the meeting to order at 5:30 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
OTHERS: Joshua McGuire, Debra Blanchard and others.

AGENDA ITEM NO. 2: CONSENT AGENDA

A. Minutes from November 1, 2022, Regular Meeting

Motion was made by Trustee McComas and seconded by Trustee Lloyd 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 Villanueva to go into Executive Session at 5:30 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

Manager Robert Johnston and City Attorney Ryan Meacham.

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 5:47 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 Actions Arising Out of the Executive Session

Chairman Berrong gave report of 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)

None

AGENDA ITEM NO. 7: ADJOURNMENT

Moved by Trustee Dowdell and seconded by Trustee Villanueva 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 5:47 pm.

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Date Approved

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David D. Berrong, Chairman