

**Yukon City Council Minutes
February 4, 2020**

The Yukon City Council met in regular session on February 4, 2020 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Pastor Kirt Moelling, First United Methodist Church

The flag salute was given in unison.

ROLL CALL: (Present) Michael McEachern, Mayor
 Donna Yanda, Vice Mayor
 Rick Cacini, Council Member
 Shelli Selby, Council Member
 Jeff Wootton, Council Member

OTHERS PRESENT:

Jim Crosby, City Manager	Doug Shivers, City Clerk
Tammy Kretchmar, Assistant City Manager	Mitch Hort, Development Services Dir.
John Corn, Police Chief	Gary Miller, City Attorney
Robbie Williams, City Engineer	Philip Merry, City Treasurer
Jan Scott, Parks & Recreation Director	Mike Roach, Deputy Police Chief
Gary Cooper, IT Director	Jeff Deckard, Assistant Public Works Dir.
Jason Beal, Deputy City Clerk	Jenna Roberson, PIO

Presentations and Proclamations

Mayor McEachern read the Proclamation declaring February Children's Dental Health Month. Dr. David Deason accepted the Proclamation and gave details of the program including this being the 46th year for Yukon dentists to visit students.

Visitors

Marc Marrs, 1617 Castle Rock Road, stated his concern with the garbage fee increase once the minimum water usage is met. He would like to know what it is based on and if the software can pro rate the bill.

(Recess as Yukon City Council and Reconvene as Yukon Municipal Authority)

1A. YMA Consent Docket

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

The City Manager recommends a motion to approve:

- A) The minutes of the regular meeting of January 21, 2020**
- B) Payment of material claims in the amount of \$19,562.04**

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of January 21, 2020; payment of material claims in the amount of \$19,562.04, was made by Trustee Cacini and seconded by Trustee Selby.

The vote:

AYES: Selby, Yanda, McEachern, Wootton, Cacini

NAYS: None

VOTE: 5-0

MOTION CARRIED

(Adjourn as YMA and Reconvene as Yukon City Council)

1. Consent Docket

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

The City Manager recommends a motion that will approve:

- A) The minutes of the regular meeting of January 21, 2020**
- B) Payment of material claims in the amount of \$906,750.53**
- C) Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation or trade**
- D) Denial of Claim No. 207467-LR from Darren Jolliff, for equipment damage, as recommended by the Oklahoma Municipal Assurance Group**
- E) Extending the City's guarantee on the Yukon BMX loan through February 5, 2021 (Resolution 2017-03)**
- F) Setting the date for the next regular Council meeting for February 18, 2020, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.**

The motion to approve the Consent Docket, consisting of the minutes of the regular meeting of January 21, 2020; payment of material claims in the amount of \$906,750.53; designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation or trade; denial of Claim No. 207467-LR from Darren Jolliff, for equipment damage, as recommended by the Oklahoma Municipal Assurance Group; extending the City's guarantee on the Yukon BMX loan through February 5, 2021 (Resolution 2017-03); setting the date for the next regular Council meeting for February 18, 2020, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Yanda and seconded by Council Member Wootton.

The vote:

AYES: Wootton, Selby, Yanda, Cacini, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Reports of Boards, Commissions and City Officials – no report given.

3. Consider approving the Preliminary Plat for Bridon Business Park, 1508 & 1516 Commerce Street, as recommended for denial by the Planning Commission

The motion to approve the Preliminary Plat for Bridon Business Park, 1508 & 1516 Commerce Street, as recommended for denial by the Planning Commission, was made by Council Member Selby and seconded by Council Member Cacini.

David Box, representative for applicant, stated his client's case and asked for approval of the plat, stating City staff recommends approval since the proposal meets all requirements. He stated the Planning Commission did deny the request. The developer has agreed to brick all sides of the buildings.

Council Member Yanda asked about parking. Mr. Box stated the parking will meet code. Mayor McEachern confirmed brick will be on all sides. Council Member Selby stated her appreciation to the applicant for agreeing to the brick on all sides.

The vote:

AYES: McEachern, Selby, Cacini, Wootton, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. **Consider approving an expenditure of funds totaling \$26,606.00, with construction by Brewer Construction Oklahoma, under the 2020 Concrete and Asphalt Paving, Drainage, Water and Sewer Project Contract (based on the equivalent of the 2017 Concrete and Asphalt Paving, Drainage, Water and Sewer Contract), for the Taylor Park Storm Sewer Replacement, as recommended by the Development Services Director**

— The motion to approve an expenditure of funds totaling \$26,606.00, with construction by Brewer Construction Oklahoma, under the 2020 Concrete and Asphalt Paving, Drainage, Water and Sewer Project Contract (based on the equivalent of the 2017 Concrete and Asphalt Paving, Drainage, Water and Sewer Contract), for the Taylor Park Storm Sewer Replacement, as recommended by the Development Services Director, was made by Council Member Cacini and seconded by Council Member Wootton

Mr. Hort stated this is the road at the park that leads to the back where the BMX track is located. This will widen the road and improve safety.

The vote:

AYES: Yanda, Wootton, Cacini, Selby, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. **Consider approving Ordinance 1400, an ordinance granting to One Gas, Inc., acting by and through its Oklahoma Natural Gas Company division, and its successors and assigns, for a period of twenty-five (25) years from approval and acceptance of this ordinance, a non-exclusive franchise and right to enter the public ways to install, operate and maintain a distribution system within, along, across, over and under the public ways of the City of Yukon, Oklahoma for the transportation, distribution and/or sale of gas to consumers and the public generally in the city; defining the words and phrases therein; providing for assignment, sale or lease of the franchise; providing that the city may enact an ordinance charging persons transporting gas through grantee's distribution system a fee on the calculated value of such transported gas; providing for use and repair of the public ways; providing for regulation of service; establishing depth of pipelines; establishing rights and duties in the movement and alteration of pipelines; providing for indemnification of the City of Yukon; providing for grantee's rules and regulations; providing for inspection of grantee's records; requiring grantee to pay a franchise fee; providing for conditions of the franchise; providing for construction of this ordinance upon the invalidity of any part thereof; providing for the submission of this ordinance to an election of the qualified voters of the City; providing for acceptance of this franchise by grantee and both an effective and an operative date thereof; repealing all other ordinances directly in conflict herewith; and providing for severability; and declaring an emergency.**
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The motion to approve Ordinance 1400, an ordinance granting to One Gas, Inc., acting by and through its Oklahoma Natural Gas Company division, and its successors and assigns, for a period of twenty-five (25) years from approval and acceptance of this ordinance, a non-exclusive franchise and right to enter the public ways to install, operate and maintain a distribution system within, along, across, over and under the public ways of the City of Yukon, Oklahoma for the transportation, distribution and/or sale of gas to consumers and the public generally in the city; defining the words and phrases therein; providing for assignment, sale or lease of the franchise; providing that the city may enact an ordinance charging persons transporting gas through grantee's distribution system a fee on the calculated value of such transported gas; providing for use and repair of the public ways; providing for regulation of service; establishing depth of pipelines; establishing rights and duties in the movement and alteration of pipelines; providing for indemnification of the City of Yukon; providing for grantee's rules and regulations; providing for inspection of grantee's records; requiring grantee to pay a franchise fee; providing for conditions of the franchise; providing for construction of this ordinance upon the invalidity of any part thereof; providing for the submission of this ordinance to an election of the qualified voters of the City; providing for acceptance of this franchise by grantee and both an effective and an operative date thereof; repealing all other ordinances directly in conflict herewith; and providing for severability; and declaring an emergency, was made by Council Member Cacini and seconded by Council Member Yanda.

Mr. Crosby stated the City is currently operating with ONG under a 1942 agreement. The agreement is outdated and does not specify rights, rules or indemnification. This is for the safety of the City and recommends the royalty fee to remain at 2%.

Mr. Miller stated most cities are at a 3% fee in response to Council Member Cacini. Council Member Wootton confirmed the fee will come back to the City.

Council Member Cacini amended the motion to include the 2% royalty fee, seconded by Council Member Yanda.

The vote:

AYES: McEachern, Selby, Yanda, Cacini

NAYS: Wootton

VOTE: 4-1

MOTION CARRIED

5a. Consider approving the Emergency Clause of Ordinance No. 1400

The motion to approve the Emergency Clause of Ordinance No. 1400, was made by Council Member Selby and seconded by Council Member Cacini.

The vote:

AYES: Selby, Yanda, McEachern, Cacini

NAYS: Wootton

VOTE: 4-1

MOTION CARRIED

6. **Consider approving Resolution 2020-01, a Resolution calling for a special election in the City of Yukon, Oklahoma, on the 7th day of April, 2020, for the purpose of submitting to the qualified electors of the City of Yukon the question of whether an ordinance granting a franchise to One Gas, Inc., acting through its Oklahoma Natural Gas Division, for purposes of selling, transmitting and distributing natural gas in the City of Yukon shall be approved; authorizing the mayor to call the election by proclamation and requesting the Canadian County Election Board to conduct the election.**

The motion to approve Resolution 2020-01, a Resolution calling for a special election in the City of Yukon, Oklahoma, on the 7th day of April, 2020, for the purpose of submitting to the qualified electors of the City of Yukon the question of whether an ordinance granting a franchise to One Gas, Inc., acting through its Oklahoma Natural Gas Division, for purposes of selling, transmitting and distributing natural gas in the City of Yukon shall be approved; authorizing the mayor to call the election by proclamation and requesting the Canadian County Election Board to conduct the election, was made by Council Member Cacini and seconded by Council Member Selby.

The vote:

AYES: Wootton, McEachern, Selby, Cacini, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. New Business – No new business

8. Council Discussion

Council Member Selby thanked Dr. Deason for his work in the community, thanked the street crews for their work ahead of the winter weather and announced school will be closed due to weather.

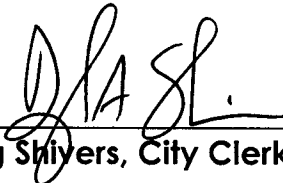
Council Member Cacini thanked Dr. Deason for his work in the community and the City for their continued support of veterans.

Council Member Wootton stated the Daddy Daughter Dance was amazing and reminded citizens in Ward 4 to vote Tuesday, February 11.

Council Member Yanda thanked Dr. Deason and stated the Chocolate Festival was great.

Mayor McEachern thanked Dr. Deason and gave an upcoming events recap.

9. Adjournment



Doug Shivers, City Clerk



Michael McEachern, Mayor

