

**Yukon City Council Minutes
June 7, 2016**

The Yukon City Council met in regular session on June 7, 2016 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Father Rex Arnold, St. John Nepomuk Catholic Church and Debi Powell-Maxwell, First Christian Church
The flag salute was given in unison.

ROLL CALL: (Present) John Alberts, Mayor
 Michael McEachern, Vice Mayor
 Donna Yanda, Council Member
 Earline Smaistrla, Council Member
 Richard Russell, Council Member

OTHERS PRESENT:

Jim Crosby, City Manager	John Corn, Police Chief
Tammy DeSpain, Asst. City Manager	Doug Shivers, City Clerk
Mike Segler, City Attorney	Robbie Williams, Triad
Mitch Hort, Development Services Dir.	Gary Cooper, IT Director
Philip Merry, Acting City Treasurer	Cheryl Dunn, Deputy City Treasurer
Jenna Roberson, PIO	Dana Deckard, Executive Admin. Assist.
Jerome Brown, IT	Jan Scott, Parks & Recreation Director
Kevin Jones, Fire Chief	

Presentations and Proclamations

Mayor Alberts invited Hayden Frampton to receive his proclamation honoring him for being awarded Eagle Scout. Mr. Frampton gave a brief description of his time in the scouts as well as his project with the City of Yukon. Mayor Alberts congratulated and thanked him for his service.

Visitors

None

(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:

B) The minutes of the regular meeting of May 17, 2016

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of May 17, 2016, was made by Trustee Russell and seconded by Trustee McEachern

The vote:

AYES: Smaistrla, Yanda, Alberts, McEachern, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider approving Resolution No. YMA 2016-02, a Resolution approving the Yukon, Oklahoma Municipal Authority budget for the fiscal year 2016-2017 and establishing budget amendment authority

The motion to approve Resolution No. YMA 2016-02, a Resolution approving the Yukon, Oklahoma Municipal Authority budget for the fiscal year 2016-2017 and establishing budget amendment authority, was made by Trustee Yanda and seconded by Trustee Smaistrla

Mayor Alberts asked Mr. Crosby to explain why we are voting on two different budgets. Mr. Crosby stated that cities have different authorities. The YMA is setup for public works matters, for example bonding, multiple year contracts and capital improvements. The following make up the YMA budget: Water & Sewer, Sanitation & Stormwater.

The vote:

AYES: McEachern, Smaistrla, Alberts, Yanda, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

3A. Consider accepting a Utility Easement, Tract No. 7 from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer

The motion to accept a Utility Easement, Tract No. 7 from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer, was made by Trustee McEachern and seconded by Trustee Russell

The vote:

AYES: Russell, Smaistrla, Yanda, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

4A. Consider accepting a Temporary Easement, Tract No. 7A from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer

The motion to accept a Temporary Easement, Tract No. 7A from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer, was made by Trustee Smaistrla and seconded by Trustee Yanda

The vote:

AYES: Yanda, Smaistrla, Russell, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

5A. Consider approving Amendment Four to the Agreement for Operations, Maintenance and Management Services with Veolia Water North America-Central, LLC, allowing for Change of Scope and a new reduced fee for 2016-17 of \$1,135,564.00, to take effect July 1, 2016, as recommended by the Public Works Director

The motion to approve Amendment Four to the Agreement for Operations, Maintenance and Management Services with Veolia Water North America-Central, LLC, allowing for Change of Scope and a new reduced fee for 2016-17 of \$1,135,564.00, to take effect July 1, 2016, as recommended by the Public Works Director, was made by Trustee Yanda and seconded by Trustee McEachern

The vote:

AYES: McEachern, Alberts, Russell, Yanda, Smaistrila

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 May 17, 2016**
- B) Payment of material claims in the amount of \$327,635.95**
- C) The 2016-2017 Renewal Participation Agreement with Oklahoma Municipal Assurance Group (OMAG) Workers' Compensation Plan in the amount of \$708,742.00**
- D) A proposal from the Yukon Soccer Club to purchase and install fencing to enclose the Ranchwood Park and Taylor Park Soccer Fields, at no expense to the City of Yukon, as recommended by the Yukon Park Board**
- E) An addendum to the existing Prisoner Public Works Project contract with the Oklahoma Department of Corrections, for the assignment of Union City prisoners to Public Works projects, to extend the effective date of the agreement to September 30th, 2016**
- F) Accepting Oklahoma Department of Environmental Quality Permit No. SL000009160375 for the construction of approximately 560 linear feet of eight (8) inch sewer line and appurtenances to serve the City of Yukon Stonegate Office Park Sewer Line Extension Project, Canadian County, Oklahoma**
- G) Denial of Claim No. 201945-LR from Jennifer Shields, for sewer backup, as recommended by the Oklahoma Municipal Assurance Group**
- H) Setting the date for the next regular Council meeting for June 21, 2016, 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 approval of the minutes of the regular meeting of May 17, 2016; payment of material claims in the amount of \$327,635.95; The 2016-2017 Renewal Participation Agreement with Oklahoma Municipal Assurance Group (OMAG) Workers' Compensation Plan in the amount of \$708,742.00; A proposal from the Yukon Soccer Club to purchase and install fencing to enclose the Ranchwood Park and Taylor Park Soccer Fields, at no expense to the City of Yukon, as recommended by the Yukon Park Board; An addendum to the existing Prisoner Public Works Project contract with the Oklahoma Department of Corrections, for the assignment of Union City prisoners to Public Works projects, to extend the effective date of the agreement to September 30th, 2016; Accepting Oklahoma Department of Environmental Quality Permit No. SL000009160375 for the construction of approximately 560 linear feet of eight (8) inch sewer line and

appurtenances to serve the City of Yukon Stonegate Office Park Sewer Line Extension Project, Canadian County, Oklahoma; Denial of Claim No. 201945-LR from Jennifer Shields, for sewer backup, as recommended by the Oklahoma Municipal Assurance Group; and setting the date for the next regular Council meeting for June 21, 2016, 7:00 p.m. in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member McEachern and seconded by Council Member Russell.

The vote:

AYES: Smaistrila, Yanda, Alberts, Russell, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Reports of Boards, Commissions and City Officials - None

3. Consider approving Resolution No. 2016-03, a Resolution approving the City of Yukon, Oklahoma budget for the fiscal year 2016-2017 and establishing budget amendment authority

The motion to approve Resolution No. 2016-03, a Resolution approving the City of Yukon, Oklahoma budget for the fiscal year 2016-2017 and establishing budget amendment authority, was made by Council Member Russell and seconded by Council Member Yanda.

Mayor Alberts asked for an explanation on the difference between the two budgets. Mr. Crosby stated that the City of Yukon budget general fund includes many of the departments (Legislative, Administration, Parks & Recreation, Streets, Police, Fire, Library, Technology, Court, Emergency Management, Development Services, Property Maintenance, Human Resources, Park Administration and Fleet Maintenance). Mayor Alberts asked Mr. Crosby to give an overview of this budget compared to last year. Mr. Crosby stated the biggest difference is this budget is \$10,400,000 less. Each department has reduced their operating budget 5%. Approximately 42 positions have been eliminated through layoffs, resignations and terminations. There were capital projects completed that will not need to be budgeted this next year. There is a very small reserve at this time. We will be in excellent shape at the end of the year. Mayor Alberts asked if this budget contains any reduction in services. Mr. Crosby stated none. No pools will be closed. No layoffs are expected. Mayor Alberts asked for some explanation on the reserves. Mr. Crosby stated that approximately \$444,000 has been put back into reserves. We are hoping by the end of this next year an additional \$1.3 million will be added back. That is the quarter penny of the sales tax for building the reserves. This budget does not include a proposal for a sales tax increase. That has not been recommended to the City Council. The City has paid all bills on time and has not borrowed money to do so. Mayor Alberts expressed thanks to all the staff who worked so hard to balance this budget. Mr. Crosby stated that both fire and police were very cooperative. By eliminating the jailers, the jail is a 10-day holding facility. One major position and one captain position was eliminated in the Police and Fire Departments, respectfully. All employees have been very cooperative. Mr. Crosby stated that they have been answering any questions from the public and is more than happy to sit down with them to explain how we got to this point and where we are going to in the future.

Mayor Alberts invited questions from the public. Rick Cacini, 1140 Landmark, thanked Mr. Crosby for coming to the Rotary Club to explain the budget. Mr. Cacini stated he did a very good job.

The vote:

AYES: Russell, Alberts, McEachern, Yanda, Smaistrila

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 4. Consider approving the Collective Bargaining Agreement between the City of Yukon and the International Association of Firefighters Local #2055 for the fiscal year of 2016-2017**

The motion to approve the Collective Bargaining Agreement between the City of Yukon and the International Association of Firefighters Local #2055 for the fiscal year of 2016-2017, was made by Council Member McEachern and seconded by Council Member Smaistrila.

Mayor Alberts thanked Chief Jones and Chief Corn for their support.

The vote:

AYES: Russell, Yanda, Alberts, Smaistrila, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 5. Consider approving Ordinance 1337, an Ordinance amending the Employee Retirement System, Defined Benefit Plan for the City of Yukon, Oklahoma; Providing retirement benefits for eligible employees of the City of Yukon, Oklahoma; Pertaining to contributions by employees; Providing for employer pickup of mandatory contributions; Providing for repealer and severability; and declaring an emergency.**

The motion to approve Ordinance 1337, an Ordinance amending the Employee Retirement System, Defined Benefit Plan for the City of Yukon, Oklahoma; Providing retirement benefits for eligible employees of the City of Yukon, Oklahoma; Pertaining to contributions by employees; Providing for employer pickup of mandatory contributions; Providing for repealer and severability; and declaring an emergency, was made by Council Member McEachern and seconded by Council Member Yanda.

Mayor Alberts asked for a brief explanation. Mr. Crosby stated this is the retirement plan for the regular employees. This reaffirms the contribution of the employees and the City of Yukon. This will keep the contribution of the employees the same but reduce the contribution of the city by 4%. This will keep us in a well-funded position.

The vote:

AYES: McEachern, Yanda, Smaistrila, Alberts, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 5a. Consider approving the Emergency Clause of Ordinance No. 1337**

The motion to approve the Emergency Clause of Ordinance No. 1337, was made by Council Member Yanda and seconded by Council Member Smaistrila.

The vote:

AYES: Alberts, McEachern, Smaistrila, Russell, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 6. Consider approving the bid specifications and authorizing the issuance of a Request for Proposals for abatement of trash, grass, weeds, trees and brush Code Violations, as recommended by the Development Services Director**

The motion to approve the bid specifications and authorizing the issuance of a Request for Proposals for abatement of trash, grass, weeds, trees and brush Code Violations, as recommended by the Development Services Director, was made by Council Member Russell and seconded by Council Member Smaistrila.

Council Member McEachern asked if this was the contract. Mr. Crosby stated this is the bid and will be sent out.

The vote:

AYES: Yanda, Russell, McEachern, Smaistrila, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. **Consider accepting a Utility Easement, Tract No. 7 from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer**

The motion to accepting a Utility Easement, Tract No. 7 from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer, was made by Council Member McEachern and seconded by Council Member Yanda.

The vote:

AYES: Smaistrila, Russell, Yanda, McEachern, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. **Consider accepting a Temporary Easement, Tract No. 7A from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer**

The motion to accept a Temporary Easement, Tract No. 7A from ODB Investors, LLC, located in Government Lot 1, Northwest Quarter (NW/4), Section Nineteen (19), Township 12 North (T12N), Range Five West (R5W) (near Frisco Rd. and Hwy 66), to be used for a new 12-inch water line, in consideration of the sum of One Dollar (\$1.00), as recommended by the City Engineer, was made by Council Member McEachern and seconded by Council Member Russell.

The vote:

AYES: Alberts, Russell, Smaistrila, McEachern, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. **Consider approving Amendment Four to the Agreement for Operations, Maintenance and Management Services with Veolia Water North America-Central, LLC, allowing for Change of Scope and a new reduced fee for 2016-17 of \$1,135,564.00, to take effect July 1, 2016, as recommended by the Public Works Director**

The motion to approve Amendment Four to the Agreement for Operations, Maintenance and Management Services with Veolia Water North America-Central, LLC, allowing for Change of Scope and a new reduced fee for 2016-17 of \$1,135,564.00, to take effect July 1, 2016, as recommended by the Public Works Director, was made by Council Member Yanda and seconded by Council Member Smaistrla.

Council Member McEachern appreciated the reduced fee.

The vote:

AYES: Smaistrla, Yanda, Alberts, Russell, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

10. Consider awarding the contract for the City of Yukon Year 14 Community Development Block Grant (CDBG) Small Cities Set-Aside Sanitary Sewer Replacement and Roadway Repair Project to Urban Contractors, LLC, in the amount of \$110,571.00, as recommended by the City Engineer

The motion to award the contract for the City of Yukon Year 14 Community Development Block Grant (CDBG) Small Cities Set-Aside Sanitary Sewer Replacement and Roadway Repair Project to Urban Contractors, LLC, in the amount of \$110,571.00, as recommended by the City Engineer, was made by Council Member McEachern and seconded by Council Member Russell.

The vote:

AYES: Russell, Alberts, Smaistrla, McEachern, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

11. Consider a motion to accept the Irrevocable Letter of Credit, in an amount of \$205,000.00, for sanitary sewer utilities and water main improvements, to serve StoneGate Office Park, located at 1601 Health Center Parkway, as recommended by the Development Services Director

The motion to accept the Irrevocable Letter of Credit, in an amount of \$205,000.00, for sanitary sewer utilities and water main improvements, to serve StoneGate Office Park, located at 1601 Health Center Parkway, as recommended by the Development Services Director, was made by Council Member Yanda and seconded by Council Member Smaistrla.

The vote:

AYES: Alberts, Smaistrla, McEachern, Yanda, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

12. New Business - There was no new business.

13. Council Discussion

Council Member McEachern thanked Jim and the staff for all the hard work on the budget. Appreciated the professionalism of the budget process. Thanked the Yukon Soccer Club for purchasing fencing for the soccer fields.

Council Member Russell thanked Mr. Crosby for the budget explanation. Congratulated Hayden Frampton on becoming an Eagle Scout.

Council Member Smaistrila thanked Jim and the staff for all their work. The city is looking beautiful. Looking forward to the events coming up. Thank you citizens.

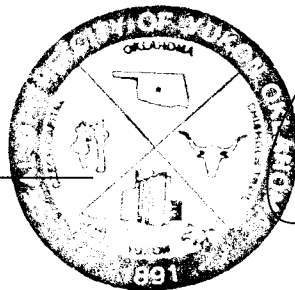
Council Member Yanda congratulated Hayden for his leadership and wished him luck. Commended the staff for the excellent budget.

Mayor Alberts echoed the praise from the other council members on the budget. There is still work ahead of us. Dwelling on the past limits our scope, but we learn from the past. We have a new treasurer, city manager and city auditor. Citizens have asked how we as a council did not know what was going on. Mayor Alberts asked if it is clear to you, please share it with the council. Council meetings are open to the public and the public is invited to participate. We are here and willing to listen. We are not here for personal gain, but because we care about the community. We want the citizens to be involved. If you have an issue, come and talk to us. We want Yukon to be better today and tomorrow. The staff is here because they want to be. I challenge everyone to continue to do a good job. I'm looking forward to the capital projects that have been put on hold. We are going to build a park, Frisco interchange and improvements to Hwy 4. Work with us to make Yukon a better place to live.

14. Adjournment



Doug Shivers, City Clerk





John Alberts, Mayor