

**Yukon City Council Minutes  
October 2, 2018**

The Yukon City Council met in regular session on October 2, 2018 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 Mark Borseth, Resurrection Lutheran Church

The flag salute was given in unison.

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

**OTHERS PRESENT:**

Jim Crosby, City Manager	Doug Shivers, City Clerk
John Corn, Police Chief	Robbie Williams, Triad
Michael Roach, Deputy Police Chief	Gary Miller, City Attorney
Arnold, Adams, Public Works Director	Jan Scott, Parks & Recreation Director
Philip Merry, City Treasurer	Jeff Deckard, Asst. Public Works Director
Gary Cooper, IT Director	Shawn Vogt, Fire Chief
Jason Beal, Deputy City Clerk	Dana Deckard, Admin. Asst.
Jerome Brown, Information Technology	Donnie Robinson, Emergency Mgmt.

**Presentations and Proclamations**

None

**Visitors**

Brian Allen, 705 John F. Kroutil, appreciates the leadership and asked the Council to think of patients and move forward with compassion.

(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 September 18, 2018**
- B) Payment of material claims in the amount of \$19,870.75**

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of September 18, 2018; payment of material claims in the amount of \$19,870.75, was made by Trustee Cacini and seconded by Trustee Selby.

**The vote:**

**AYES: Selby, Cacini, McEachern, Yanda, Smaistrla**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 2A. Consider approving a Letter of Engagement with Kutak Rock LLP, not to exceed \$10,000.00, for legal advice and services regarding to SEC (Securities and Exchange Commission) reporting and related issues**

The motion to approve a Letter of Engagement with Kutak Rock LLP, not to exceed \$10,000.00, for legal advice and services regarding to SEC (Securities and Exchange Commission) reporting and related issues, as recommended by the City Engineer, was made by Trustee Yanda and seconded by Trustee Smaistrila.

**The vote:**

**AYES: Cacini, McEachern, Selby, Smaistrila, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 3A. Consider approving the Permanent Easement from SV Investments Enterprises, LLC, to the City of Yukon, for a part of Lot 3, Block 1, West End Pointe Addition, Phase II, Section 4, an addition to the City of Yukon, Canadian County, Oklahoma, according to the recorded Plat thereof, lying in the Southwest Quarter (SW/4) of Section 29, Township 12 North, Range 5 West of the Indian Meridian, for a water line easement to serve two future hotels (1609 West End Pointe)**

The motion to approve the Permanent Easement from SV Investments Enterprises, LLC, to the City of Yukon, for a part of Lot 3, Block 1, West End Pointe Addition, Phase II, Section 4, an addition to the City of Yukon, Canadian County, Oklahoma, according to the recorded Plat thereof, lying in the Southwest Quarter (SW/4) of Section 29, Township 12 North, Range 5 West of the Indian Meridian, for a water line easement to serve two future hotels (1609 West End Pointe), was made by Trustee Cacini and seconded by Trustee Yanda.

Trustee Selby asked about the location of the easement. Chairman McEachern stated it is located in the area behind Lowe's.

**The vote:**

**AYES: McEachern, Smaistrila, Cacini, Selby, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 4A. Consider approving and authorizing the following actions regarding the I-40 Frisco Road Interchange for:**

- A) Temporary Easement from ODB Investors, LLC, to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 5,600.00 square feet, known as Parcel No. 7.1**
- B) Warranty Deed from Opitz, Inc. to the City of Yukon, for a strip, piece or parcel of land lying in the Northwest Quarter (NW ¼) of Section Thirty (30), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 43,764.54 square feet, known as Parcel No. 2**
- C) Warranty Deed from Opitz, Inc. to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 186,308.27 square feet, known as Parcel No. 6**

*(Item 4A continued on next page)*

- D) Warranty Deed from ODB Investors, LLC, to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 80,326.52 square feet, known as Parcel No. 7
- E) Warranty Deed from ODB Investors, LLC, to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 483.19 square feet, known as Parcel No. 7.2

The motion to approve and authorize the following actions regarding the I-40 Frisco Road Interchange for: A) Temporary Easement from ODB Investors, LLC, to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 5,600.00 square feet, known as Parcel No. 7.1; B) Warranty Deed from Opitz, Inc. to the City of Yukon, for a strip, piece or parcel of land lying in the Northwest Quarter (NW ¼) of Section Thirty (30), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 43,764.54 square feet, known as Parcel No. 2; C) Warranty Deed from Opitz, Inc. to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 186,308.27 square feet, known as Parcel No. 6; D) Warranty Deed from ODB Investors, LLC, to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 80,326.52 square feet, known as Parcel No. 7; E) Warranty Deed from ODB Investors, LLC, to the City of Yukon, for a strip, piece or parcel of land lying in the Southwest Quarter (SW ¼) of Section Nineteen (19), Township Twelve North (T12N), Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma, containing 483.19 square feet, known as Parcel No. 7.2, was made by Trustee Yanda and seconded by Trustee Smaistrila.

Trustee Cacini asked if the City is purchasing the land. Mr. Crosby stated it was being donated. Trustee Cacini expressed his thanks and appreciation for the land donation.

**The vote:**

**AYES: Yanda, Selby, Cacini, McEachern, 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 September 18, 2018
- B) The minutes of the special meeting of September 27, 2018
- C) Payment of material claims in the amount of \$858,600.04
- D) The resignation of Darrell Goulden from, and the appointment of Fred Cleaver, to the Traffic Commission, representing Ward 4, as recommended by Mayor Michael McEachern
- E) An agreement with SWAT Academy for use of Sunrise Park softball field Y-1 from October 3 to December 31, 2018, as recommended by the Park Board
- F) Setting the date for the next regular Council meeting for October 16, 2018, 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 September 18, 2018; the minutes of the special meeting of September 27, 2018; payment of material claims in the amount of \$858,600.04; the resignation of Darrell Goulden from, and the appointment of Fred Cleaver, to the Traffic Commission, representing Ward 4, as recommended by Mayor Michael McEachern; an agreement with SWAT Academy for use of Sunrise Park softball field Y-1 from October 3 to December 31, 2018, as recommended by the Park Board; setting the date for the next regular Council meeting for October 16, 2018, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Cacini and seconded by Council Member Selby.

**The vote:**

**AYES: Smaistrila, Selby, McEachern, Yanda, Cacini**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

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

**3. Consider approving a Budget Amendment for Fiscal Year 2019**

The motion to approve a Budget Amendment for Fiscal Year 2019, was made by Council Member Cacini and seconded by Council member Yanda.

**The vote:**

**AYES: McEachern, Yanda, Smaistrila, Selby, Cacini**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4. Consider approving and authorizing an expenditure of funds, in the amount of \$85,258.65, for three (3) Lifepak Cardiac Monitors, from Physio Control, State Contract SW0300, as recommended by the Fire Chief**

The motion to approve and authorize an expenditure of funds, in the amount of \$85,258.65, for three (3) Lifepak Cardiac Monitors, from Physio Control, State Contract SW0300, as recommended by the Fire Chief, was made by Council Member Smaistrila and seconded by Council Member Yanda.

Chief Vogt stated the current models used are 14 years old and parts are becoming hard to find. This price includes a rebate for turning in the older models.

**The vote:**

**AYES: Yanda, Selby, Smaistrila, McEachern, Cacini**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. Consider approving a Letter of Engagement with Kutak Rock LLP, not to exceed \$10,000.00, for legal advice and services regarding to SEC (Securities and Exchange Commission) reporting and related issues**

The motion to approve a Letter of Engagement with Kutak Rock LLP, not to exceed \$10,000.00, for legal advice and services regarding to SEC (Securities and Exchange Commission) reporting and related issues, was made by Council Member Cacini and seconded by Council Member Selby.

**The vote:**

**AYES: Smaistrila, Yanda, Cacini, Selby, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

6. **Consider approving and authorizing an expenditure of funds, in the amount of \$138,809.00, for Amendment No. 1 and Change Order No. 1, to Bishop Paving, Inc., for the Vandament Avenue Re-Alignment Project, as recommended by the City Engineer**

The motion to approve and authorize an expenditure of funds, in the amount of \$138,809.00, for Amendment No. 1 and Change Order No. 1, to Bishop Paving, Inc., for the Vandament Avenue Re-Alignment Project, as recommended by the City Engineer, was made by Council Member Cacini and seconded by Council Member Selby.

**The vote:**

**AYES: Selby, Smaistrila, Yanda, Cacini, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

7. **Consider approving and authorizing an expenditure of funds, in the amount of \$31,555.46, for the annual Cisco Maintenance Agreement (SmartNet) for hardware/software infrastructure to be paid to Presidio Networked Solutions, State Contract #ITSW1006C 4726, as approved in the Fiscal Year 2019 Information Technology Budget, as recommended by the Information Technology Director**

The motion to approve and authorize an expenditure of funds, in the amount of \$31,555.46, for the annual Cisco Maintenance Agreement (SmartNet) for hardware/software infrastructure to be paid to Presidio Networked Solutions, State Contract #ITSW1006C 4726, as approved in the Fiscal Year 2019 Information Technology Budget, as recommended by the Information Technology Director, was made by Council Member Cacini and seconded by Council Member Yanda.

**The vote:**

**AYES: McEachern, Selby, Smaistrila, Cacini, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

8. **Consider approving and authorizing an expenditure of funds, in the amount of \$94,633.00, for annual software maintenance (New World Systems) for public safety software to be paid to Tyler Technologies, as approved in the Fiscal Year 2019 Information Technology Budget, as recommended by the Information Technology Director**

The motion to approve and authorize an expenditure of funds, in the amount of \$94,633.00, for annual software maintenance (New World Systems) for public safety software to be paid to Tyler Technologies, as approved in the Fiscal Year 2019 Information Technology Budget, as recommended by the Information Technology Director, was made by Council Member Yanda and seconded by Council Member Smaistrila.

**The vote:**

**AYES: Yanda, Cacini, McEachern, Smaistrila, Selby**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

9. **Consider approving and authorizing an expenditure of funds, in the amount of \$86,461.69, for a new Storage Area Network and services, to be paid to Presidio Networked Solutions, State Contract SW1014, as approved in the Fiscal Year 2019 Information Technology Budget, as recommended by the Information Technology Director**

The motion to approve and authorize an expenditure of funds, in the amount of \$86,461.69, for a new Storage Area Network and services, to be paid to Presidio Networked Solutions, State Contract SW1014, as approved in the Fiscal Year 2019 Information Technology Budget, as recommended by the Information Technology Director, was made by Council Member Cacini and seconded by Council Member Selby.

**The vote:**

**AYES: Cacini, Selby, Smaistrila, Yanda, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

10. **Consider extending the 2017 Snow and Ice Plowing and Removal Services Contract, with Schwarz Paving Company, Inc. for one additional year, at the original bid item unit price, as recommended by the City Engineer**

The motion to extend the 2017 Snow and Ice Plowing and Removal Services Contract, with Schwarz Paving Company, Inc. for one additional year, at the original bid item unit price, as recommended by the City Engineer, was made by Council Member Yanda and seconded by Council Member Smaistrila.

Mayor McEachern asked if this was a continuation of the current contract. Mr. Crosby stated it was and this is in preparation for any possible winter weather.

**The vote:**

**AYES: Yanda, Smaistrila, Selby, McEachern, Cacini**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

11. **Consider approving and authorizing an increase of funds to be paid to the Oklahoma Department of Transportation, in the amount of \$48,310.33, for the City share of the Yukon Master Trails Program connecting Lake Overholser to Dickenson Park, related to an increase in construction and fees, as recommended by the Development Services Director**

Item 11 was pulled from the agenda. Mr. Crosby stated additional federal funds were released and the City should be receiving a refund.

12. Consider a motion to reject the bids, approve the revised Bid Specifications, and authorize the Purchasing Agent to re-advertise to receive bids for painting the exterior of the Dale Robertson Center/Mabel C. Fry Public Library (1200 Lakeshore Drive), as included in the current Capital Improvements budget

The motion to reject the bids, approve the revised Bid Specifications, and authorize the Purchasing Agent to re-advertise to receive bids for painting the exterior of the Dale Robertson Center/Mabel C. Fry Public Library (1200 Lakeshore Drive), as included in the current Capital Improvements budget, was made by Council Member Cacini and seconded by Council Member Yanda.

Mr. Crosby stated the low and high bids were very far apart. He recommends rebidding.

**The vote:**

**AYES: McEachern, Cacini, Smaistrla, Yanda, Selby**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

13. **New Business** – No new business

14. **Council Discussion**

**Council Member Yanda** thanked Darrell Goulden for his service on the Traffic Commission and welcomed Fred Cleaver. She encouraged everyone to visit Czech Fest.

**Council Member Smaistrla** invited everyone to attend Czech Fest.

**Council Member Cacini** thanked the residents and businesses for their support.

**Council Member Selby** thanked everyone for coming and encouraged everyone to attend Czech Fest.

**Mayor McEachern** encouraged everyone to attend Czech Fest and welcomed Fred Cleaver to the Traffic Commission.

15. **Adjournment**

  
\_\_\_\_\_  
Doug Shivers, City Clerk

  
\_\_\_\_\_  
Michael McEachern, Mayor

