

# Minutes



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## City Council Minutes November 18, 2003

The Yukon City Council met in regular session on November 18, 2003, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Danny Goddard, First Church of the Nazarene.

Flag salute was given in unison.

Roll Call: Present: Earline Smaistrla, Mayor  
John Alberts, Vice Mayor  
Dewayne Maxey, Council Member  
Bob Bradway, Council Member  
Ward Larson, Council Member

### Others Present:

Jim Crosby, City Manager  
Pat Hargis, City Clerk  
Mike Segler, City Attorney  
Robbie Williams, City Engineer, Triad Design Group  
Tony Lum, Building Maintenance Department  
Dana Deckard, City Manager's Office  
Jan Scott, Park and Recreation Director  
Mitch Hort, Community Development Director  
Tim Rundel, Personnel/Safety Director  
J. R. Reed, Public Works Director  
Ike Shirley, Police Chief  
Jeff Lara, Fire Chief  
John Knuppel, Historical Society



### Presentations and Proclamations

Presentation to Anna Waggoner from the Oklahoma Flood Plain Managers' Association

Andy Kincade, Chair of the Oklahoma Flood Plain Management Association, presented a certificate and pin to Anna Waggoner, Yukon's Flood Plain Manager. The certificate stated that Anna has passed her test and is now a Certified Flood Plain Manager. Mr. Kincade advised that Ms. Waggoner was one of the first people in Oklahoma to pass this very hard exam, and Yukon is very fortunate to have her as the flood plain manager.



Visitors



(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 one 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 November 4, 2003
- B) Payment of claims in the amount of \$875.12

A motion was made by Trustee Larson, seconded by Trustee Maxey, to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of November 4, 2003, and payment of claims in the amount of \$875.12.

**The vote:**

**AYES: Maxey, Bradway, Smaistrla, Alberts, Larson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**2A. Consider approving Resolution No. YMA 2003-01, a resolution authorizing the issuance of the Yukon Municipal Authority 2003 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving documents, procedures and payments related to issuance of the Revenue Note; designating the Revenue Note as "Qualified Tax-Exempt Obligations" and providing that the Revenue Note shall qualify for the exception for small governmental units, each as contained in the Internal Revenue Code of 1986; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratifying a lease agreement and operation and maintenance contract between the City of Yukon and the Yukon Municipal Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains outstanding and unpaid**

Trustee Larson made a motion, seconded by Trustee Maxey, to approve YMA Resolution No. 2003-01, a resolution authorizing the issuance of the Yukon Municipal Authority 2003 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving documents, procedures and payments related to issuance of the Revenue Note; designating the Revenue Note as "Qualified Tax-Exempt Obligations" and providing that the Revenue Note shall qualify for the exception for small governmental units, each as contained in the Internal Revenue Code of 1986; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratifying a lease agreement and operation and maintenance contract between the City of Yukon and the Yukon Municipal Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains outstanding and unpaid.

**The vote on the motion:**

**AYES: Bradway, Larson, Alberts, Maxey, Smaistrla**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

(Recess 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 one 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 November 4, 2003
- B) Payment of salary and material claims in the amount of \$144,854.54
- C) Consider entering into a contract, acting by and through the Yukon Parks and

Recreation Department, with the Yukon Girls' Basketball Association for the use of the Jackie Cooper Gym and Yukon Community Center for a basketball tournament from December 26, 2003 through December 28, 2003

D) Consider authorizing the Mayor to sign a contract approving the ODOT-recommended corrections to the Urban Federal-Aid Classification System of Street in the Yukon city limits

E) Consider approving Change Order No. 1 in an amount not to exceed \$1,475.00 for the Lift All bid

F) Setting the date for the next regular Council meeting for December 2, 2003, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Council Member Maxey moved to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of November 4, 2003; payment of salary and material claims in the amount of \$144,854.54; entering into a contract, acting by and through the Yukon Parks and Recreation Department, with the Yukon Girls' Basketball Association for the use of the Jackie Cooper Gym and Yukon Community Center for a basketball tournament from December 26, 2003 through December 28, 2003; authorizing the Mayor to sign a contract approving the ODOT-recommended corrections to the Urban Federal-Aid Classification System of Street in the Yukon city limits; approving Change Oder No. 1 in an amount not to exceed \$1,475.00 for the Lift All bid; and setting the date for the next regular Council meeting for December 2, 2003, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. Council Member Larson seconded the motion.

**The vote:**

**AYES: Smaistrla, Alberts, Bradway, Maxey, Larson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **2. Report of Boards, Commissions and City Officials**

Park and Recreation Director Jan Scott invited everyone to the opening of "Christmas in the Park" on November 22nd, beginning at 6 p.m. at City Park. Mrs. Scott stated that in addition to the lighting of the displays in the park, there will be a Christmas carnival with activities for all ages.

**3. Consider approving Resolution No. 2003-20, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2003 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving a sales tax agreement providing security for the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" under the Internal Revenue Code of 1986 (the "Code"); making determinations necessary for the exception for small governmental units under the Code; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratification of lease agreement and operation and maintenance contract between the City and the Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains unpaid; and, authorization of documents and procedures related to issuance of the revenue note.**

Council Member Maxey made a motion, seconded by Council Member Larson, to approve

Resolution No. 2003-20, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2003 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving a sales tax agreement providing security for the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" under the Internal Revenue Code of 1986 (the "Code"); making determinations necessary for the exception for small governmental units under the Code; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratification of lease agreement and operation and maintenance contract between the City and the Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains unpaid; and, authorization of documents and procedures related to issuance of the revenue note.

**The vote on the motion:**

**AYES: Larson, Bradway, Smaistrle, Alberts, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4. A) Consider approving Ordinance No. 1134, an Ordinance amending Sec. 2-137(b) of the Code of Ordinances of the City of Yukon by determining that certain obligation, including the Yukon Municipal Authority 2003 Revenue Note in an aggregate principal amount not to exceed \$1,500,000, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency**

Council Member Larson made a motion to approve Ordinance No. 1134, an ordinance amending Sec. 2-137(b) of the Code of Ordinances of the City of Yukon by determining that certain obligation, including the Yukon Municipal Authority 2003 Revenue Note in an aggregate principal amount not to exceed \$1,500,000, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency. The motion was seconded by Council Member Maxey.

**A roll call vote was taken:**

**AYES: Alberts, Bradway, Larson, Maxey, Smaistrle**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider approving the Emergency Clause of Ordinance No. 1134**

The emergency clause of Ordinance No. 1134 was approved on a motion made by Council Member Bradway and seconded by Vice Mayor Alberts.

**The vote:**

**AYES: Smaistrle, Alberts, Maxey, Larson, Bradway**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. A) Consider approving Ordinance No. 1135, establishing the Uniform**

## **Code for Emergency Medical Services**

Council Member Maxey made a motion to approve Ordinance No. 1135, an ordinance establishing the Uniform Code for Emergency Medical Services. The second to the motion was made by Vice Mayor Alberts.

**The vote:**

**AYES: Maxey, Smaistrle, Bradway, Alberts, Larson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Jim Crosby, City Manager, stated a separate vote would be needed on the emergency clause of this ordinance.

A motion was made by Vice Mayor Alberts and seconded by Council Member Bradway to approve the emergency clause of Ordinance No. 1135.

**The vote on the emergency was:**

**AYES: Maxey, Smaistrle, Bradway, Alberts, Larson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

### **B) Consider entering into an EMS Interlocal Cooperation Agreement with EMSA**

A motion was made by Vice Mayor Alberts, seconded by Council Member Bradway, authorizing the Mayor to enter into an EMS Interlocal Cooperation Agreement with EMSA.

Vice Mayor Alberts stated it was his understanding that by entering into this agreement, we are not obligating ourselves financially or beyond the end of the Mercy contract, which ends in June.

The City Manager advised that was correct, that this is only to cover our services that were vacated by Mercy and EMSA will return early next year to discuss a subsidy from the City.

Mr. Alberts said, "Then we are voting so we can continue services."

Mr. Crosby stated that was correct.

**The vote:**

**AYES: Larson, Bradway, Maxey, Alberts, Smaistrle**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**6. Consider public hearing to determine whether the following properties should be declared detrimental to the health, safety, benefit and welfare of the public and community and, if necessary, direct the City Manager to take appropriate action to abate same**

<b>LOCATION</b>	<b>OWNER</b>	<b>VIOLATION</b>
306 Poplar	Wiseman/Vermillion	Nuisance Vehicle
306 Poplar	Wiseman/Vermillion	Trash, Grass, Weeds
600 East Main	Yukon Round Up Club	Trash, Grass, Weeds
1309 Allen	Lindsey	Trash, Grass, Weeds
1410 Allen	Uhr/Smith	Trash, Grass, Weeds
Lots 19-25, Block 6, Smoking Oaks	Church	Trash, Grass, Weeds

All nuisances were abated prior to the Council meeting, thus no action was needed on this item.

## **7. New Business**

## **8. Council Discussion**

- Council Member Bradway asked Personnel Director Tim Rundel the status of the self-insurance study.

Mr. Rundel advised he was continuing to gather information for the companies.

Mr. Bradway asked if he was working on this on a daily basis.

Mr. Rundel said he was working on it almost every day and that we have sent a census to the companies and they are looking into HIPA regulations.

Council Member Bradway stated he wanted Mr. Rundel to continue monitoring this and that they don't want any "surprises," and to not hurry and do this correctly.

- Council Member Larson asked Mr. Rundel if there was anything yet to show a cost benefit by going self-insured.

Mr. Rundel said that for the first two years, there will be no cost savings, that it will actually cost more for the insurance.

Council Member Larson asked if the employees would have the same coverages.

Mr. Rundel explained that we can tailor the programs to meet our needs.

Council Member Bradway asked Mr. Rundel to have an approximate cost of coverage at the next meeting.

- Vice Mayor Alberts asked the status of the street and signal project on Main Street.

Robbie Williams, city engineer, stated he was meeting with the Traffic Engineer tomorrow, and the project would go before ODOT in two weeks.

Mr. Alberts asked Robbie if he had satisfactorily answered Fenton Ramey's questions regarding this.

Mr. Williams advised he had.

Mr. Alberts asked when the sales tax issue would be back for Council consideration.

The City Manager said we would discuss it at the December 2nd work session, and it would be on the December 16th agenda, with the election to be scheduled for February 24, 2004.

Mr. Alberts asked if the auditor would be at the December 2nd meeting.

Mr. Crosby said he would be.

● Mayor Smaistrle thanked the Scouts from Pack 291 for coming and said they were a very well behaved group.

Ms. Smaistrle reminded everyone to attend the Christmas display opening on Saturday at 6 p.m.

## **9. Adjournment**

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Earline Smaistrle, Mayor

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Patricia G. Hargis, City Clerk