

**Yukon City Council Minutes
October 18, 2016**

The Yukon City Council met in regular session on October 18, 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 Pastor Ron Rasmussen, Christ's Church of Yukon
The flag salute was given in unison.

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

OTHERS PRESENT:

Jim Crosby, City Manager	Mike Segler, City Attorney
Tammy DeSpain, Asst. City Manager	Doug Shivers, City Clerk
Robbie Williams, Triad	Philip Merry, City Treasurer
Gary Cooper, IT Director	Mitchell Hort, Dev. Serv. Director
Jenna Roberson, PIO	

Presentations and Proclamations

None

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:

A) The minutes of the regular meeting of October 4, 2016

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of October 4, 2016, was made by Trustee McEachern and seconded by Trustee Smaistrla.

The vote:

AYES: Alberts, Smaistrla, McEachern, Yanda

NAYS: None

VOTE: 4-0

MOTION CARRIED

- 2A. Consider and approve Resolution No. YMA 2016-04, a resolution authorizing the issuance of the Yukon Municipal Authority 2016 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$4,800,000; 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, contracts, procedures and payments related to issuance of the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" 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 motion to approve Resolution No. YMA 2016-04, a resolution authorizing the issuance of the Yukon Municipal Authority 2016 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$4,800,000; 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, contracts, procedures and payments related to issuance of the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" 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, was made by Trustee McEachern and seconded by Trustee Yanda.

Mayor Alberts invited John Williams, Bond Attorney, to explain this item. This is a one year note for \$4,800,000 to replace the note issued one year ago. Mr. Crosby stated this is for the land purchased for a proposed athletic complex.

The vote:

AYES: Smaistrila, Alberts, Yanda, McEachern

NAYS: None

VOTE: 4-0

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 October 4, 2016**
- B) Payment of material claims in the amount of \$348,528.85**
- C) Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation or trade**
- D) The renewal of Agreement for Services between the City of Yukon and Chisholm Trail Historical Preservation Society, Inc., for the term of July 1, 2016 through June 30, 2017, with services and materials to be provided by the City during the Easter on the Prairie event**
- E) The resignation of Nick Grba from the Park Board Ward 2 seat, effective September 1, 2016**
- F) Appointment of Tom Thomas to the Traffic Commission, representing Ward 3, as recommended by Council Member Donna Yanda**

- G) **Accepting Oklahoma Department of Environmental Quality Permit No. SL000009160800 for the construction of approximately 90 linear feet of eight (8) inch sewer line and appurtenances to serve the City of Yukon West End Pointe Proposed Car Wash Sewer Line Extension Project, Canadian County, Oklahoma**
- H) **Setting the date for the next regular Council meeting for November 1, 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 October 4, 2016; payment of material claims in the amount of \$348,528.85; Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation or trade; the renewal of Agreement for Services between the City of Yukon and Chisholm Trail Historical Preservation Society, Inc., for the term of July 1, 2016 through June 30, 2017, with services and materials to be provided by the City during the Easter on the Prairie event; the resignation of Nick Grba from the Park Board Ward 2 seat, effective September 1, 2016; appointment of Tom Thomas to the Traffic Commission, representing Ward 3, as recommended by Council Member Donna Yanda; accepting Oklahoma Department of Environmental Quality Permit No. SL000009160800 for the construction of approximately 90 linear feet of eight (8) inch sewer line and appurtenances to serve the City of Yukon West End Pointe Proposed Car Wash Sewer Line Extension Project, Canadian County, Oklahoma; setting the date for the next regular Council meeting for November 1, 2016, 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 Smaistrila.

The vote:

AYES: Smaistrila, McEachern, Yanda, Alberts

NAYS: None

VOTE: 4-0

MOTION CARRIED

2. **Reports of Boards, Commissions and City Officials - None**
3. **Consider and approve Resolution No. 2016-11, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2016 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$4,800,000; 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; 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 motion to approve Resolution No. 2016-11, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2016 Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$4,800,000; 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; 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, was made by Council Member McEachern and seconded by Council Member Yanda.

The vote:

AYES: Yanda, Alberts, McEachern, Smaistrila

NAYS: None

VOTE: 4-0

MOTION CARRIED

- 4. Consider and approve Ordinance No. 1341, an ordinance amending Sec. 2-137(b) of the Code of Ordinances of the City of Yukon by determining that certain obligations, including the Yukon Municipal Authority 2016 Revenue Note in an aggregate principal amount not to exceed \$4,800,000, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency**

John Williams, Bond Attorney, read the balance of the ordinance.

The motion to approve Ordinance No. 1341, an ordinance amending Sec. 2-137(b) of the Code of Ordinances of the City of Yukon by determining that certain obligations, including the Yukon Municipal Authority 2016 Revenue Note in an aggregate principal amount not to exceed \$4,800,000, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency, was made by Council Member Yanda and seconded by Council Member McEachern.

The vote:

AYES: Smaistrila, McEachern, Yanda, Alberts

NAYS: None

VOTE: 4-0

MOTION CARRIED

- 4a. Consider and approve the Emergency Clause of Ordinance No. 1341**

The motion to approve the Emergency Clause of Ordinance No. 1341, was made by Council Member Smaistrila and seconded by Council Member McEachern.

The vote:

AYES: McEachern, Alberts, Yanda, Smaistrila

NAYS: None

VOTE: 4-0

MOTION CARRIED

5. **Consider a motion to recess as Yukon City Council and convene into Executive Session, for**
- A) **Confidential communications with Tony Puckett of McAfee & Taft concerning pending litigation, as provided for in 25 OS 2003, Section 307 (B) (4) and for**
 - B) **Discussing the employment of the City Attorney, as provided for in 25 OS 2003, Section 307 (B) (1)**

The motion to recess as Yukon City Council and convene into Executive Session, for Confidential communications with Tony Puckett of McAfee & Taft concerning pending litigation, as provided for in 25 OS 2003, Section 307 (B) (4) and for Discussing the employment of the City Attorney, as provided for in 25 OS 2003, Section 307 (B) (1), was made by Council Member McEachern and seconded by Council Member Yanda.

The vote:

AYES: Smaistrla, McEachern, Alberts, Yanda

NAYS: None

VOTE: 4-0

MOTION CARRIED

The Mayor Invited Jim Crosby, Tony Puckett, Doug Shivers and Tammy DeSpain into Executive Session.

Council Member Russell was present for the Executive Session

6. **Consider a motion to adjourn from Executive Session and reconvene as Yukon City Council**

The motion to adjourn from Executive Session and reconvene as Yukon City Council, was made by Council Member McEachern and seconded by Council Member Smaistrla.

The vote:

AYES: Yanda, McEachern, Alberts, Russell, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

Mayor Alberts read the following statement: I would now like to read the minutes of the Executive Session. While in Executive Session, only the items on the agenda were discussed, no action was taken, and no votes were cast.

7. **New Business** – There was no new business.

8. **Council Discussion**

Council Member Yanda thanked Tom Thomas for serving on the Traffic Commission and Nick Grba for his years of service on the Park Board.

Council Member Smaistrla no comments.

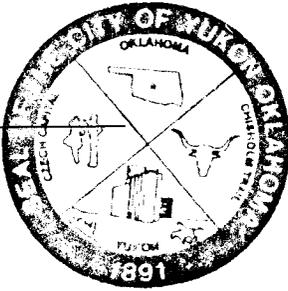
Council Member McEachern thanked Pastor Ron Rasmussen for the invocation. Thanked Tom and Nick for serving.

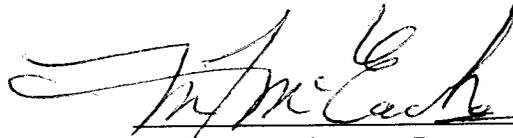
Council Member Russell no comments.

Mayor Alberts reminded everyone that this Thursday, October 20, 2016 will be a Special Meeting to present the audit.

9. Adjournment


Doug Shivers, City Clerk




~~John Alberts, Mayor~~
Michael McEachern, Vice Mayor

5