

**Yukon City Council Minutes
October 20, 2015**

The Yukon City Council met in regular session October 20, 2015 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 Kent Mullins, First Church of the Nazarene. The flag salute was given in unison.

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

OTHERS PRESENT:

Grayson Bottom, City Manager	Doug Shivers, City Clerk
Mike Segler, City Attorney	Robbie Williams, City Engineer
Arnold Adams, Public Works Director	Jl Johnson, Treasurer
Larry Mitchell, YEDA Director	Bill Stover, Sanitation Director
Jenna Roberson, PIO	John Corn, Police Chief
Gary Cooper, IT Director	

Presentations and Proclamations

Mayor Alberts gave remarks and presented "Best Citizen Award" to Staff Sgt. Mark Mercer. Staff Sgt. Mercer explained the duties, award, and competition process. He appreciates the recognition.

Visitors

Emily Lewis, Alejandra Cruz, and Brook Bonny are representatives of the Student Council. Ms. Lewis stated the State OASC Convention is being hosted by the Yukon High School, November 7-9. Mayor Alberts asked how the community or City could help. Ms. Bonny stated citizens can donate and Council could come to session and welcome the delegates. Mayor Alberts asked the girls to stay until after the meeting, so they could discuss.

(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 6, 2015

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of October 6, 2015, was made by Trustee McEachern and seconded by Trustee Russell.

The vote:

AYES: Russell, Smaistrla, McEachern, Yanda, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider and approve Resolution No. YMA 2015-06, a resolution authorizing the issuance of the Yukon Municipal Authority 2015A 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, 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.

John Michael Williams explained the modified documents and the tax-exempt treatment. Mr. Williams then read agenda item and referenced language that had changed. Agenda language is correct, changed title for uniformity.

The motion to approve Resolution No. YMA 2015-06, a resolution authorizing the issuance of the Yukon Municipal Authority 2015A 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, 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 was made by Trustee Russell and seconded by Trustee Yanda.

Mr. Segler stated it takes a 4/5 vote.

The vote:

AYES: Yanda, McEachern, Russell, Alberts, 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 October 6, 2015

B) Payment of material claims in the amount of \$522,942.34

C) Setting the date for the next regular Council meeting for November 3, 2015, 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 6, 2015; Payment of material claims in the amount of \$522,942.34; and Setting the date for the next regular Council meeting for November 3, 2015, 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 Smaistrila.

The vote:

AYES: McEachern, Alberts, Yanda, Russell, Smaistrila

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Consider and approve Resolution No. 2015-21, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2015A 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

Mr. Williams read title.

The motion to approve Resolution No. 2015-21, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2015A 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 Yanda and seconded by Council Member McEachern.

The vote:

AYES: Alberts, Russell, Yanda, Smaistrila, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

3. Consider approving Ordinance No. 1327, 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 2015A 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

The motion to approve Ordinance No. 1327, 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 2015A 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 McEachern and seconded by Council Member Yanda.

Mr. Williams read Ordinance in full.

The vote:

AYES: Smaistrla, Yanda, Alberts, McEachern, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

3a. Consider approving the Emergency Clause of Ordinance No. 1327

The motion to approve the Emergency Clause of Ordinance No. 1327, was made by Council Member Smaistrla and seconded by Council Member Yanda.

The vote:

AYES: Alberts, Smaistrla, Russell, Yanda, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider approving Ordinance 1328, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma by amending Section 114-35 by providing for sanitary sewer rates for use and maintenance of the sanitary sewer system and declaring an emergency

The motion to approve Ordinance 1328, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma by amending Section 114-35 by providing for sanitary sewer rates for use and maintenance of the sanitary sewer system and declaring an emergency, was made by Council Member Yanda and seconded by Council Member Russell.

Council Member McEachern asked Mr. Bottom to comment. Mr. Bottom stated task was to unbuckle sewer from water three years ago. We were behind on sewer cost, so we enacted a 20% increase for five years and had higher rates in winter vs. summer. All increases changed on October 1. Ordinance 1328 suspends the 20% increase in favor of CPI increase, which is .3% this year. One rate system will equalize revenue streams. It is win-win for city and ratepayers. Council Member McEachern asked how Yukon rates compare. Mr. Bottom stated true comparison is difficult. Generally we stay in the average range.

The vote:

AYES: Yanda, Russell, McEachern, Smaistrla, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

4a. Consider approving the Emergency Clause of Ordinance No. 1328

The motion to approve the Emergency Clause of Ordinance No. 1328, was made by Council Member Yanda and seconded by Council Member McEachern.

The vote:**AYES: McEachern, Alberts, Smaistrila, Russell, Yanda****NAYS: None****VOTE: 5-0****MOTION CARRIED**

5. Consider approving Ordinance No. 1329, an ordinance amending the City Code of the City of Yukon, Oklahoma, prohibiting the use of hand-held electronic communications devices while operating a motor vehicle, in certain circumstances; repealing all ordinances or parts of ordinances in conflict; providing for severability; providing and effective date of November 1, 2015; and declaring an emergency

The motion to approve Ordinance No. 1329, an ordinance amending the City Code of the City of Yukon, Oklahoma, prohibiting the use of hand-held electronic communications devices while operating a motor vehicle, in certain circumstances; repealing all ordinances or parts of ordinances in conflict; providing for severability; providing and effective date of November 1, 2015; and declaring an emergency, was made by Council Member Smaistrila and seconded by Council Member McEachern.

Council Member McEachern asked Mr. Segler to clarify circumstances. Mr. Segler stated Ordinance complies with State Law, which prohibits use of hand-held electronic communication while car is in motion. Not prohibited from using blue tooth. It provides the max fine of \$100. Council Member McEachern stated you don't have to lock phone. Mayor Alberts asked if he could talk on phone. Mr. Segler stated yes.

The vote:**AYES: Russell, Alberts, Yanda, Smaistrila, McEachern****NAYS: None****VOTE: 5-0****MOTION CARRIED****5a. Consider approving the Emergency Clause of Ordinance No. 1329**

The motion to approve the Emergency Clause of Ordinance No. 1329, was made by Council Member Russell and seconded by Council Member Yanda.

The vote:**AYES: Russell, McEachern, Smaistrila, Yanda, Alberts****NAYS: None****VOTE: 5-0****MOTION CARRIED**

6. City Manager's Report – Information items only
- A. Sales Tax Report
 - B. YEDA Quarterly Report
 - C. Employee Training
 - D. Community Notification Protocols
 - E. Charter Election
 - F. Main Street Revitalization Update

Mr. Bottom stated sales tax is up 10.81% for month and 16.06% year to date. Use Tax decreased 53.68% and 27.01% year to date. Other taxes are up.

YEDA is required to give a quarterly report. Mr. Bottom presented report copies to Council.

Pleased to go from worst to best on our Workman's Comp claim history. This is in part to our aggressive employee training. Mr. Bottom provided handout of our training curriculum.

Communication Notification alert was an inadvertent trigger from National Weather Service. We have seven alerts in our system. All protocols have been re-written, but tornado warning will remain the same. All other notifications will be from 8am-8pm only.

Election of November 10 will bring Charter into alignment with new State law effective November 1. A change in Charter requires a vote of people.

Main Street Revitalization has been continuous. The first step is the lighting project on Main Street. Moving forward, we will be looking at ADA compliance with the sidewalks.

Mr. Bottom stated Parks and Recreation is extremely active. He then gave a list of upcoming events: October 24 - Spooksville, October 26 – Mummy & Son Masquerade, October 27 – Spooky Senior Social, November 6 – 10th Annual Patriot Project, November 7 – Pumpkin Harvest Craft Festival, November 13 – Community Coffee, November 21 – Chill You Cheeks 5K Run, Jingle Walk, Kris Kringle Karnival, and Opening of Christmas in the Park. Christmas in the Park runs through New Year's Eve.

7. New Business – None

8. Council Discussion

Council Member McEachern invited Darryl Andrews to bring STUCO students to coffee and distribute information. He appreciates all of the things we have here in the City.

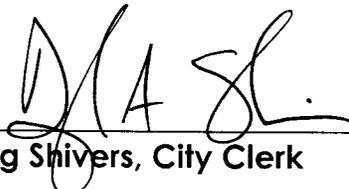
Council Member Russell thanked STUCO. Your hands will be full.

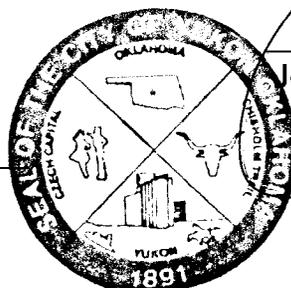
Council Member Smaistrla appreciates attendance.

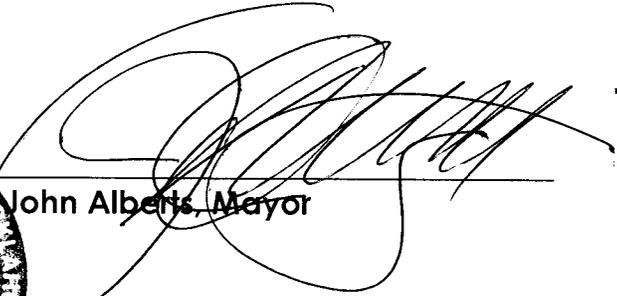
Council Member Yanda stated great news on Sales Tax, shop Yukon. Congratulations to Staff Sgt. Mercer on an outstanding honor.

Mayor Alberts asked how many times the Student Council had hosted. Mr. Andrews stated five times. It is a big impact to the community.

9. Adjournment


Doug Shivers, City Clerk




John Alberts, Mayor