

Minutes



Yukon City Council Minutes February 19, 2008

The Yukon City Council met in regular session on February 19, 2008, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Mayor John Alberts.

The flag salute was given in unison.

ROLL CALL: (Present) John Alberts, Mayor
 Earline Smaistrila, Vice Mayor
 Bob Bradway, Council Member
 Ward Larson, Council Member
 John Tipps, Council Member

OTHERS PRESENT:

Jim Crosby, City Manager
Pat Hargis, City Clerk
Mike Segler, City Attorney
Robbie Williams, City Engineer
Tammy Kretchmar, Administrative Assistant
Doug Shivers, Community Enhancement Director
J. R. Reed, Public Works Director
Frosty Peak, Emergency Operations Director
Matt Maley, W/S Distribution Director
Jeff Lara, Fire Chief
Gary Wiczorek, Police Chief

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Presentations and Proclamations

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Visitors

Mark Pendergraft, 633 West Vandament, appeared before the Council and stated that the City Attorney has intervened into the lawsuit he filed with the Supreme Court and asked who had approved this expenditure.

City Manager Jim Crosby stated that the City Attorney defends the charter and code of ordinances of the City. The City Manager said that if someone wasn't at the hearing to represent the City, we would have lost by default. Mr. Crosby advised that the City Attorney does not have to have approval each time he represents the City.

Mike Segler, City Attorney, advised he did not intervene in this case; he asked the court to allow him to file an amicus brief and the Supreme Court agreed.

Mr. Pendergraft asked if Mr. Segler had to have permission from the City Manager.

Mr. Crosby said that Mr. Segler answers to both he and the Council.

Mr. Pendergraft asked the City Attorney if this representation was part of his retainer. The City Attorney

stated it was. Mr. Segler said that Mr. Pendergraft can come to his office to discuss this further if he would like.

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(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 February 5, 2008
- B) Payment of claims in the amount of \$184,052.21

A motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of February 5, 2008, and payment of claims in the amount of \$184,052.21 was made by Trustee Bradway and seconded by Vice Chair Smaistrla.

The vote:

AYES: Bradway, Larson, Alberts, Tipps, Smaistrla

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 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 the:

- A) Minutes of the regular meeting of February 5, 2008
- B) Payment of salary and material claims in the amount of \$139,401.46
- C) Setting the date for the next regular Council meeting for Tuesday, March 4, 2008, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street

Council Member Tipps made a motion to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of February 5, 2008; payment of salary and material claims in the amount of \$139,401.46; and setting the date for the next regular Council meeting for Tuesday, March 4, 2008, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street. The second to the motion was made by Vice Mayor Smaistrla.

The vote:

AYES: Tipps, Alberts, Larson, Smaistrla, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

3. Consider granting an easement to OG&E Electrical Services at the site of the new police station

A motion was made by Council Member Bradway and seconded by Vice Mayor Smaistrla to grant an easement to OG&E Electrical Services at the site of the new police station.

The vote:

AYES: Larson, Smaistrila, Alberts, Bradway, Tipps

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. A) Consider approving Ordinance No. 1218, an ordinance amending the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 2-218, 2-219, 2-222 and 2-223 of the Code of Ordinances, providing for amendment of procedures related to purchases of supplies, materials, equipment or contractual services by increasing from \$12,500 to \$25,000 the threshold for requiring competitive bidding, and declaring an emergency

Council Member Larson made a motion, seconded by Council Member Tipps, to approve Ordinance No. 1218, an ordinance amending the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 2-218, 2-219, 2-222 and 2-223 of the Code of Ordinances, providing for amendment of procedures related to purchases of supplies, materials, equipment or contractual services by increasing from \$12,500 to \$25,000 the threshold for requiring competitive bidding, and declaring an emergency.

Council Member Larson said it is his understanding that this limit has been in effect for decades.

Mr. Crosby said that was true, and if we adopt this ordinance it will bring us in compliance with the state statute on purchasing.

The vote:

AYES: Smaistrila, Bradway, Tipps, Larson, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving the Emergency Clause of Ordinance No. 1218

Council Member Larson moved to approve the Emergency Clause of Ordinance No. 1218. The second to the motion was made by Council Member Tipps.

The vote:

AYES: Alberts, Larson, Bradway, Tipps, Smaistrila

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. Consider entering into a Gas Sales Agreement to allow the City of Yukon to purchase natural gas from Clearwater Enterprises, LLC

A motion was made by Council Member Larson and seconded by Council Member Tipps to enter into a Gas Sales Agreement to allow the City of Yukon to purchase natural gas from Clearwater Enterprises, LLC.

Mr. Crosby said that Clearwater estimates this will save us about \$4,000 the first year and about \$6,500 the next.

The vote:

AYES: Bradway, Alberts, Smaistrila, Tipps

NAYS: Larson

VOTE: 4-1

MOTION CARRIED

6. Consider entering into a contract with McGrath Consulting Group, Inc. in an amount not to exceed \$34,500 to perform consulting work regarding the Fire Department

Council Member Bradway moved to enter into a contract with McGrath Consulting Group, Inc. in an amount

not to exceed \$34,500 to perform consulting work regarding the Fire Department. The second to the motion was made by Council Member Tipps.

Mr. Crosby stated that we will use McGrath's guidance to help planning for our future by helping to establish manning criteria, the direction of the new fire station, etc.

The vote:

AYES: Tipps, Smaistrila, Larson, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. Consider authorizing the City Engineer to advertise the City of Yukon's 2008 Concrete Paving, Drainage, Water and Sewer Repair Project

A motion authorizing the City Engineer to advertise the City of Yukon's 2008 Concrete Paving, Drainage, Water and Sewer Repair Project was made by Council Member Bradway and seconded by Council Member Larson.

The vote:

AYES: Larson, Bradway, Alberts, Tipps, Smaistrila

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. Consider declaring miscellaneous items as shown on an attached list as surplus, and authorizing their sale at a public auction or on E-Bay

Council Member Larson made a motion to declare the miscellaneous items as shown on an attached list as surplus, and authorizing their sale at a public auction or on E-Bay. The second to the motion was made by Council Member Tipps.

The vote:

AYES: Smaistrila, Larson, Bradway, Tipps, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. New Business

10. Council Discussion

Council Member Bradway stated he is glad that the capital projects are on schedule and going well.

Vice Mayor Smaistrila advised that she heard a newcomer to Yukon saying that they were new to town and enjoying Yukon.

Council Member Tipps stated the folks at the Nina Willingham establishment wanted him to thank the fire and police departments for all they are doing for them.

11. Adjournment

John Alberts, Mayor

Patricia G. Hargis, City Clerk