

# Minutes



## City Council Minutes December 3, 2001

The Yukon City Council met in regular session on December 3, 2001, at 7:30 p.m. in the Council (Centennial Building, 12 South Fifth.

Invocation was given by John Michael Williams.

Flag salute was given in unison.

ROLL CALL: Present: Genie Vinson, Mayor Maxey, Council Member  
Ron Jurgensen, Vice Mayor  
John Weller, Council Member  
Dewayne Maxey, Council Member  
Earline Smaistrla, 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  
Jan Scott, Park and Recreation Director  
Tammy Nemecek, Administrative Assistant  
Tim Rundel, Personnel/Safety Director  
Ike Shirley, Police Chief  
Jeff Deckard, Public Works Department  
Mitch Hort, Community Development Director  
Jeff Lara, Fire Chief  
John Knuppel, Historical Society

Presentations and Proclamations

Visitors

1) Ken Baker, chairman of the group assigned to find a suitable location for a new solid waste advised that they had begun meeting and that anyone is invited to attend their meetings, which a Thursday of each month. Mr. Baker stated their officers are: Ken Baker, Chairman, Assistant Newman, and Wanece Gibson is secretary.

2) Mayor Vinson advised that the Leaders of Tomorrow group from the Mid-High are in attend how a council meeting is conducted, and they will be hosting a mock council meeting immediately meeting.

(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 consider items they wish to be approved by one motion. If one item does not meet with the approval of all that item will be heard in regular order.

The City Manager recommends a motion to approve:

- A) Minutes of the regular meeting of November 19, 2001
- B) Payment to Triad Design Group, Inc. in the amount of \$4,244.45 for architectural/engineering services on booster station at I-40 and Garth Brooks
- C) Payment to Triad Design Group, Inc. in the amount of \$18,900.00 for architectural/engineering services on Vandament widening project
- D) Payment to Triad Design Group, Inc. in the amount of \$8,831.25 for architectural/engineering services on NW 10th Street, Mustang Road to SH 92 project
- E) Payment to Rudy Construction Company in the amount of \$4,000.00 for Highway 92 overlay project
- F) Contract amendment #6 for U. S. Filters Operating Systems, Inc.

Trustee Weller made a motion, seconded by Trustee Maxey, to approve the consent docket for the Yukon Municipal Authority, being the approval of the minutes of the regular meeting of November 19, 2001; payment to Triad Design Group, Inc. in the amount of \$4,244.45 for architectural/engineering services on booster station at I-40 and Garth Brooks; payment to Triad Design Group, Inc. in the amount of \$18,900.00 for architectural/engineering services on Vandament widening project; payment to Triad Design Group, Inc. in the amount of \$8,831.25 for architectural/engineering services on NW 10th Street, Mustang Road to SH 92 project; payment to Rudy Construction Company in the amount of \$4,000.00 for Highway 92 overlay project; and contract amendment #6 for U. S. Filters Operating Systems, Inc..

### **The vote:**

**AYES: Weller, Vinson, Jurgensen, Smaistrla, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**2A. Introduce, consider and approve a resolution authorizing the issuance of the Yukon Municipal Authority 2001 Revenue Note (The "Revenue Note"), in an aggregate principal amount of \$1,500,000; waiving competitive bidding and authorizing said revenue note to be sold at par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes; approving the following documents and authorizing the Chairman (or Vice Chairman in the absence of the Chairman) to execute and deliver same, to-wit: revenue note, real estate mortgage, sales agreement, financing statement, preliminary offering document, final offering document, closing statement, and other documents necessary to consummate issuance of the revenue note, including a disclosure agreement; designating the revenue note as qualified tax-exempt obligation for purposes of the financial institution's interest deduction provisions contained in the Internal Revenue Code (the "Code") and providing exception for small governmental units as contained in the Code; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratifying a lease agreement and maintenance contract between the City of Yukon (The "City") and the Authority; providing that the term of the lease shall extend so long as the Revenue Note remains outstanding and unpaid; and authorizing the execution and delivery of the Revenue Note, disbursement of proceeds, and finalization, creation and delivery of documents necessary for issuance of the Revenue Note**

A motion was made by Trustee Weller, seconded by Trustee Maxey, to approve Resolution No. YMA 2001-01 authorizing the issuance of the Yukon Municipal Authority 2001 Revenue Note, (The "Revenue Note")

principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said : at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma approving the following documents and authorizing the Chairman (or Vice Chairman in the absence) to execute and deliver same, to-wit: revenue note, real estate mortgage, security agreements, financial preliminary offering document, final offering document, closing order and any and all other documents consummate issuance of the revenue note, including a continuing disclosure agreement; designating qualified tax-exempt obligations with respect to the financial institution's interest deduction provisions of Internal Revenue Code of 1986 (the "Code") and providing exception for small governmental unit provisions of Code; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratifying and operation and maintenance contract between the City of Yukon (The "City") and the Authority; the term of the lease shall extend so long as the Revenue Note remains outstanding and unpaid; and execution and delivery of the Revenue Note, disbursement of proceeds, and finalization, creation and delivery of documents necessary for issuance of the Revenue Note.

John Michael Williams appeared before the Council and advised that this resolution gives approval to borrow up to \$1.5 million at Yukon National Bank, as we have done in the past. This is an action that has been taken in the past.

City Manager Jim Crosby stated that this is a continuation of the loan we currently have for several improvement projects and this action is to simply reduce the interest we are paying by about 2%.

**The vote on the motion:**

**AYES: Smaistrle, Jurgensen, Maxey, Weller, Vinson**

**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 items that wish to be approved by one motion. If one item does not meet with the approval of all Council Members, it will be heard in regular order.

The City Manager recommends a motion that will approve:

- A) Minutes of the regular meeting of November 19, 2001
- B) Salary and material claims in the amount of \$273,738.31
- C) Contract amendment #6 for U. S. Filters Operating Systems, Inc.
- D) Authorizing Purchasing Agent to advertise for bids for the Street Sign Replacement Project
- E) Authorizing Purchasing Agent to advertise for bids for the Rehabilitation of Kimbell Park
- F) Acceptance of Denny Myer's resignation from the Oklahoma Environmental Management
- G) Setting date for the next regular Council meeting for December 18, 2001, 7:30 p.m., in the Centennial Building, 12 South Fifth

Vice Mayor Jurgensen made a motion to approve the consent docket as shown. Second was made by Weller.

Council Member Maxey stated he would like to pull Item F for a separate vote.

Jurgensen and Weller amended their motion and second to reflect that Item F was not included in the docket.

**The vote on the amended motion:**

**AYES: Jurgensen, Vinson, Maxey, Weller, Smaistrla**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

ITEM F: Council Member Maxey stated that Denny Myers has been a very valuable representative of the Oklahoma Environmental Management Authority and has saved Yukon several hundred thousand dollars through his commitment to Yukon and he wants everyone to know that he appreciates all that Denny has done for the city in that capacity.

Council Member Maxey made a motion to approve the resignation of Denny Myers from the Oklahoma Environmental Management Authority effective January 15, 2002. Motion seconded by Council Member Weller.

**The vote on the motion:**

**AYES: Smaistrla, Weller, Maxey, Vinson, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

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

**3. Introduce, consider and approve 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 2001 Revenue Note in the aggregate principal amount of not to exceed \$1,500,000 do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency.**

City Attorney stated that this is an ordinance that allows the YMA to renew the Yukon National Bank interest rates.

A motion was made by Vice Mayor Jurgensen, seconded by Council Member Smaistrla, to approve 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 2001 Revenue Note in the aggregate principal amount of not to exceed \$1,500,000 do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency.

**The vote:**

**AYES: Maxey, Vinson, Smaistrla, Weller, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Council Member Weller made a motion to move the emergency of Ordinance No. 1092; motion seconded by Council Member Jurgensen.

**The vote:**

**AYES: Jurgensen, Weller, Smaistrla, Vinson, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4. Introduce, consider and approve a Resolution approving the incurrence of indebtedness by the City of Yukon.**

**Yukon Municipal Authority (the "Authority") issuing its 2001 Revenue Note (the "Revenue Note" to be sold at a price less than par value by negotiated sale within the Title 60, Oklahoma Statutes, Section 176; authorizing and directing the Mayor or Vice Mayor to enter into a security 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; and authorizing the execution and delivery 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; disbursement of proceeds, and finalization, creation, and execution of documents necessary for issuance of the revenue note**

A motion was made by Council Member Weller, seconded by Council Member Maxey, to approve the incurrance of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2001 "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 Title 60, Oklahoma Statutes, Section 176; authorizing and directing the Mayor or Vice Mayor to enter into a security 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; and authorizing the execution and delivery 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; disbursement of proceeds, and finalization, creation, and execution of documents necessary for issuance of the revenue note.

**The vote:**

**AYES: Vinson, Jurgensen, Smaistrila, Maxey, Weller**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. Consider approving the release of \$398,514.65 of the \$1,300,000.00 Letter of Credit for a subdivision bond by Claud Cypert for Kingsway Addition**

Vice Mayor Jurgensen made a motion, with a second by Council Member Maxey, to approve release of the \$1,300,000 letter of credit posted by Claud Cypert in lieu of a subdivision bond for Kingsway Addition.

**The vote:**

**AYES: Smaistrila, Weller, Vinson, Maxey, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**6. Consider approving and accepting maintenance bond #15023 for waterlines, maintenance bond #15024 for sanitary sewer lines, and maintenance bond #CBA7672 for paving to serve Yulish Phase II, and placing maintenance bonds into effect**

Council Member Weller made a motion to approve and accept maintenance bond #15023 for waterlines, maintenance bond #15024 for sanitary sewer lines, and maintenance bond #CBA7672 for paving to serve Yulish Phase II, and placing maintenance bonds into effect. Motion was seconded by Council Member Maxey.

**The vote:**

**AYES: Vinson, Jurgensen, Weller, Maxey, Smaistrla**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. Consider approving and accepting maintenance bond #400KB7088 for sewer lines, maintenance bond #400KB7087 for water lines, and maintenance bond #CBA6910 for paving and storm sewer to serve Sunrise Hills Section 6, and placing maintenance bonds into effect**

A motion was made by Council Member Weller, seconded by Council Member Maxey, to approve maintenance bond #400KB7088 for sewer lines, maintenance bond #400KB7087 for water lines, and maintenance bond #CBA6910 for paving and storm sewer to serve Sunrise Hills Section 6, and placing maintenance bonds into effect.

**The vote:**

**AYES: Jurgensen, Vinson, Smaistrla, Weller, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8. Consider approving recommendation of Planning Commission to vacate Sunrise Hills Section 7 as requested by ERC Properties**

Vice Mayor Jurgensen made a motion to approve the recommendation of the Planning Commission to vacate Sunrise Hills Section 7 as requested by ERC Properties. Council Member Maxey seconded.

Audrey Blake, ERC representative, stated they owned all of Section 7 and have followed all of the requirements.

**The vote on the motion:**

**AYES: Weller, Maxey, Jurgensen, Smaistrla, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**9. Consider approving the corrections for the easement closing at 904 Montreal as recommended by the Planning Commission**

Council Member Smaistrla made a motion to approve the corrections for the easement closing as recommended by the Planning Commission; motion seconded by Council Member Weller.

**The vote:**

**AYES: Maxey, Vinson, Weller, Smaistrla, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**10. Consider approving Right-of-Way, Public Utility and Encroachment Agreement with Yukon, Oklahoma and the Department of Transportation for the State of Oklahoma in the location and improvement of a portion of the city street system now designated as Valley Street and approving Resolution No. 2001-12 allowing the execution of the agreement**

Council Member Weller moved to approve the Right-of-Way, Public Utility and Encroachment Agreement with the City of Yukon, Oklahoma and the Department of Transportation for the State of Oklahoma in connection with the location and improvement of a portion of the city street system now designated as Vandament Avenue. This was done by Resolution No. 2001-12 allowing the execution of the agreement. Vice Mayor Jurgensen seconded the motion.

**The vote:**

**AYES: Smaistrla, Weller, Vinson, Jurgensen, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**11. Consider public hearing to determine whether the following properties should be considered detrimental to the health, benefit and welfare of the public and community and direct appropriate action to abate same**

<b>ADDRESS</b>	<b>OWNER</b>	<b>VIOLATION</b>
500 South Second	Castl (Hedrick)	Trash, Grass, Weeds
702 Oakcreek	Brown	Trash, Grass, Weeds

Both properties have taken care of their situations, therefore, no action was necessary.

**12. New Business**

**13. Open Discussion**

Vice Mayor Jurgensen stated he heard about a high speed chase the police had in Yukon and as a result he will check into the purchase of stop stakes so that we might eliminate these high speed chases.

Council Member Smaistrla welcomed the Leaders of Tomorrow guests and stated she hoped they would learn something from their observance tonight, and also stated that it is good to have young people involved in government.

Council Member Weller also welcomed the Leaders of Tomorrow and explained to them that the "legalize" tonight, but it was legal work to lower the cost of our indebtedness.

Mr. Weller urged the citizens to check out the Christmas in the Park displays and decorations.

Mayor Vinson stated our city employees do an outstanding job, and there is a lot going on in Yukon recently had a wonderful Mayor's Christmas Party, there is an arts and crafts show this weekend, Nutcracker performances, and the Community Education tour of homes this Sunday, with the annual Season performance by the Oklahoma City Philharmonic on December 20th, Mayor Vinson encourages everyone to take advantage of these great events.

**14. Adjournment**

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Genie Vinson, Mayor

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Patricia G. Hargis, City Clerk

