

Yukon City Council Minutes December 17, 2013

The Yukon City Council met in regular session December 17, 2013 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 Thomas Buckley, Judah Worship Center
The flag salute was given in unison.

ROLL CALL: (Present) Ken Smith, Mayor
 Nick Grba, Council Member
 John Alberts, Council Member
 Michael McEachern, Council Member
 Donna Yanda, Council Member

OTHERS PRESENT:

Grayson Bottom, City Manager	Tammy DeSpain, Assistant City Manager
Mike Segler, City Attorney	Robbie Williams, City Engineer
Doug Shivers, City Clerk	J.I. Johnson, Treasurer
John Brown, Police Department	Bill Stover, Sanitation Director
Mitch Hort, Community Development Dir.	Dana Deckard, Administrative Coordinator
Arnold Adams, Public Works Director	Gary Cooper, Information Technology Dir.
Josh Gotcher, Technology Department	Larry Mitchell, Economic Dev. Director
Jeff Deckard, Parks Superintendent	

Presentations and Proclamations

There were no presentations and proclamations.

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:

- C) The minutes of the regular meeting of December 3, 2013
- D) Payment of Material claims in the amount of \$226,503.90

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of December 3, 2013 and Payment of Material claims in the amount of \$226,503.90, was made by Trustee McEachern and seconded by Trustee Grba.

The vote:

AYES: Yanda, Alberts, Smith, McEachern, Grba

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider approving an expenditure of funds, for the purchase of a 2014 Mack Roll-Off Truck from Bruckner Truck, not to exceed \$159,405.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director

The motion to approve an expenditure of funds, for the purchase of a 2014 Mack Roll-Off Truck from Bruckner Truck, not to exceed \$159,405.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director, was made by Trustee Grba and seconded by Trustee McEachern.

The vote:

AYES: Alberts, Grba, McEachern, Yanda, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

3A. Consider approving an expenditure of funds, for the purchase of Roll-Off and Front End Loader Containers, in the amount of \$66,000.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director

The motion to approve an expenditure of funds, for the purchase of Roll-Off and Front End Loader Containers, in the amount of \$66,000.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director, was made by Trustee Yanda and seconded by Trustee McEachern.

The vote:

AYES: McEachern, Grba, Yanda, Smith, Alberts

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 December 3, 2013**
- B) Payment of material claims in the amount of \$432,004.57**
- C) Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation or trade**
- D) The Second Amendment to Water Tower Attachment Communication Site Agreement between the City of Yukon and Verizon Wireless, to allow Tenant to modify Tenant's Equipment at the Property**
- E) Denial of Claim No. 134179-ME from Terreld Thiessen, as recommended by the Oklahoma Municipal Assurance Group**
- F) Denial of Claim No. 134180-ME from Tracy Hardy, as recommended by the Oklahoma Municipal Assurance Group**
- G) Denial of Claim No. 134706-TW from Rachel Perzanowski, as recommended by the Oklahoma Municipal Assurance Group**
- H) Setting the date for the next regular Council meeting for January 7, 2014 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 December 3, 2013; Payment of material claims in the amount of \$432,004.57; Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation, or trade; The Second Amendment to Water Tower Attachment Communication Site Agreement between the City of Yukon and Verizon Wireless, to allow Tenant to modify Tenant's Equipment at the Property; Denial of Claim No. 134179-ME from Terreld Thiessen, as recommended by the Oklahoma Municipal Assurance Group; Denial of Claim No. 134180-ME from Tracy Hardy, as recommended by the Oklahoma Municipal Assurance Group; Denial of Claim No. 134706-TW from Rachel Perzanowski, as recommended by the Oklahoma Municipal Assurance Group; and Setting the date for the next regular Council meeting for January 7, 2014, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Grba and seconded by Council Member Yanda.

Council Member Grba stated items E, F, and G normally had original tort claim included in agenda to tell what claim was about. He asked Grayson Bottom, if he knew what they were for. Mr. Bottom stated item E involved an individual wandering onto the highway and was hit by a vehicle. Doug Shivers stated F was dealing with the same incident. Council Member McEachern questioned the time intervals on the claims. Mr. Bottom stated that was the deadline time to file.

The vote:

AYES: Grba, Yanda, Smith, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Reports of Boards, Commissions and City Officials - None

3. Consider and approve Resolution 2013-14, A Resolution authorizing the calling and holding of an election in the City of Yukon, Canadian County, Oklahoma, for the purpose of electing one Council Member from Ward 1 and one Council Member from Ward 2 for four-year terms ending in May 2018; and electing one Council Member from Ward 3 for the remainder of the term ending in May 2016

The motion to approve Resolution 2013-14, A Resolution authorizing the calling and holding of an election in the City of Yukon, Canadian County, Oklahoma, for the purpose of electing one Council Member from Ward 1 and one Council Member from Ward 2 for four-year terms ending in May 2018; and electing one Council Member from Ward 3 for the remainder of the term ending in May 2016, was made by Council Member Alberts and seconded by Council Member McEachern.

The vote:

AYES: Smith, Alberts, Yanda, McEachern, Grab

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider and approve Resolution 2013-15, a Resolution of the Council of the City of Yukon, in Canadian County, State of Oklahoma, supporting the display of the national motto "In God We Trust" in the Council Chambers in a prominent location

The motion to approve Resolution 2013-15, a Resolution of the Council of the City of Yukon, in Canadian County, State of Oklahoma, supporting the display of the national motto "In God We Trust" in the Council Chambers in a prominent location, was made by Council Member Yanda and seconded by Council Member Alberts.

Mayor Smith asked Doug Shivers to read the Resolution in its entirety. Doug Shivers read accordingly.

Council Member Grba has 26 years of military background. They strove for secular environment with no favoritism. They were cautious because beliefs are personal and don't want to give the impression of valuing one group over another. Council Member Grba would like to leave as is.

Council Member Alberts asked Mayor Smith his viewpoint. Mayor Smith stated it is our National Motto. He understands the concern for litigation, but many have adopted without legal challenges. 11 groups in Oklahoma have adopted it. There is a group in Bakersfield, CA who has provided information to us and is willing to assist with any legal challenges. The ACLU opinion stated Nation's motto will continue to be all-inclusive. He respects Council Member Grba's opinion, but feels this is separate.

Council Member Alberts stated country is founded on God. His position is for the God who holds us accountable.

Ron Rassmussen, 1204 Excalibur Ct., Pastor at Christ Church of Yukon stated it is good to say there is something bigger. My God gives freedom. Mr. Rassmussen supports Resolution.

Lynn Soriano, 417 Castle Rock, appreciates standing up for this. She has heard lots of support for this.

The vote:

AYES: McEachern, Smith, Alberts, Yanda

NAYS: Grba

VOTE: 4-1

MOTION CARRIED

- 5. Consider approving an expenditure of funds, for the purchase of a 2014 Mack Roll-Off Truck from Bruckner Truck, not to exceed \$159,405.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director**

The motion to approve an expenditure of funds, for the purchase of a 2014 Mack Roll-Off Truck from Bruckner Truck, not to exceed \$159,405.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director, was made by Council Member Yanda and seconded by Council Member Alberts.

The vote:

AYES: Alberts, McEachern, Grba, Yanda, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 6. Consider approving an expenditure of funds, for the purchase of Roll-Off and Front End Loader Containers, in the amount of \$66,000.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director**

The motion to approve an expenditure of funds, for the purchase of Roll-Off and Front End Loader Containers, in the amount of \$66,000.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Sanitation Director, was made by Council Member Grba and seconded by Council Member McEachern.

The vote:

AYES: Yanda, Grba, Alberts, Smith, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 7. Consider awarding the contract for the City of Yukon 2014 Snow and Ice Plowing and Removal Services to Schwarz Paving Company, Inc. in the amount of \$16,816.00, to be paid from the General Fund, as recommended by the City Engineer**

The motion to approve the contract for the City of Yukon 2014 Snow and Ice Plowing and Removal Services to Schwarz Paving Company, Inc. in the amount of \$16,816.00, to be paid from the General Fund, as recommended by the City Engineer, was made by Council Member McEachern and seconded by Council Member Grba.

The vote:

AYES: Grba, Smith, Yanda, McEachern, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. **Consider awarding the contract for the City of Yukon 2014 Concrete and Asphalt Paving, Drainage, Water, and Sewer Project to Brewer Construction Oklahoma, LLC in the amount of \$1,213,830.50, to be paid from the General Fund, as recommended by the City Engineer**

The motion to award the contract for the City of Yukon 2014 Concrete and Asphalt Paving, Drainage, Water, and Sewer Project to Brewer Construction Oklahoma, LLC in the amount of \$1,213,830.50, to be paid from the General Fund, as recommended by the City Engineer, was made by Council Member Grba and seconded by Council Member Yanda.

The vote:

AYES: Smith, Alberts, Yanda, Grba, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. **Consider approving an expenditure of funds, for the purchase of two 2014 Ford Pickups, in the amount of \$37,800.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Community Development Director**

The motion to approve an expenditure of funds, for the purchase of two 2014 Ford Pickups, in the amount of \$37,800.00, to be paid from the Master Lease Purchase Agreement, as recommended by the Community Development Director, was made by Council Member Grba and seconded by Council Member Alberts.

Council Member Alberts asked if it was \$37,000.00 for both. Grayson Bottom stated yes. Mayor Smith asked if they were for Code Enforcement and Stormwater. Mr. Bottom stated yes.

The vote:

AYES: McEachern, Grba, Smith, Alberts, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

10. City Manager's Report – Information items only

- A. Sales Tax Report**
- B. Sounds of the Season**
- C. North Star Report**

Grayson Bottom stated sales tax was up 3.14% for October collections and up 7.51% for year to date. He is very pleased. It is easy to see that I-40 construction has slowed growth, especially hotel/motel tax. Anticipates Christmas sales tax being short. Bad weather kept people home and shopping on internet. Not critical, just a concern. Oklahoma City is up 2.2% and Edmond up 18%. Use Tax is up 59.85% year to date. Smaller total, so any change is big.

Mr. Bottom gave final North Star Destination Branding Report. Look forward to comments and implementation. The bulk of the report is suggestions, but it is a good guide for moving forward.

Thursday, December 19 is the Sounds of the Season at the Fine Arts Center. Hope we all can go. The ticket sales have been very good and anticipate a full house.

Christmas in the Park touring was busiest this past weekend. In a four hour span of time, there were 2,000 cars that went thru the parks. There was also lots of air viewing. It has been a great success and he thanked Jeff, Jan and all of Parks and Recreation.

11. **New Business** - There was no new business

12. Council Discussion

Council Member Yanda wished all Happy Holidays.

Council Member Alberts wished all a Merry Christmas and to shop in Yukon.

Council Member Grba thanked the Methodist Church for goodies. Go see the lights. Streets were great during storm and wanted to thank the Street department. North Star Report is tip of iceberg for growth.

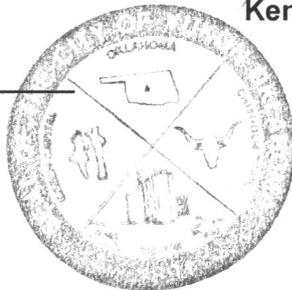
Council Member McEachern wished everyone a Merry Christmas.

Mayor Smith thanked the Council for preparation and decision. He is proud to serve with this group of people. You can't miss holidays, please think of the less fortunate. Mayor Smith wished all a Merry Christmas.

13. Adjournment



Doug Shivers, City Clerk





Ken Smith, Mayor