

Yukon City Council Minutes February 7, 2012

The Yukon City Council met in regular session on February 7, 2012 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Rick Opitz.
The flag salute was given in unison.

ROLL CALL: (Present) John Alberts, Mayor
 Nick Grba, Vice-Mayor
 Bob Bradway, Council Member
 Ken Smith, Council Member
 Dewayne Maxey, Council Member

OTHERS PRESENT:

Mike Segler, City Attorney	Tammy Kretchmar, Asst. City Manager
Pat Garrett, Asst. City Engineer	Doug Shivers, City Clerk
Mitch Hort, Community Development Director	Frosty Peak, Emergency Management Director
Gary Cooper, Information Technology Director	Bill Stover, Asst. Public Works Director
John Corn, Acting Police Chief	Michael Malmfeldt, City Treasurer
Kevin Jones, Fire Chief	Jan Scott, Parks and Recreation Director
Andy Johnson, Police Department	

Presentations and Proclamations

Mayor Alberts read the proclamation for "Children's Dental Health Month". It was presented to Dr. David Reeder and Dr. Stuart Stevens. Dr. Reeder gave a brief explanation of the dental program provided by area dentists.

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Visitors

Joann Oltmann of 821 Poplar, interim Director of Mobile Meals, gave a brief summary of Mobile Meals' activity over the past year, and thanked the Council for its support.

(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 January 17, 2012**
- B) Payment of material claims in the amount of \$192,814.45**

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of January 17, 2012, and Payment of material claims in the amount of \$192,814.45, was made by Trustee Smith and seconded by Trustee Maxey, with Trustee Smith asking to exclude Item A for further discussion.

The vote:

AYES: Bradway, Smith, Grba, Alberts, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

Trustee Smith then motioned to approve Item A with corrections to change various references to 2011, to 2012, seconded by Trustee Maxey.

The vote:

AYES: Maxey, Alberts, Bradway, Grba, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider approving Resolution No. YMA-2012-01, a Resolution authorizing the City of Yukon and the Yukon Municipal Authority to obtain financing for the purpose of providing the funds for the purchase of certain vehicles and pieces of equipment for use by the Community Development, Parks and Recreation Department, Public Works Department, Fire Department, and Police Department by executing its note

The motion to approve Resolution No. YMA-2012-01, a Resolution authorizing the City of Yukon and the Yukon Municipal Authority to obtain financing for the purpose of providing the funds for the purchase of certain vehicles and pieces of equipment for use by the Community Development, Parks and Recreation Department, Public Works Department, Fire Department, and Police Department by executing its note, was made by Trustee Smith and seconded by Trustee Grba. Trustee Bradway was unclear on the types of vehicles to be purchased by the Police Department. Acting Chief Corn clarified that Chevrolet Tahoes were to be purchased right away, and Fords would be purchased in the future. City Manager Bottom stated that we would be buying vehicles from both manufacturers, and asked that Mr. Bradway refer to the earlier summary distributed to the Trustees for clarification. Mr. Bradway also asked what kind of vehicles would be purchased for the Fire Department. Mr. Bottom named the vehicles, and Chief Jones clarified their uses and what older vehicles would be replaced.

The vote:

AYES: Grba, Maxey, Smith, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

3A. Consider approving an expenditure of funds in an amount not to exceed \$31,331.00, for the purchase of Technology related items to be installed at the new Yukon Fire Station, as recommended by the Technology Director, to be paid from the Yukon Municipal Authority Revenue Bonds Construction Fund, and waiving competitive bidding.

The motion to approve an expenditure of funds in the amount of \$31,331.00, for the purchase of Technology-related items to be installed at the new Yukon Fire Station, as recommended by the Technology Director, to be paid from the Yukon Municipal Authority Revenue Bonds Construction Fund, and waiving competitive bidding, was made by Trustee Grba and seconded by Trustee Maxey.

The vote:

AYES: Smith, Alberts, Grba, Maxey, Bradway

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 January 17, 2011**
- B) Payment of material claims in the amount of \$436,686.87**
- C) Payment of Invoice No. 8030, in the amount of \$49,883.40, to Triad Design Group, for the Piedmont Road (SH 4) from Main Street (OK 66) to Northwest Expressway (SH 3) project, paid from Oklahoma City Escrow Account funds**
- D) The appointment of Rena Holland to the Board of Adjustment, as nominated by John Alberts**
- E) An agreement with Yukon BMX for use of the Taylor Park BMX Track from January 18, 2012 through January 18, 2013**
- F) An agreement with Oklahoma Nitro Club for use of the Taylor Park Nitro Track from January 18, 2012 through January 18, 2013**
- G) Designating the items on the attached list from the Technology Department as surplus, and authorizing their sale, donation, or trade**
- H) Accepting Oklahoma Department of Environmental Quality Permit No. WL000009110440 for the construction of 26 linear feet of 6-inch, and 390 feet linear feet of 12-inch water lines and appurtenances to serve the City of Yukon Grace Pentecostal Church of God Water Line Extension Project, Canadian County, OK**
- I) Setting the date for the next regular Council meeting for February 21, 2012, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.**

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of January 17, 2012; payment of material claims in the amount of \$436,686.87; payment of Invoice No. 8030, in the amount of \$49,883.40, to Triad Design Group, for the Piedmont Road (SH 4) from Main Street (OK 66) to Northwest Expressway (SH 3) project, paid from Oklahoma

City Escrow Account funds; the appointment of Rena Holland to the Board of Adjustment, as nominated by John Alberts; an agreement with Yukon BMX for use of the Taylor Park BMX Track from January 18, 2012 through January 18, 2013; an agreement with Oklahoma Nitro Club for use of the Taylor Park Nitro Track from January 18, 2012 through January 18, 2013; designating the items on the attached list from the Technology Department as surplus, and authorizing their sale, donation, or trade; accepting Oklahoma Department of Environmental Quality Permit No. WL000009110440 for the construction of 26 linear feet of 6-inch, and 390 feet linear feet of 12-inch water lines and appurtenances to serve the City of Yukon Grace Pentecostal Church of God Water Line Extension Project, Canadian County, Oklahoma; and setting the date for the next regular Council meeting for February 21, 2012, 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 Maxey.

Council Member Smith then asked to have minutes corrections made to the incorrect year entries, and to correct a purchase amount for Fire Station equipment to \$5,600.00. Mr. Maxey amended his motion to reflect these changes, seconded by Mr. Grba. Mr. Smith also asked what time the City Parks closed and Director Scott informed him that closing time was 12:00 am.

The vote:
AYES: Alberts, Maxey, Bradway, Smith, Grba
NAYS: None
VOTE: 5-0
MOTION CARRIED

2. Report of Boards, Commissions and City Officials

Genie Vinson provided information to the Council regarding the activities of the Recycling Committee and the Recycling Center.

3. Consider approving Resolution No. 2012-01, a Resolution authorizing the City of Yukon and the Yukon Municipal Authority to obtain financing for the purpose of providing the funds for the purchase of certain vehicles and pieces of equipment for use by the Community Development, Parks and Recreation Department, Public Works Department, Fire Department, and Police Department by executing its note

The motion to approve Resolution No. 2012-01, a Resolution authorizing the City of Yukon and the Yukon Municipal Authority to obtain financing for the purpose of providing the funds for the purchase of certain vehicles and pieces of equipment for use by the Community Development, Parks and recreation Department, Public Works Department, Fire Department, and Police Department by executing its note, was made by Council Member Smith and seconded by Council Member Bradway.

The vote:
AYES: Bradway, Grba, Smith, Alberts, Maxey
NAYS: None
VOTE: 5-0
MOTION CARRIED

4. Consider approving Ordinance No. 1272, an Ordinance which Provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by adding sections 114-110, 114-147, 114-148, 114-149, 114-150, and 114-151 of the Code of Ordinances, providing for amendment to add definitions requiring food service establishments install grease interceptors in certain events, requiring submission of drawings, providing minimum requirements for grease interceptors; providing minimum requirements for best management practices and requiring grease haulers obtain a certificate and providing for application procedures and declaring an Emergency

The motion to approve Ordinance No. 1272, an Ordinance which Provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by adding sections 114-110, 114-147, 114-148, 114-149, 114-150, and 114-151 of the Code of Ordinances, providing for amendment to add definitions requiring food service establishments install grease interceptors in certain events, requiring submission of drawings, providing minimum requirements for grease interceptors; providing minimum requirements for best management practices and requiring grease haulers obtain a certificate and providing for application procedures and declaring an Emergency, was made by Council Member Grba and seconded by Council Member Maxey.

Mr. Maxey asked whether this ordinance would apply to new construction only, and Director Hort explained that the ordinance was in response to a Department of Environmental Quality mandate that

required it for new construction and existing operations. Mr. Bradway asked if there was a cost to volunteer groups, and Mr. Hort explained that the intent of the ordinance was to keep grease from commercial kitchens out of the sewer system. Mr. Grba asked about enforcement, and Mr. Hort said that the intent was to use a 3-strike system, not to immediately issue numerous citations. Mr. Grba asked about annual inspections, and Mr. Hort there was a “cradle to grave” system that required annual reports and compliance certificates. Mr. Bradway asked if DEQ would visit, and Mr. Hort said the City would provide reports and probably only visit if there was an illicit discharge. Mr. Alberts wondered if this was part of the federal Clean Water Act, and about consequences if we did not comply, and Mr. Hort confirmed.

The vote:

AYES: Grba, Alberts, Bradway, Maxey, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

4a. Consider approving the Emergency Clause of Ordinance No. 1272

The motion to approve the Emergency Clause of Ordinance No. 1272 was made by Council Member Smith, and seconded by Council Member Bradway.

The vote:

AYES: Maxey, Alberts, Grba, Smith, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. DISCUSSION ITEM – City Council Code of Ethics

Mr. Smith led a discussion regarding the implementation of a City Council Code of Ethics, which included compliance and enforcement should the code be violated. Mr. Bradway suggested deleting much of the draft copy as redundant. Mayor Alberts expressed concerns about any document which might expose the City to the possibility of future litigation. Mr. Grba suggested that time be taken during a future Study Session to fully determine the specific language to be used in the code of ethics. Any and all revisions to the draft copy would be sent to City Staff for compilation.

6. City Manager’s Report – Information items only

- A. Update on Cornwell Water Tower**
- B. Main Street revitalization process**

Mr. Bottom stated that the increase in pressure from the Cornwell Booster Station has caused a valve to leak, and that steps were underway to repair the valve. He also said that Staff was recommending to proceed with the project offered by the University of Oklahoma School of Architecture to develop a revitalized Main Street from Garth Brooks to Cornwell, and then to Yukon Parkway to a lesser degree. This would include the arterial feeder streets to Main Street and encourage visitors to come from the Interstate 40 area to the core of downtown Yukon. And finally, he informed the Council of the selection of the City of Yukon as the Yukon Chamber of Commerce Large Business of the Year, and thanked the Council and Mayor for their support.

7. New Business There was no new business.

8. Consider a motion to recess as Yukon City Council and convene into Executive Session, for discussing the employment of the City Manager, 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 discussing the employment of the City Manager, as provided for in 25 OS 2003, Section 307 (B) (1), was made by Council Member Bradway and seconded by Council Member Smith.

The vote:

AYES: Bradway, Grba, Smith, Alberts, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. 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 Bradway and seconded by Council Member Grba.

The vote:

AYES: Smith, Alberts, Grba, Maxey, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

Mayor Bradway then read the minutes of the Executive Session, stating "While in Executive Session, only the items on the agenda were discussed, no action was taken, and no votes were cast."

10. Consider a motion to amend the terms of the City Manager's employment contract

Council Member Bradway made a motion to extend the terms of the City Manager's contract from 6 months notice of separation to 1 year, seconded by Council Member Smith.

The vote:

AYES: Alberts, Bradway, Maxey, Smith, Grba

NAYS: None

VOTE: 5-0

MOTION CARRIED

11. Council Discussion

Mr. Maxey had no discussion items. Mr. Smith congratulated City Staff on receiving the Chamber award. He also mentioned he was hopeful that because of the large numbers of outstanding warrants and the corresponding dollar amount, that a program of some type could be considered in the future that could assist in clearing a portion of these warrants. He wanted to discuss this in a future study session.

Mr. Bradway thanked City Staff and Mr. Bottom for providing him with the amount the City spends on Association of Central Oklahoma Governments services, and noted it was worth every penny.

Mr. Grba mentioned that he had been a participant in the Yukon Public Schools mentoring program and found it to be very fulfilling and rewarding. He encouraged everyone to consider participating.

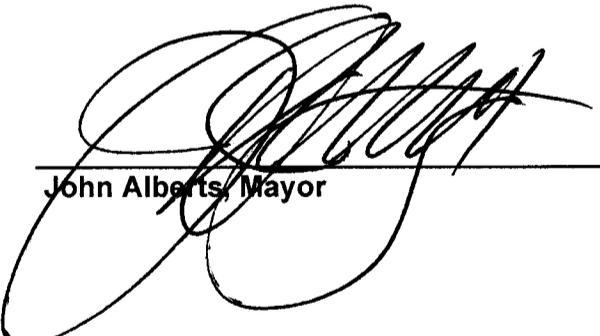
Mr. Alberts also congratulated the City on the Chamber award. He also thanked Staff for opening the Community Center at 6 am to enable workouts in the early morning.

Mr. Bottom announced that Yukon had been named as a Certified Healthy City, which qualified the City to receive a grant. Staff was currently designing a program to support healthy activities and would submit it by the end of the month.

8. Adjournment



Doug Shivers, City Clerk



John Alberts, Mayor

