

**Yukon City Council Minutes
July 1, 2014**

The Yukon City Council met in regular session July 1, 2014 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
 Michael McEachern, Vice Mayor
 John Alberts, Council Member
 Richard Russell, Council Member
 Donna Yanda, Council Member

OTHERS PRESENT:

Grayson Bottom, City Manager	Doug Shivers, City Clerk
Tammy Despain, Assistant City Manager	Dana Deckard, Admin. Coordinator
Robbie Williams, City Engineer	Mike Segler, City Attorney
Arnold Adams, Public Works Director	John Corn, Police Chief
Mitch Hort, Community Development Dir.	Bill Stover, Sanitation Director
Gary Cooper, Information Technology Dir.	Larry Mitchell, Economic Dev. Director
Jeff Deckard, Parks Superintendent	Cindi Shivers, Human Resources Director

Presentations and Proclamations

There were no Presentations or Proclamations.

Visitors

There were no Visitors. Mayor Smith gave a reminder about forms being available for visitors to address Council.

(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 June 17, 2014**
- B) Payment of material claims in the amount of \$62,109.07**

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of June 17, 2014 and payment of material claims in the amount of \$62,109.07, was made by Trustee McEachern and seconded by Trustee Russell.

The vote:

AYES: Alberts, Yanda, McEachern, Smith, Russell

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 June 17, 2014**
- B) Payment of material claims in the amount of \$368,295.35**
- C) Accepting Oklahoma Department of Environmental Quality Permit No. SL000009140451 for the construction of approximately 1,030 linear feet of eight (8) inch sewer line and appurtenances to serve the City of Yukon Wal-Mart Neighborhood Market No.: 3637-00 Sewer Line Extension Project, Canadian County, Oklahoma**
- D) Accepting Oklahoma Department of Environmental Quality Permit No. WL000009140422 for the construction of approximately 390 linear feet of six (6) inch and 1,310 linear feet of eight (8) inch water lines and appurtenances to serve the City of Yukon Wal-Mart Neighborhood Market No.: 3637-00 Sewer Line Extension Project, Canadian County, Oklahoma**
- E) The appointment of Leon Nelson to the board of the Spanish Cove Housing Authority, for a six-year in Office #3, as recommended by the Nominating Committee**
- F) An Interlocal Governmental Cooperation Agreement with the City of Piedmont, providing use of the Yukon jail, for the term of July 1, 2014 through June 30, 2015 for a rate of \$42.00 per day per prisoner (no change from 2013)**
- G) The renewal of the existing Interlocal Governmental Cooperation Agreement with the Canadian County Sheriff's Office, deputizing Yukon Police Officers, for the term of July 1, 2014 through June 30, 2015, as approved by the State Attorney General**
- H) The renewal of the existing Interlocal Governmental Cooperation Agreement with the Canadian County Sheriff's Office, providing use of the County Jail, for the term of July 1, 2014 to June 30, 2015, at a rate of \$40.00 per day per prisoner (no change from 2013)**
- I) An Interlocal Governmental Cooperation Agreement with the City of Bethany, providing use of the Yukon jail, for the term of July 1, 2014 through June 30, 2015, for a rate of \$42.00 per day per prisoner (no change from 2013)**
- J) An Interlocal Governmental Cooperation Agreement with the City of El Reno, providing use of the Yukon jail, for the term of July 1, 2014 through June 30, 2015, for a rate of \$42.00 per day per prisoner (no change from 2013)**
- K) Setting the date for the next regular Council meeting for July 15, 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 June 17, 2014; Payment of material claims in the amount of \$368,295.35; Accepting Oklahoma Department of Environmental Quality Permit No. SL000009140451 for the construction of approximately 1,030 linear feet of eight (8) inch sewer line and appurtenances to serve the City of Yukon Wal-Mart Neighborhood Market No. :3637-00 Sewer Line Extension Project, Canadian County, Oklahoma; Accepting Oklahoma Department of Environmental Quality Permit No. WL000009140422 for the construction of approximately 390 linear feet of six (6) inch and 1,310 linear feet of eight (8) inch water lines and appurtenances to serve the City of Yukon Wal-Mart Neighborhood Market No.: 3637-00 Sewer Line Extension Project, Canadian County, Oklahoma; The appointment of Leon Nelson to the board of the Spanish Cove Housing Authority, for a six-year in Office #3, as recommended by the Nominating Committee; An Interlocal Governmental Cooperation Agreement with the City of Piedmont, providing use of the Yukon jail, for the term of July 1, 2014 through June 30, 2015 for a rate of \$42.00 per day per prisoner (no change from 2013); The renewal of the existing Interlocal Governmental Cooperation Agreement

with the Canadian County Sheriff's Office, deputizing Yukon Police Officers, for the term of July 1, 2014 through June 30, 2015, as approved by the State Attorney General; The renewal of the existing Interlocal Governmental Cooperation Agreement with the Canadian County Sheriff's Office, providing use of the County Jail, for the term of July 1, 2014 to June 30, 2015, at a rate of \$40.00 per day per prisoner (no change from 2013); An Interlocal Governmental Cooperation Agreement with the City of Bethany, providing use of the Yukon jail, for the term of July 1, 2014 through June 30, 2015, for a rate of \$42.00 per day per prisoner (no change from 2013); An Interlocal Governmental Cooperation Agreement with the City of El Reno, providing use of the Yukon jail, for the term of July 1, 2014 through June 30, 2015, for a rate of \$42.00 per day per prisoner (no change from 2013); and Setting the date for the next regular Council meeting for July 15, 2014, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Alberts and seconded by Council Member Yanda.

The vote:

AYES: Smith, Yanda, Russell, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

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

3. Consider approving Resolution No. 2014-11, a Resolution of the Yukon City Council establishing the Nine-One-One Emergency Telephone Service Fee for the calendar year 2014, maintaining the landline service fees at their current rates

The motion to approve Resolution No. 2014-11, a Resolution of the Yukon City Council establishing the Nine-One-One Emergency Telephone Service Fee for the calendar year 2014, maintaining the landline service fees at their current rates, was made by Council Member Alberts and seconded by Council Member McEachern.

The vote:

AYES: Yanda, Smith, Alberts, McEachern, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider approving Ordinance No. 1299, an Ordinance amending the Employee Retirement System, Defined Benefit Plan for City of Yukon, Oklahoma; providing retirement benefits for eligible employees of City of Yukon, Oklahoma; pertaining to the definition of Employee; providing for repealer and severability; and declaring an Emergency

The motion to approve Ordinance No. 1299, an Ordinance amending the Employee Retirement System, Defined Benefit Plan for City of Yukon, Oklahoma; providing retirement benefits for eligible employees of City of Yukon, Oklahoma; pertaining to the definition of Employee; providing for repealer and severability; and declaring an Emergency, was made by Council Member Russell and seconded by Council Member Alberts.

Council Member Alberts inquired how Ordinance affects current and future employees. Mr. Bottom stated the current employees stay under the Defined Benefit Pension Plan and the future employees will go under the Defined Contribution Plan, which is similar to 401K. Council Member McEachern asked if there was still a

possibility of going to an annuity. Mr. Bottom stated possibility could be in a year to 18 months.

Chris Whatley, OMRF, stated they are currently evaluating the possibility of an annuity. Many communities are looking for this choice. OMRF is exploring it and hope to offer it in the future. Employees retiring can roll current retirement into annuity, if they went with another provider. Council Member McEachern clarified choice of an annuity could be with OMRF or someone else. Mr. Whatley stated yes.

Council Member Alberts asked what the long term benefits were to City and Employees. Mr. Bottom stated defined benefit plans are actuarially rated. They are usually underfunded, which becomes a liability on front of the City's balance sheet. The Defined Contribution Plan makes underfunding go away. Mr. Whatley stated there will always be some liability due to Police and Firefighter pension systems.

Council Member McEachern asked if City contributes to IRA for each employee. Mr. Whatley stated it shifts risk from City to Employee. Council Member McEachern asked if employees will choose investment options. Mr. Whatley stated yes, 14 options currently. Council Member Yanda asked if current employees have option of Defined Benefit Plan vs. Defined Contribution Plan. Mr. Bottom stated current employees stay in current Defined Benefit Plan. Mr. Whatley stated you have to be aware of IRS Guidelines.

Council Member Alberts asked if change helps credit rating. Mr. Bottom stated doesn't deteriorate it. Mr. Whatley stated it won't negatively affect it. Police and Fire play a role. Council Member McEachern questioned relation of Yukon to other towns. Mr. Whatley stated Yukon is at the top and very competitive in our retirement plan.

The vote:

AYES: McEachern, Alberts, Russell, Yanda, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

4a. Consider approving the Emergency Clause of Ordinance No. 1299

The motion to approve the Emergency Clause of Ordinance No. 1299, was made by Council Member Alberts and seconded by Council Member McEachern.

The vote:

AYES: Russell, Yanda, McEachern, Smith, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 5. Consider approving Ordinance No. 1300, an Ordinance adopting an Employee Retirement System, Defined Contribution Plan for City of Yukon, Oklahoma; providing retirement benefits for eligible employees of City of Yukon, Oklahoma; providing for purpose and organization; providing for definitions; providing for eligibility and participation; providing for Employer and Employee contributions; providing for accounting, allocation, and valuation; providing benefits; providing for required notice; providing for amendments and termination; providing for transfer to and from other plans; creating a committee and providing for powers, duties, and rights of committee; providing for payment of certain obligations; providing for payment and duration of expenses; providing for effective date; providing for vesting schedules; providing for a fund to finance the system to be pooled with other incorporated cities, towns, and their agencies and instrumentalities for purposes of administration, management, and investment as**

part of the Oklahoma Municipal Retirement Fund; providing for payment of all contributions under the system to the Oklahoma Municipal Retirement Fund for management and investment; providing for non-alienation of benefits and loss of benefits for cause; adopting those amendments mandated by the Internal Revenue Code; providing for Employer pickup of required contributions; providing for repealer and severability; and declaring an Emergency

The motion to approve Ordinance No. 1300, an Ordinance adopting an Employee Retirement System, Defined Contribution Plan for City of Yukon, Oklahoma; providing retirement benefits for eligible employees of City of Yukon, Oklahoma; providing for purpose and organization; providing for definitions; providing for eligibility and participation; providing for Employer and Employee contributions; providing for accounting, allocation, and valuation; providing benefits; providing for required notice; providing for amendments and termination; providing for transfer to and from other plans; creating a committee and providing for powers, duties, and rights of committee; providing for payment of certain obligations; providing for payment and duration of expenses; providing for effective date; providing for vesting schedules; providing for a fund to finance the system to be pooled with other incorporated cities, towns, and their agencies and instrumentalities for purposes of administration, management, and investment as part of the Oklahoma Municipal Retirement Fund; providing for payment of all contributions under the system to the Oklahoma Municipal Retirement Fund for management and investment; providing for non-alienation of benefits and loss of benefits for cause; adopting those amendments mandated by the Internal Revenue Code; providing for Employer pickup of required contributions; providing for repealer and severability; and declaring an Emergency, was made by Council Member Yanda and seconded by Council Member McEachern.

Council Member McEachern questioned who administers, Human Resources. Mr. Bottom stated yes, along with OMRF. It is part of the payroll system. Mr. Whatley stated he will be out to educate employees. Council Member McEachern asked if change from current. Mrs. Shivers stated not really.

The vote:

AYES: Alberts, Smith, Russell, McEachern, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

5a. Consider approving the Emergency Clause of Ordinance No. 1300

The motion to approve the Emergency Clause of Ordinance No. 1300, was made by Council Member Alberts and seconded by Council Member Russell.

The vote:

AYES: Russell, McEachern, Smith, Yanda, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. Consider approving the application for a Hazard Mitigation Grant in the amount of \$20,261.00, with a 25% local share of \$5,065.25, for an emergency generator to be installed at Fire Station No. 2, as recommended by the Emergency Management Director

The motion to approve the application for a Hazard Mitigation Grant in the amount of \$20,261.00, with a 25% local share of \$5,065.25, for an emergency generator to be installed at Fire Station No. 2, as recommended by the Emergency Management Director, was made by Council Member McEachern and seconded by Council Member Yanda.

The vote:

AYES: Yanda, Russell, Smith, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. Consider the approval of a Request for Proposal packet for the selection of a contractor to assist the City of Yukon with abatement of Trash, Grass, and Weeds code violations

The motion to approve a Request for Proposal packet for the selection of a contractor to assist the City of Yukon with abatement of Trash, Grass, and Weeds code violations, was made by Council Member Alberts and seconded by Council Member McEachern.

Council Member McEachern asked if citation values have been set. Mr. Bottom stated this is to hire contractors to help with abatements. Council Member McEachern asked if we bill for abatement. Mr. Bottom reviewed abatement process. Council Member McEachern asked, if any idea of cost. Council Member Alberts stated each different depending on service.

The vote:

AYES: Yanda, Russell, Smith, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. City Manager's Report – Information items only

A. Veteran's Celebration / Freedom Fest

Mr. Bottom stated Thursday evening is the Veteran's Celebrations with food and music. Friday starts at 8am and there will be events all day. Fireworks will be both nights. Good weather is forecast. We anticipate a large crowd both in the park and outside the park. Don't forget about Thursday night concerts and movies. City Hall will be closed Friday.

9. New Business-None

10. Council Discussion

Council Member McEachern thanked Spanish Cove folks for coming. Leon Nelson is a good choice. He is also grateful the City does a good job with retirement plans for Employees.

Council Member Russell hopes to see all at the 4th of July celebration.

Council Member Alberts asked if anyone addresses a guest wishing to speak before the meeting. Mayor Smith stated we will make everyone aware before meeting. He thanked all the Veterans and invited all to celebration. Happy 4th of July!

Council Member Yanda congratulated Mr. Nelson on appointment to Spanish Cove Board. Happy July 4th!

Council Member Alberts thanked those living around the park for their patience.

Mayor Smith congratulated Mr. Nelson, he will be an asset. Mayor Smith has been an advocate for business and for the Chamber of Commerce. Business within market should be welcomed to the Chamber. He was delighted to see the Yukon Review article, "Chamber Looking for Inclusion". However, as he read article, he was wondering if local business owners were belittled in the article. Mayor Smith was also concerned with statement about bullying members regarding political candidates. He has spoken with five Chamber of Commerce Board Members, all welcome the voicing of concerns. Grumbling and quotes in the paper is counterproductive. He recommends contacting Board Member.

11. Adjournment



Doug Shivers, City Clerk





Ken Smith, Mayor

