

## Yukon City Council Minutes June 18, 2013

The Yukon City Council met in regular session June 18, 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 Mayor Ken Smith  
The flag salute was given in unison.

ROLL CALL: (Present)     Ken Smith, Mayor  
                                       Rick Opitz, Vice-Mayor  
                                       John Alberts, Council Member  
                                       Nick Grba, Council Member  
                                       Michael McEachern, Council Member

### OTHERS PRESENT:

Mike Segler, City Attorney	Doug Shivers, City Clerk
Robbie Williams, City Engineer	Tammy Kretchmar DeSpain, Asst. City Mgr
Arnold Adams, Public Works Director	John Corn, Police Chief
Gary Cooper, Information Technology Dir.	Josh Gotcher, Information Technology
Larry Mitchell, Contractor	

### Presentations and Proclamations

Mayor Smith welcomed Cherie Logan and Karli Stroh from the Re-light the Mill Committee. The Committee presented a piece of the Mill sign to Grayson Bottom for his support. Mr. Bottom thanked them and stated it means a great deal. Ms. Stroh invited everyone to the Re-Light the Mill Celebration on Friday June 28<sup>th</sup>. The live music will start at 7:30pm and the re-lighting will start at 9:30pm. There will also be auctions of the letters. Please come, it is a free family event.

### Visitors

Rick Cacini gave an update on the Veterans Museum at 601 Oak on the second floor. Unfortunately, it rained this weekend and damaged flooring, but no damage to artifacts. We are still continuing to look for a permanent space and are still visiting schools to relate history.

(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 4, 2013**
- B) Payment of material claims in the amount of \$110,336.27**

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of June 4, 2013 and Payment of Material claims in the amount of \$110,336.27, was made by Trustee McEachern and seconded by Trustee Opitz.

**The vote:**

**AYES: Grba, Alberts, Smith, Opitz, McEachern**

**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 4, 2013**
- B) Payment of material claims in the amount of \$680,428.34**
- C) Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation, or trade**
- D) Denial of Claim No. 131673-BD from Michael Schafnitt, as recommended by the Oklahoma Municipal Assurance Group**
- E) Renewing an agreement with the Oklahoma Environmental Management Authority for rental of a Tub Grinder for a 3-year term, at a rate of \$475.00 per hour**
- F) A Prisoner Public Works Project contract with the Oklahoma Department of Corrections, for the assignment of Union City prisoners to Public Works projects, at a base cost of \$317.99 per month, through the date of June 30, 2014**
- G) Setting the date for the next regular Council meeting for July 2, 2013, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.**

Council Member McEachern asked to set aside Item E and F and discuss further.

The motion to approve remaining items on the Consent Docket, consisting of the approval of the minutes of the regular meeting of June 4, 2013; Payment of material claims in the amount of \$680,428.34; Designating the items on the attached list from the Technology Department as surplus and authorizing their sale, donation, or trade; Denial of Claim No. 131673-BD from Michael Schafnitt, as recommended by the Oklahoma Municipal Assurance Group; and Setting the date for the next regular Council meeting for July 2, 2013, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St, was made by Council Member McEachern and seconded by Council Member Grba.

**The vote:**

**AYES: Opitz, Smith, Alberts, McEachern, Grba**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

The motion to approve Renewing an agreement with the Oklahoma Environmental Management Authority for rental of a Tub Grinder for a 3-year term, at a rate of \$475.00 per hour; and A Prisoner Public Works Project contract with the Oklahoma Department of Corrections, for the assignment of Union City prisoners to Public Works projects, at a base cost of \$317.99 per month, through the date of June 30, 2014, was made by Council Member McEachern and seconded by Council Member Opitz.

Council Member McEachern questioned what a tub grinder was. Grayson Bottom stated a large grinder for lots of wood and large items. The fees also include transportation and operation of the tub grinder. Mayor Ken Smith asked, if this was a fee for hours used. Mr. Bottom stated yes.

Council Member McEachern wanted to know, if it was cost per prisoner. Mr. Bottom stated no, it's for total cost of assignment.

**The vote:**

**AYES: Smith, Alberts, McEachern, Grba, Opitz**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

2. Reports of Boards, Commissions and City Officials – None
3. Consider approving Ordinance No. 1291, an Ordinance amending the Employee Retirement System, Defined Benefit Plan for the City of Yukon, Oklahoma; providing retirement benefits for eligible employees of the City of Yukon, Oklahoma; Pertaining to Plan Design; providing for contributions by employees; providing for employer pickup of mandatory contributions; providing for repealer and severability; and declaring an emergency.

The motion to approve Ordinance No. 1291, an Ordinance amending the Employee Retirement System, Defined Benefit Plan for the City of Yukon, Oklahoma; providing retirement benefits for eligible employees of the City of Yukon, Oklahoma; Pertaining to Plan Design; providing for contributions by employees; providing for employer pickup of mandatory contributions; providing for repealer and severability; and declaring an emergency, was made by Council Member Opitz and seconded by Council Member Grba.

**The vote:**

**AYES: Alberts, McEachern, Grba, Opitz, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**3A. Consider approving the Emergency Clause of Ordinance No. 1291**

The motion to approve the Emergency Clause of Ordinance No. 1291, was made by Council Member Alberts and seconded by Council Member Opitz.

**The vote:**

**AYES: Opitz, Grba, McEachern, Smith, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

4. Consider approving Ordinance No. 1292, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma by amending Sec. 4.03, 18-4(3), 18-30(4), 18-33, 18-54(a), 18-56(d), 18-82(b), 18-110, 18-111, 18-137(c), 22-37, 22-38, 22-105, 66.5(c), 94-11(8), 94-34(a), 102-62(a), 114-31(a), 605.77(1), 701.5, 803(A), and 901.2, to allow certain fees to be set by the City Council of the City of Yukon by Resolution; providing for repealer and declaring an Emergency.

The motion to approve Ordinance No. 1292, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma by amending Sec. 4.03, 18-4(3), 18-30(4), 18-33, 18-54(a), 18-56(d), 18-82(b), 18-110, 18-111, 18-137(c), 22-37, 22-38, 22-105, 66.5(c), 94-11(8), 94-34(a), 102-62(a), 114-31(a), 605.77(1), 701.5, 803(A), and 901.2, to allow certain fees to be set by the City Council of the City of Yukon by Resolution; providing for repealer and declaring an Emergency, was made by Council Member Grba and seconded by Council Member Opitz.

**The vote:**

**AYES: Smith, Opitz, Grba, Alberts, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4A. Consider approving the Emergency Clause of Ordinance No. 1292**

The motion to approve the Emergency Clause of Ordinance No. 1292, was made by Council Member Opitz and seconded by Council Member McEachern.

**The vote:**

**AYES: Alberts, Smith, McEachern, Grba, Opitz**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 5. Consider approving Amendment Two to the Veolia Agreement for Operations, Maintenance and Management Services, to modify the Annual Fee Adjustment Formula under Section 5.5 of the Agreement, and to include reimbursement for certain sludge hauling fees to the City of Yukon**

The motion to approve Amendment Two to the Veolia Agreement for Operations, Maintenance and Management Services, to modify the Annual Fee Adjustment Formula under Section 5.5 of the Agreement, and to include reimbursement for certain sludge hauling fees to the City of Yukon, was made by Council Member McEachern and seconded by Council Member Grba.

Council Member Grba asked Grayson Bottom to explain change in fees. Mr. Bottom stated annual fees were adjusted. CIP was adjusted and calculated on maintenance cost. We now have set it at fixed price for the term of the contract. We must provide sludge disposal site. We can't store at beds at Wastewater facility, but must haul. They provide hauling and we pay tipping fee. Mayor Smith asked how much money was saved. Arnold Adams stated approximately \$2,500 a year.

**The vote:**

**AYES: McEachern, Grba, Alberts, Opitz, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 6. Consider selecting a Yukon City Council representative for the Chamber Board of Directors for the term of July 1, 2013 through June 30, 2014.**

The motion to Nominate Council Member McEachern as a Yukon City Council representative for the Chamber Board of Directors for the term of July 1, 2013 through June 30, 2014, was made by Council Member Alberts and seconded by Council Member Opitz.

Council Member McEachern wanted to know time required. Council Member Alberts stated this came about years ago to improve relationship. It is somewhat of a liaison position. Mike Segler stated the Chamber amended by laws and this is a voting position. They meet once a month and attend other functions. Mayor Smith is curious about City Charter. The Chamber Board goes from January to December. Could we change the schedule? Mr. Segler stated it's by position, so the term doesn't expire. Mr. Segler stated, if representative leaves the Council, the Chamber Board seat is vacated. Mayor Smith asked, if we could change? Council Member McEachern stated he will do it for one year.

**The vote:**

**AYES: Grba, Opitz, McEachern, Smith, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 7. Consider approving Resolution No. 2013-08, a Resolution of the Yukon City Council establishing the Nine-One-One Emergency Telephone Service Fee for the calendar year 2014**

The motion to approve Resolution No. 2013-08, a Resolution of the Yukon City Council establishing the Nine-One-One Emergency Telephone Service Fee for the calendar year 2014, was made by Council Member Opitz and seconded by Council Member Grba.

The vote:

AYES: McEachern, Smith Grba, Alberts, Opitz

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. City Manager's Report – Information items only

A. Sales Tax Report

Grayson Bottom is pleased the final month of our reporting year increased for the month. It closed the Fiscal Year up at 4.22% and was above projection. Michael Malmfeldt is taking credit and has won this year's wager. He is leaving to become a Professor of Accounting at Shenandoah University in Virginia. We hate losing him and admire his talents.

This Friday morning at the Dale Robertson Center, after the coffee, the Oklahoma University School of Architecture will report on downtown revitalization. Hope everyone attends. This is a great springboard for revitalization. The public is invited. Larry Mitchell will conduct meeting. Mr. Mitchell stated Professor Loon will have a power point presentation available.

Council Member McEachern wanted to know when Michael's last day. Mr. Bottom stated August 1. We are moving as quickly as possible.

9. New Business - There was no new business

10. Council Discussion

Council Member McEachern thanked Council Member Opitz and Council Member Alberts. The tornado event was handled well and thanked the Emergency Responders. He hates to see Mr. Malmfeldt leave.

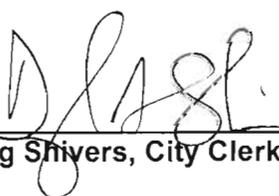
Council Member Grba applauded the Relight the Mill Committee. They did a great job!

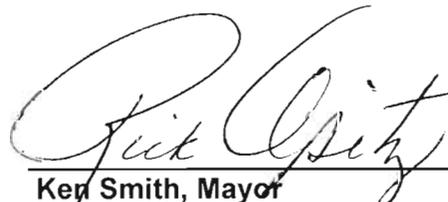
Council Member Alberts stated July 4<sup>th</sup> is coming up. Enjoy everything, but be responsible. Cars be careful and mindful of runners, pedestrians and kids.

Council Member Opitz invited everyone to come out to the activities.

Mayor Smith stated fourth of July is exciting and he is looking forward to it. Keep Grayson Bottom in your thoughts.

11. Adjournment

  
\_\_\_\_\_  
Doug Shivers, City Clerk

  
\_\_\_\_\_  
Ken Smith, Mayor

