

**MINUTES  
YALE CITY COMMISSION  
REGULAR MEETING  
209 N. MAIN STREET, YALE, OKLAHOMA  
DECEMBER 13, 2016  
6:30 P.M.**

**OPENING PRAYER**

1. **CALL TO ORDER** – The regular meeting of the Yale City Commission was called to order at 6:30 p.m. by Mayor Terry Baker.
2. **ROLL CALL** – Those present were Mike Strader, Tom Mendenhall, Kris Watkins and Terry Baker.
3. **CONSENT AGENDA** – Tom Mendenhall requested to remove Purchase Order 7002 and 7003. Kris Watkins made the motion to approve the consent agenda, Mike Strader seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.
  - a. **Approval of Minutes**
    - i. **Regular Meeting – November 8, 2016**
    - ii. **Special Meeting – November 14, 2016**
  - b. **Approval of Claims**
  - c. **Financial Statements**
4. **ITEMS REMOVED FROM THE CONSENT AGENDA** – Tom Mendenhall made the motion to approve Purchase Order 7002 and 7003, Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.
5. **PUBLIC APPEARANCES** – None
6. **MISCELLANEOUS**
  - a. **Consideration, discussion and action on the 2015-2016 fiscal year end financial statements and audit as prepared by CBEW Professional Group.** –Tom Mendenhall made the motion to table the item, Mike Strader seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

Katie McAdams presented the audit as prepared by CBEW Professional Group.  
Tom Mendenhall made the motion to remove the item from the table, Mike Strader seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.
  - b. **Consideration, discussion and action to declare City property as surplus.** – Kris Watkins made the motion to approve City property requested as surplus. Terry Baker seconded the motion which passed as follows: Yea: Strader, Watkins, Baker Nay: Mendenhall.
  - c. **Consideration, discussion and action for financial participation for the Christmas Toy Drive in conjunction with the Yale Police Department.** – Chief Kelly presented information on the Christmas Toy Drive; 57 children have signed up already, this year will be more than what they've had in the past. The reserve is requesting a donation of \$250-\$500.  
Tom Mendenhall made the motion to give \$500 towards the Christmas Toy Drive, Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.
7. **RESOLUTIONS**
  - a. **Consideration, discussion and action on Resolution No. 08-2016 “A RESOLUTION CALLING FOR AND ESTABLISHING MEETING DATES FOR THE CITY COMMISSION OF THE CITY OF YALE, OKLAHOMA FOR THE YEAR 2017.”** – Mike Strader made the motion to approve Resolution No. 08-2016, Tom Mendenhall seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- b. **Consideration, discussion and action on Resolution No. 11-2016 “A RESOLUTION APPROVING THE EXECUTION AND DELIVERY OF AMENDMENT TO POWER SALES CONTRACT FOR SCHEDULE C BETWEEN YALE WATER AND SEWAGE TRUST AND OKLAHOMA MUNICIPAL POWER AUTHORITY.”** - Jennifer Rogers presented with OMPA explaining a new rate design for billing. Changes for SWPA cities eliminates the cap of hydropower a city can get in any given month; this brings a projected reduction of 7.52%.

Tom Mendenhall made the motion to approve Resolution No. 11-2016, Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- c. **Consideration, discussion and action on Resolution No. 13-2016 “A RESOLUTION ADOPTING AMENDMENTS TO THE CITY OF YALE PERSONNEL POLICY”.** – Staff presented amendments to the personnel policy. Kris Watkins made the motion to table the amendments to the January meeting, Tom Mendenhall seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker.

## 8. ORDINANCES

- a. **Consideration, discussion and action on Ordinance No. 357 “AN ORDINANCE ADOPTING SECTION 24-108.1 OF CHAPTER 24 OF THE YALE CITY CODE TO PROHIBIT PASSING REFUSE COLLECTION VEHICLES, AMENDING SECTION 24-177 OF CHAPTER 24 OF THE YALE CITY CODE TO PROHIBIT DRIVING THROUGH SAFETY ZONES AND REMOVAL OF SAFETY BARRICADES AND DECLARING AN EMERGENCY.”** – Mr. McMillian presented the ordinance which was prompted by legislative changes. Tom Mendenhall made the motion to approve Ordinance No. 357, Mike Strader seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- b. **Consideration, discussion and action to declare an emergency on Ordinance No. 357** – Tom Mendenhall made the motion to declare an emergency on Ordinance No. 357, Mike Strader seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

## 9. GENERAL ORDERS

- a. **Consideration, discussion and action on the 2017 Schedule of Observed Holidays for the City of Yale.** – Mike Strader made the motion to approve the 2017 Schedule of Observed Holidays for the City of Yale. Tom Mendenhall seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- b. **Consideration, discussion and action on proposal for annual incentive payment to the City of Yale full-time employees for the month of December 2016.** – Tom Mendenhall made the motion to approve an annual incentive payment of \$275.00 to the City of Yale full-time employees for the month of December 2016. Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- c. **Consideration, discussion and action on proposal for annual incentive payment to the City of Yale part-time employees for the month of December 2016.** – Tom Mendenhall made the motion to approve an annual incentive payment of \$175.00 to the City of Yale part-time employees for the month of December 2016. Mike Strader seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- d. **Consideration, discussion and action on a Telecommunications/Water Tower Agreement between Professional Value Internet Services and The City of Yale.** – Tom Mendenhall made the motion to approve a Telecommunications/Water Tower Agreement between Professional Value Internet Services and The City of Yale. Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- e. **Consideration, discussion and action regarding a Mobile Home Permit Request from Shawna Dennis and Jeremy Preeo at the corner of 5<sup>th</sup> Street and El Paso.** – Kris Watkins made the motion to approve the Mobile Home Permit request at the corner of 5<sup>th</sup> Street and El Paso. Tom Mendenhall seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

## 10. REPORTS FROM OFFICERS

- a. **Report from Police Chief:** The department worked 38 cases with 141 citations written in November. The drug dog recovered a large portion of marijuana at the high school, the department is participating in the OHP DUI enforcement.

- b. **Report from Library Director:** Ms. Griffin thanked the board for contracting with Standley's and the new computers; it's made things at the library so much better. A thank you to Tim and the crew for installing the lights. State aid was uncertain but we have found out that we'll be getting \$2,371 for fiscal year 2016-17. Thursday at 6:30 p.m. the Chamber will be hosting a forum at the library for the Payne County 3/8 cents sales tax. We'll be showing movies during Christmas break for the kids. We'll be getting a kiosk from the National Archives and the Oklahoma Humanities Council to celebrate the 225<sup>th</sup> anniversary of the Bill of Rights. I will be on display for about 8 weeks, it will have educational materials and other things. Mr. Baker asked about the bathroom issues at the library, Mr. Campbell advised where the repairs were at.
- c. **Report from City Manager:** The surplus on cars, the two that were running sold for \$500 each. The four others have not sold, we'll scrap them or something. The animal control truck from Cushing is being worked on. City of Cushing agreed to take \$499 for it, it needs tires and a speedometer. We've been trying to get it for 2 years, Greg Babinec contacted them and they finally agreed to sell it. Apex will be drilling again on December 19<sup>th</sup>. We have received two quotes on the sirens, we'll have that on the next agenda. We'll be wrapping gifts on December 22<sup>nd</sup> for the toy drive.
- d. **Report from City Attorney:** The land has been transferred to the county for the fire station. The City will be asked to approve an acceptance of deed to the property. The County Commission will then vote to deed it to the City. At that point they can go out for bid on a fire station.

**11. COMMISSIONER COMMENTS**

- a. **Report from Commissioner Strader:** None
- b. **Report from Vice Mayor Adsit:** Absent
- c. **Report from Commissioner Mendenhall:** None
- d. **Report from Commissioner Watkins:** None
- e. **Report from Mayor Baker:** Commissioner Cavett asked to please be sure to put a reminder on our utility bills for the county sales tax election. What are we doing with the old sodium pole lights that we take down? The public is complaining and becoming hostile about not getting their lights fixed.

**12. EXECUTIVE SESSION PERFORMANCE REVIEW-PHILLIP KELLY**

- a. **An Executive Session for the purpose of holding confidential communication pursuant to 25 O.S. §307 (B)(1) to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of Interim City Manager Phillip Kelly.** – Tom Mendenhall made the motion to enter into Executive Session, Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None. The meeting entered into executive session at 7:47 p.m.

**13. RETURN FROM EXECUTIVE SESSION** – Kris Watkins made the motion to reconvene the regular meeting of the Yale City Commission at 7:53 p.m. Tom Mendenhall seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

- a. **Possible action regarding the employment, hiring, appointment, promotion, demotion, disciplining or resignation of Interim City Manager Phillip Kelly.** – No votes and no action was taken in executive session.

**14. ADJOURNMENT** – Terry Baker made the motion to adjourn, Kris Watkins seconded the motion which passed as follows: Yea: Strader, Mendenhall, Watkins, Baker Nay: None.

The regular meeting of the Yale City Commission was adjourned at 7:54 p.m. on Tuesday December 13, 2016.

Signed: \_\_\_\_\_  
Deanna Couch, City Clerk

Signed: \_\_\_\_\_  
Terry Baker, Mayor

**NOTICE OF THIS MEETING WAS POSTED THE 12<sup>TH</sup> DAY OF DECEMBER 2016 AT 5:00 P.M. AT YALE CITY HALL.**