

**MINUTES  
YALE CITY COMMISSION  
REGULAR MEETING  
209 N. MAIN STREET, YALE, OKLAHOMA  
OCTOBER 9, 2018  
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. on Tuesday October 9, 2018 by Mayor Richard Adsit.
2. **ROLL CALL** – Those present were Brian Porter, Jr., Mike Strader, Richard Adsit, Clara Welch and Terry Baker.
3. **CONSENT AGENDA** – Terry Baker requested to have items D and E removed from the consent agenda. Terry Baker made the motion to approve the remainder of the consent agenda as presented, Clara Welch seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
  - a. **Approval of Minutes**
    - i. **Regular Meeting – September 11, 2018**
  - b. **Approval of Claims**
  - c. **Financial Statements**
  - d. **Appointment of Preston Griffith to the Yale Library Board**
  - e. **Approval of pension for Johnny Townsend, lump sum benefit.**
4. **ITEMS REMOVED FROM THE CONSENT AGENDA** – Terry Baker made the motion to approve items D and E, Richard Adsit seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
5. **PUBLIC APPEARANCES** – None
6. **ORDINANCES**
  - a. **Consideration, discussion and action on Ordinance No. 374 “AN ORDINANCE AMENDING SECTION 2-4 OF CHAPTER 2 OF THE YALE CITY CODE AS ADOPTED AND APPROVED BY THE PASSAGE OR ORDINANCE NO. 368 BY THE CITY COMMISSION OF THE CITY OF YALE, OKLAHOMA ON THE 11<sup>TH</sup> DAY OF SEPTEMBER, 2018 AND TO BE CODIFIED AS A PART OF CHAPTER 2 OF THE YALE CITY CODE AND DECLARING AN EMERGENCY.”** – Mr. McMillian explained the ordinance as requested by Mr. Porter stating this would normally be controlled by zoning but since we have no zoning an ordinance is required. Terry Baker made the motion to approve Ordinance No. 374, Clara Welch seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
  - b. **Consideration, discussion and action to declare an emergency on Ordinance No. 374.** – Terry Baker made the motion to declare an emergency on Ordinance No. 374, Mike Strader seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
  - c. **Consideration, discussion and action on Ordinance No. 375 “AN ORDINANCE AMENDING SECTION 2-17 OF ORDINANCE NO. 368 TO PROVIDE FOR OCCUPATION TAX OF THE YALE CITY CODE AND DECLARING AN EMERGENCY.”** – Mr. McMillian explained the change in the ordinance, Terry Baker made the motion to approve the ordinance, Mike Strader seconded the motion which passed as follows: Yea: Strader, Adsit, Baker Nay: Porter, Welch.
  - d. **Consideration, discussion and action to declare an emergency on Ordinance No. 375.** – Richard Adsit made the motion to declare an emergency on Ordinance No. 375, Mike Strader seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Baker Nay: Welch.

## 7. GENERAL ORDERS

- a. **Consideration, discussion and action regarding possible changes to the Charter of the City of Yale and holding an election for changes to the Charter of the City of Yale.** – No action.
- b. **Consideration, discussion and action regarding appointment of a committee to consider and recommend changes to the Charter of the City of Yale.** – No action.
- c. **Consideration, discussion and action to declare the property addressed at 102 S. Main Street as dilapidated and a detriment to the health, benefit or welfare of the public.** – Terry Baker made the motion to table this item to the November 13<sup>th</sup> meeting, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
- d. **Consideration, discussion and action to declare the property addressed at 318 W. Broadway as dilapidated and a detriment to the health, benefit or welfare of the public.** – The property owner requested an additional 60 day extension to get the property cleaned up. Richard Adsit made the motion to declare the property at 318 W. Broadway as dilapidated and a detriment to the health, benefit or welfare of the public. Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

Richard Adsit made the motion to grant a 60 day extension beginning on October 10 and ending on December 10, 2018. Clara Welch seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

- e. **Consideration, discussion and action to consider granting an extension of time to remediate the nuisance located at 420 S. B Street.** – Officer Moore reviewed the activity with the property. Richard Adsit made the motion to not grant an extension, Terry Baker seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
- f. **Consideration, discussion and action to consider granting an extension of time to remediate the nuisance located at 403 S. 9<sup>th</sup> Street.** – Officer Moore reviewed activity with the property stating they were actively working on the property. The property owners requested an additional 60 day extension. Clara Welch made the motion to grant a 60 day extension beginning October 10 and ending December 10, 2018. Mike Strader seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 8. MISCELLANEOUS

- a. **Consideration, discussion and action on the 2017-2018 fiscal year end financial statements and audit as prepared by CBEW Professional Group.** – Gabby Conchola presented the audit from CBEW Professional Group. Clara Welch made the motion to accept the audit and financial statements for the 2017-2018 fiscal year end as prepared by CBEW Professional Group. Terry Baker seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 9. APPOINTMENTS

- a. **Consideration, discussion and action on appointment of a Central Oklahoma Economic Development District board member.** – Terry Baker made the motion to appoint Phillip Kelly as the City of Yale's COEDD board member. Clara Welch seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 10. REPORTS FROM OFFICERS

- a. **Report from Police Chief:** The department worked 37 cases and wrote 136 citations. The car show was moved due to the weather, everything is going well with the SRO.
- b. **Report from Fire Chief:** Absent
- c. **Report from Library Director:** Absent
- d. **Report from City Manager:** The purple heart signage is in the works, the Forestry Department has determined the generator is not on their inventory. The generator, tractor and disc are all out for sealed bids that will close on Friday. The tables the Bridge Club put in look good.

- e. **Report from City Attorney:** Request an Executive Session to discuss confidential communication between the City Commission and the City Attorney concerning a pending investigation, claim or action pursuant to the advice of the City Attorney that disclosure will seriously impair the ability of the City Commission to process the claim or conduct the pending investigation, litigation or proceeding in the public interest pursuant to Title 25, Section 307 (B)(4) of the Oklahoma Statutes.

#### 11. COMMISSIONER COMMENTS

- a. **Report from Commissioner Porter:** Liberty park looks good.
- b. **Report from Commissioner Strader:** Has the lighting in the bathrooms been fixed where the little league practices?
- c. **Report from Mayor Adsit:** No report
- d. **Report from Vice Mayor Welch:** No report
- e. **Report from Commissioner Baker:** A cooker will be installed at Liberty park on the North East corner of the pavilion.

Clara Welch made the motion to recess the City of Yale regular meeting, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.  
The regular meeting of the Yale City Commission was recessed at 7:37 p.m.

Terry Baker made the motion to reconvene the regular meeting of the Yale City Commission, Clara Welch seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.  
The regular meeting of the Yale City Commission reconvened at 7:58 p.m.

#### 12. EXECUTIVE SESSION

- a. **An Executive Session to discuss confidential communication between the City Commission and the City Attorney concerning a pending investigation, claim or action pursuant to the advice of the City Attorney that disclosure will seriously impair the ability of the City Commission to process the claim or conduct the pending investigation, litigation or proceeding in the public interest pursuant to Title 25, Section 307 (B)(4) of the Oklahoma Statutes.** – Terry Baker made the motion to enter into an Executive Session to discuss confidential communication between the City Commission and the City Attorney concerning a pending investigation, claim or action pursuant to the advice of the City Attorney that disclosure will seriously impair the ability of the City Commission to process the claim or conduct the pending investigation, litigation or proceeding in the public interest pursuant to Title 25, Section 307 (B)(4) of the Oklahoma Statutes. Brian Port, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.  
The meeting entered into executive session at 7:58 p.m.

#### 13. RETURN FROM EXECUTIVE SESSION

- a. **Possible action regarding discussion of confidential communication pursuant to Title 25, Section 307(B)(4) of the Oklahoma Statutes.** – Terry Baker made the motion to return from Executive Session, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None. Executive Session was exited at 8:27 p.m. No votes/no action was taken in executive session.

- 14. **ADJOURNMENT** – Terry Baker made the motion to adjourn, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

The agenda was posted Friday, October 5, 2018 at 4:30 p.m. at the Yale Municipal Building, 209 N. Main, Yale, Oklahoma.

The regular meeting of the Yale City Commission was adjourned at 8:28 p.m. on Tuesday October 9, 2018.

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

Signed: \_\_\_\_\_  
Richard Adsit, Mayor

**NOTICE OF THIS MEETING WAS POSTED THE 5<sup>TH</sup> DAY OF OCTOBER 2018 AT 4:30 P.M. AT YALE CITY HALL.**