

**MINUTES  
YALE CITY COMMISSION  
REGULAR MEETING  
209 N. MAIN STREET, YALE, OKLAHOMA  
MAY 14, 2019  
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 May 14, 2019 by Mayor Richard Adsit.
2. **ROLL CALL** – Those present were Brian Porter, Jr., Mike Strader, Richard Adsit, Clara Welch and Terry Baker.
3. **SWEARING IN CEREMONY**
  - a. **Seating of Michael Strader, Commission Seat No. 1** – Prior to the meeting Commissioner No. 1, Mike Strader took the oath of office with the City Clerk.
  - b. **Seating of Richard Adsit, Commission Seat No. 2** – Prior to the meeting Commissioner No. 2, Richard Adsit took the oath of office with the City Clerk.
  - c.
4. **ANNUAL COMMISSION ORGANIZATION AND APPOINTMENTS**
  - a. **Election of Mayor** – Richard Adsit made the motion to nominate Clara Welch for Mayor, Mike Strader seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
  - b. **Election of Vice-Mayor** – Terry Baker made the motion to nominate Richard Adsit for Vice-Mayor, Brian Porter, Jr., seconded the motion which passed as follows: Yea: Porter, Strader, Welch, Baker Abstain: Adsit.
  - c. **Appointment of City Attorney** – Terry Baker made the motion to appoint Roger McMillian as City Attorney, Richard Adsit seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
  - d. **Appointment of Municipal Judge** – Richard Adsit made the motion to appoint Frank Muret as Municipal Judge, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
5. **CONSENT AGENDA** – Terry Baker made the motion to approve the consent agenda, Richard Adsit seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
  - a. **Approval of Minutes**
    - i. **Regular Meeting – April 9, 2019**
    - ii. **Special Meeting – April 18, 2019**
  - b. **Approval of Claims**
  - c. **Financial Statements**
6. **ITEMS REMOVED FROM THE CONSENT AGENDA** – None
7. **PUBLIC HEARINGS**
  - a. **A Public Hearing to receive comments regarding the City of Yale proposed 2019-2020 fiscal year municipal budget.** – A public hearing opened at 6:34 p.m. on the proposed 2019-2020 fiscal year municipal budget. There were no comments on the 2019-2020 fiscal year budget, the public hearing was closed at 6:35 p.m.
8. **PUBLIC APPEARANCES** – Melinda Caldwell with T-Set presented a potential opportunity for City of Yale. A healthy communities grant with a cumulative \$36,000 funding option. New personnel policies would need to be put in place along with ordinances covering city property including parks to become a tobacco free community. T-Set would pay for the signage.
9. **RESOLUTIONS**
  - a. **Consideration, discussion and action on Resolution 01-2019 “A RESOLUTION AUTHORIZING THE EXPENDITURE BY THE YALE FIRE DEPARTMENT OF AN AMOUNT NOT GREATER THAN FIVE HUNDRED THOUSAND DOLLARS TO BE USED FOR THE CONSTRUCTION OF A**

**MUNICIPAL FIRE STATION TO BE LOCATED WITHIN THE CITY OF YALE, OKLAHOMA.”** – Mr. McMillian explained the need for the resolution and that any financing to be done concerning the new fire station would be at the discretion of the County Commission. This resolution simply would keep the construction purchases from having to go through the City Commission as well as the County Commission. Brian Porter, Jr. made the motion to approve Resolution No. 01-2019, Richard Adsit seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 10. ORDINANCES

- a. **Consideration, discussion and action on Ordinance No. 379 “AN ORDINANCE AMENDING SECTION 25-113 OF CHAPTER 25 OF THE YALE CITY CODE TO PROVIDE FOR ELECTRIC ENERGY RATES AND DECLARING AN EMERGENCY.”** – Mr. McMillian explained the ordinance as it pertains to solar re-generation. John Vanzant and Jennifer Rogers with OMPA explained the distributed generation rate that had been determined for the City of Yale and the increasing need to have these ordinances in place. Terry Baker made the motion to approve Ordinance No. 379, Richard Adsit 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. 379.** – Terry Baker made the motion to declare an emergency on Ordinance No. 379, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 11. GENERAL ORDERS

- a. **Consideration and discussion on the proposed 2019-2020 fiscal year municipal budget.** – No comments.
- b. **Consideration, discussion and action regarding a request to hold a firework display in Jim Thorpe Park on July 4, 2019.** – Terry Baker made the motion to approve the request for a firework display in Jim Thorpe Park on July 4, 2019, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
- c. **Consideration, discussion and action on fiscal year 2018-2019 budget amendments.** – Mrs. Couch went over the proposed budget amendments for the 2018-19 fiscal year. Richard Adsit made the motion to approve the fiscal year 2018-19 budget amendments. Brian Porter, Jr. seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.
- d. **Consideration, discussion and action on a Certificate of Order to the County Clerk and County Treasurer.** – Richard Adsit made the motion to approve a Certificate of Order to the County Clerk and County Treasurer. Mike Strader seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 12. MISCELLANEOUS

- a. **Consideration, discussion and action on selection of two nominees from the list of nominees on the 2019 Oklahoma Municipal Assurance Group Official Ballot for the Board of Trustees election and submitting the two selected nominees as the City of Yale official vote on the election of trustees on the 2019 Oklahoma Municipal Assurance Group Official Ballot.** – Terry Baker made the motion to select Justin Battles and Steven Mills as the City of Yale official vote for the 2019 OMAG Official Ballot. Richard Adsit seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None.

## 13. REPORTS FROM OFFICERS

- a. **Report from Police Chief:** The department worked 45 cases and wrote 124 citations for the month of April. The Easter egg hunt was a success. The school zone lights have been turned off for the summer.
- b. **Report from Fire Chief:** John Henckel reported for the fire department. There were 17 runs for the month of April. ISO is still in progress, hoping to retain a rating of 4, this is the lowest volunteer department rating in the state. There will be an upcoming fire drill at the high school. Firefighter games were held in Cushing, the department placed in both 1<sup>st</sup> and 3<sup>rd</sup> in different events.
- c. **Report from Library Director:** T-Set and the wellness committee, would be happy to serve and help with that. Recently participated in rise and shine at the elementary school promoting the summer reading program. Registration for summer reading is starting, there will be a movie showing and a

zoo promotion next week. Also a NASA steam based workshop with Miranda. The library board is setting long term goals and hopes to have another successful 100 years.

- d. **Report from City Manager:** Would like to thank the Fire Department for storm spotting; the city wide clean up went well. The sidewalks have been sprayed, B Street will be open after meter reading. Officer Moore has been at CIT training, Tim Campbell and the crew have been on top of electrical issues.
- e. **Report from City Attorney:** The work on the cemetery is coming along, Roger Gose is getting closer to completing the survey. Would like to 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.

#### 14. COMMISSIONER COMMENTS

- a. **Report from Commissioner Porter:** Calvin inquired about a street and road maintenance agreement through Payne County. Limbs are overhanging at the Southeast corner of F and Detroit. The streetlight at 3<sup>rd</sup> and Broadway is also out.
- b. **Report from Commissioner Strader:** Glad to see Phillip back, John has done a good job with the Fire Department and we appreciate it.
- c. **Report from Mayor Adsit:** Abatements, need to get on some grass abatements and others that weren't followed up on. There are two porta-potty's in the park provided by the Bridge Club. There are 6 new swings in the park, they have a modified cross bar so the chains can't be wrapped around the top bar.
- d. **Report from Vice Mayor Welch:** No report
- e. **Report from Commissioner Baker:** The porta-potties are serviced every two weeks, if the vandalism continues they'll be removed.

Clara Welch made the motion to recess the regular meeting of the Yale City Commission, 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 7:27 p.m.

Brian Porter, Jr. made the motion to reconvene the regular meeting of the Yale City Commission, Terry Baker seconded the motion which passed as follows: Yea: Porter, Strader, Adsit, Welch, Baker Nay: None. The regular meeting of the Yale City Commission was reconvened at 7:41 p.m.

Mike Strader left the meeting at 7:41 p.m.

#### 15. 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.** – Brian Porter, Jr. made the motion to enter into executive session, Richard Adsit seconded the motion which passed as follows: Yea: Porter, Adsit, Welch, Baker Nay: None. The meeting entered into executive session at 7:42 p.m.

Brian Porter, Jr. made the motion to exit executive session, Richard Adsit seconded the motion which passed as follows: Yea: Porter, Adsit, Welch, Baker Nay: None. The regular meeting of the Yale City Commission was reconvened at 8:04 p.m.

#### 16. RETURN FROM EXECUTIVE SESSION

- a. **Possible action regarding discussion of confidential communication pursuant to Title 25, Section 307(B)(4) of the Oklahoma Statutes.** – There were no votes/no action taken in executive session.

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

The regular meeting of the Yale City Commission was adjourned at 8:05 p.m. on Tuesday May 14, 2019.

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

Signed: \_\_\_\_\_  
Clara Welch, Mayor

**NOTICE OF THIS MEETING WAS POSTED THE 10<sup>TH</sup> DAY OF MAY 2019 AT 4:30 P.M. AT YALE CITY HALL.**