

**From:** Grayson Bottom

**Sent:** Friday, August 14, 2015 1:47 PM

**To:** Gary Cooper; Tammy Kretchmar DeSpain; Donna Yanda; Earline Smaistrila; John Alberts; Michael McEachern; Richard Russell

**Subject:** City Council Update

While we had a light agenda two weeks ago, we are making up for it next Tuesday. We will start the evening at 6:50 pm with a picture for ODEQ. We will also have a Public Hearing regarding the annexation of the land for the park project.

The only action item under the YMA agenda and action item 14 of the Council agenda you are being asked to consider approving this year's version of our master lease purchase program. This year we are purposing to use Government Capital Corporation headquartered in Southlake, TX. Our master lease purchase program has worked extremely well while helping us update and upgrade our vehicle fleet and equipment. As a brief recap of why this program has helped us I wanted to restate that this lets us smooth out the monthly cash flow requirement to while allowing for the purchase of vehicles and equipment. It takes out the peaks and valleys caused outright purchases. This allows us to better manage the funding of necessary upgrades. It should also be pointed out that the cash flow necessary for these purchases has already been approved in the budget. The approval of this agreement is simply the next step. Council will be asked to consider approving individual purchases just as we always do. The anticipated amount is \$1,279,354.00 for a four year term at a 2.418% rate.

Action item one of the City Council agenda is to consider approving Ordinance 1323 that would annex the park land. There is an emergency clause associated with this item. As proposed, the effective date and time for the annexation would be 12:00 am August 23, 2015 or a week from this coming Saturday.

Action item three is a resolution naming the Emergency Operations Center at the Police Department the Frosty Peak Emergency Operations Center commemorating his years of service to the City.

Action items four through eleven are all development related items 4, 5, and 6 being recommended by the Planning Commission. Action items 7, 8, 9, 10, and 11 are being recommended by the City Engineer. Item 4 is to consider approving a conditional use permit for Hideaway Pizza. Item 5 is the approval of the final plat for Popeye's Restaurant. Item 6 is to approve the final plat of River Mesa 2. Item 7 is to accept the fire line and fire hydrant for Raising Cain's Restaurant and placing the maintenance bonds into effect. Item 8 is to accept the paving and drainage improvements at Frisco Ridge Phase II and placing the maintenance bonds into effect. Item 9 is to accept the sanitary sewer line for Frisco Ridge Phase II and place the maintenance bond into effect. Item 10 is to accept the public water line improvements for Frisco Ridge Phase II and place the maintenance bond into effect. Item 11 is to accept the fee-in-lieu of on-site detention for Popeye's Restaurant in the amount of \$2,500.

Action item 12 was brought about by a change in State Statute from the last legislative session. The new State law changes the dates that we can have our municipal elections. This caused our City Charter to be in conflict with the new law. If our elections dates were set by Ordinance we could change this at the Council level. However, our election dates are set in the Charter and that necessitates a Charter change which can only be done by a vote of the people.

The time has finally come for us to consider allowing a private firm to install the lights in the parks for Christmas in the Park. This will allow us to "buy back" the five months our parks maintenance crew spends putting up and taking down the lights. We also get back part of the Street Department, Property Maintenance Department, and anybody else we can lay our hands on plus all the equipment for periods of time they end up helping get ready. Parks Maintenance will have five more months to maintain the parks, and so on. We are proposing to pay the \$129,500 fee from the Hotel/Motel Tax. Due to the fact that Christmas in the park has become a destination spot visited by people across Oklahoma and many states beyond our borders it qualifies as a tourist attraction and allowed for under the legislation that created the Hotel/Motel Tax. Echelawn Complete Lawn and Landscape, LLC will do the work. They were the low bidder of the two bids we received as part of a request for proposal.

Action item 14 has been address above. It is the City Council affirmation of the action of the YMA related to our Master Lease Purchase program.

Action items 18 and 19 call for and adjourn from executive session. Action item 20 asks you to consider a motion to direct the Development Services Director to issue a Conditional Use Permit to ERS Telecom for construction of a 170 foot monopole to be used as a cell phone tower. You are further being asked to direct that the conditions of the permit will be 1) construct an access road from the City street into the property with the first 50 feet of the road being concrete with the remaining roadway having a crushed rock or stone surface; 2) construct and 8 foot fence with slats for screening around the tower and guy wire anchors; 3) place a locked gate at the property line; 4) place a "No Trespassing" sign with a 24 hour contact number; 5) provide as built plans to the City after completion; 6) if the tower is not in use for more than 6 consecutive months, it will be removed at ERS' expense with vegetation at the site being restored and should ERS not remove the tower as agreed above the City will cause it to be done at their expense.

Late this morning I received the much anticipated traffic study of Garth Brooks and Andrew. A copy of the study is being sent to the Traffic Commission and placed in Drop Box for your review. Needless to say, the neighbors will not be pleased. After conducting nine "warrants" (studies) it was found that the light is not warranted. That news is contained in the conclusions on page 12 of the study. In anticipation of the outcry, I have asked that our City Engineer to review the recommended steps for the removal of the light with Lee Engineering and provide us with a plan for how and when to accomplish that as well as developing a suitable solution to the issues. From my untrained perspective it would seem that adding a third west bound lane to Andrew for right hand turns, reworking the curbs at the intersection and in the median, and changing the signals lights at the Walmart drive and the I-40 off ramp to hold north and

south bound traffic longer allowing for a controlled gap in order to allow left hand turns would be a good start. We will see what the engineers say.

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