

Minutes



Yukon City Council Minutes September 5, 2006

The Yukon City Council met in regular session on September 5, 2006, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Reverend George Gilland, First United Methodist Church.

The flag salute was given in unison.

ROLL CALL: (Present) Bob Bradway, Mayor
 Earline Smaistrla, Vice Mayor
 Dewayne Maxey, Council Member
 Ward Larson, Council Member
(Absent) John Alberts, Council Member

OTHERS PRESENT:

Jim Crosby, City Manager
Pat Hargis, City Clerk
Tammy Kretchmar, Administrative Assistant
Mike Segler, City Attorney
Robbie Williams, City Engineer
J. R. Reed, Public Works Director
Mitch Hort, Community Development Director
Tim Rundel, Personnel and Safety Director
Tony Lum, Property Maintenance Department
Ike Shirley, Police Chief
Frosty Peak, Project Manager
Jeff Lara, Fire Chief

Presentations and Proclamations

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Visitors

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(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 one 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 August 15, 2006
- B) Payment of claims in the amount of \$12,741.75

A motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of August 15, 2006, and payment of claims in the amount of \$12,741.75 was made by Trustee Maxey, with Trustee Larson seconding the motion.

The vote:

AYES: Maxey, Larson, Smaistrla, Bradway

NAYS: None

VOTE: 4-0

MOTION CARRIED

2A. Consider approving the second amendment to the Water Service Contract with the City of Oklahoma City

Trustee Smaistrla made a motion to approve the second amendment to the Water Service Contract with the City of Oklahoma City. The second to the motion was made by Trustee Larson.

The vote:

AYES: Smaistrla, Maxey, Bradway, Larson

NAYS: None

VOTE: 4-0

MOTION CARRIED

(Recess 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 one 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 August 15, 2006
- B) Payment of salary and material claims in the amount of \$678,733.90
- C) A contract with the Yukon Public Schools to provide School Resource Officers
- D) Entering into a contract with the Yukon Optimist Sports Club, acting by and through the Yukon Park and Recreation Department, to allow the Optimist to use the Community Center football field from July 15 through December 15, 2006
- E) Entering into a contract with the Yukon Soccer Club, acting by and through the Yukon Park and Recreation Department, to allow the Soccer Club to use Ranchwood Park from August 16 through December 15, 2006
- F) Entering into an agreement for services with the Chisholm Trail Historical Preservation Society through June, 2007
- G) Entering into an agreement for services with the Canadian County 4-H Club for the period July 1, 2006, through June 30, 2007
- H) A ratification of agreement for services for enhancement of the Chisholm Trail Park by and between the City of Yukon and Clarence Wright, Carol Wright and the C. R. Wright Family for the term December 30, 2005, through December 31, 2008
- I) A ratification of agreement for services with the Youth and Family Services, Inc. setting the term of the contract as beginning the first day of July, 2006, and continuing through the 30th day of June, 2009
- J) Entering into an agreement for services with Compassionate Hands, Inc. for the period beginning July 1, 2006, through June 30, 2007
- K) Setting the date for the next regular Council meeting for Tuesday, September 19, 2006, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Council Member Maxey moved to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of August 15, 2006; payment of salary and material claims in the amount of \$678,733.90; a contract with the Yukon Public Schools to provide School Resource Officers; entering into a contract with the Yukon Optimist Sports Club, acting by and through the Yukon Park and Recreation Department, to allow the Optimist to use the Community Center football field from July 15 through December 15, 2006; entering into a contract with the Yukon Soccer Club, acting by and through the Yukon Park and Recreation Department, to allow the Soccer Club to use Ranchwood Park from August 16 through December 15, 2006; entering into an agreement for services with the Chisholm Trail Historical Preservation Society through June, 2007; entering into an agreement for services with the Canadian County 4-H Club for the period July 1, 2006, through June

30, 2007; a ratification of agreement for services for enhancement of the Chisholm Trail Park by and between the City of Yukon and Clarence Wright, Carol Wright and the C. R. Wright Family for the term December 30, 2005, through December 31, 2008; a ratification of agreement for services with the Youth and Family Services, Inc. setting the term of the contract as beginning the first day of July, 2006, and continuing through the 30th day of June, 2009; entering into an agreement for services with Compassionate Hands, Inc. for the period beginning July 1, 2006, through June 30, 2007; and setting the date for the next regular Council meeting for Tuesday, September 19, 2006, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. Council Member Smaistrila seconded the motion for approval.

The vote:

AYES: Bradway, Larson, Maxey, Smaistrila

NAYS: None

VOTE: 4-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

3. Consider approval of a rezoning application for Ken Wagner to rezone the E/2 of the NE/4 of the NW/4 and the NE/4 of the NE/4 of the SE/4, Section 16, T12N, R5W from A (Agriculture) to R-1 (Single Family Residential District)

The motion to approve a rezoning application for Ken Wagner to rezone the E/2 of the NE/4 of the NW/4 and the NE/4 of the NE/4 of the SE/4, Section 16, T12N, R5W from A (Agriculture) to R-1 (Single Family Residential District) was made by Council Member Smaistrila, with Council Member Maxey seconding the motion.

Randy Copeland, 800 East Wagner Road, appeared before the Council stating he felt this area is poorly suited for R-1 zoning and would be better for agricultural purposes.

William McIntyre, 603 Linda Lane, stated he feels the same as Mr. Copeland.

The developer was asked by Council Member Maxey how they plan to build - if it would be built in phases or all at once.

Mr. Wagner said they would be developing 101 lots, of which 21 are in the flood plain. They will be going to FEMA for approval on these lots before building on them, so the development will be in two phases.

Mayor Bradway asked if the detention pond will be in the flood plain.

Mr. Wagner said it will be, and they are digging it deeper to allow for surface water that may drain onto the area.

Mr. Copeland said that he agrees with where the FEMA floodplain is, but that is not where it floods.

Phil O'Hagen, engineer for the developer, said that the only way to solve the problem is by installing two tin horns. Mr. O'Hagen said they are not doing anything to cause run-off and their proposal will not add to Mr. Copeland's existing problem of standing water, nor will it help the problem he currently has.

Don Gorman, 605 Linda Lane, asked how much dirt is being taken off of this area and what type of privacy fencing will be used.

Mr. Wagner said he doesn't know off hand, but can get the information.

Mitchell Hort, Community Development Director, advised privacy fencing is not required in residential uses; only for commercial.

Council Member Larson stated it is the Council's responsibility to insure that the developer complies with our codes and ordinances, and this project is in compliance with Yukon's codes and ordinances. Mr. Larson asked the City Engineer if he feels this will cause Mr. Copeland more drainage problems.

Mr. Williams said it will not cause him any more problems, but it will not take care of his existing problem.

The vote on the motion:

AYES: Larson, Smaistrila, Maxey

NAYS: Bradway

VOTE: 3-1

MOTION CARRIED

4. Consider approving the preliminary plat for Wagner Lake Estates

Council Member Maxey made a motion, seconded by Council Member Smaistrila, to approve the preliminary plat for Wagner Lake Estates.

The vote:

AYES: Maxey, Larson, Smaistrila

NAYS: Bradway

VOTE: 3-1

MOTION CARRIED

5. Consider accepting a letter of credit in lieu of a subdivision bond in the amount of \$815,758 for the public improvements for the River Mesa subdivision

The motion to accept a letter of credit in the amount of \$815,758 in lieu of a subdivision bond for the public improvements for the River Mesa subdivision was made by Council Member Smaistrila and seconded by Council Member Maxey.

The vote:

AYES: Smaistrila, Maxey, Bradway, Larson

NAYS: None

VOTE: 4-0

MOTION CARRIED

6. Consider authorizing the Mayor to enter into a water tower attachment communication site agreement with Alltell Newco, LLC

Council Member Smaistrila made a motion to authorize the Mayor to enter into a new water tower attachment communication site agreement with Alltell Newco LLC. The second to the motion was made by Council Member Maxey.

Council Member Larson asked if this offer was exclusive to Alltell.

The City Manager said it is not, that we have other companies using our towers.

The vote:

AYES: Larson, Bradway, Smaistrila, Maxey

NAYS: None

VOTE: 4-0

MOTION CARRIED

7. Consider a public hearing to determine whether the following properties should be declared detrimental to the health, benefit and welfare of the public and community and direct staff to take appropriate action to abate same

LOCATION	OWNER	VIOLATION
1054 Raintree Mansion	Alderman	Trash, Grass, Weeds and Unsecured Property
3 Spruce Drive	Bogle/Wilcox	Trash, Grass, Weeds
1038 Walsh Lane	Kane	Trash, Grass, Weeds
501 Crown Drive	Bonham	Trash, Grass, Weeds
729 Arlington	Santin	Trash, Grass, Weeds

729 Arlington	Santin	Nuisance Vehicle
776 Heather Terrace	Feddersen	Trash, Grass, Weeds
316 Redbud	Corbin/Carrell	Trash, Grass, Weeds
515 Mark	Thomas	Trash, Grass, Weeds

Mitchell Hort, Community Development Director, stated the only residences remaining to be considered for abatement were 515 Mark Avenue and 729 Arlington Drive. After review of the pictures presented by Mr. Hort of the areas in question, Council Member Maxey made a motion to declare the properties at 515 Mark Avenue and 729 Arlington Drive as detrimental to the health, benefit and welfare of the public and community and directed staff to take appropriate action to abate same. Council Member Larson seconded the motion for approval.

Mayor Bradway advised Mr. Hort that the owners of the home at 515 Mark were deceased and asked how this would be handled.

Mr. Hort stated we first have to declare this property a nuisance, then the property will be abated and a bill will be sent to the owners of record, with a copy to the County Clerk. The Clerk will place a lien against the property in the amount of the clean up costs.

The vote:

AYES: Maxey, Bradway, Smaistrila, Larson

NAYS: None

VOTE: 4-0

MOTION CARRIED

8. **New Business**
9. **Council Discussion**
10. **Adjournment**

Bob Bradway, Mayor

Patricia G. Hargis, City Clerk