

Minutes



Yukon City Council Minutes October 3, 2006

The Yukon City Council met in regular session on September 3, 2006, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Father William Novak of St. John Nepomuk Catholic Church.

The flag salute was given in unison.

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

OTHERS PRESENT:

Jim Crosby, City Manager
Pat Hargis, City Clerk
Mike Segler, City Attorney
Robbie Williams, City Engineer
Tammy Kretchmar, Administrative Assistant
Tim Rundel, Personnel and Safety Director
Tony Lum, Property Maintenance Department
Ike Shirley, Police Chief
Frosty Peak, Project Manager
Jeff Lara, Fire Chief

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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 September 19, 2006
- B) Payment of claims in the amount of \$51,196.02

Trustee Maxey made a motion, seconded by Trustee Larson, to approve the YMA Consent Docket, consisting of approval of the minutes of the regular meeting of September 19, 2006, and payment of claims in the amount of \$51,196.02.

The vote:

AYES: Smaistrla, Larson, Alberts, Bradway, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider approving YMA Resolution 2006-02, a resolution authorizing the dissolution and termination of the Central Oklahoma Municipal Water Trust and authorizing and directing the Trustees appointed by the City of Yukon to execute such documents as are reasonably necessary to accomplish such dissolution and termination

Upon a motion made by Trustee Smaistrla, Trustee Maxey seconded the motion to approve YMA Resolution 2006-02, a resolution authorizing the dissolution and termination of the Central Oklahoma Municipal Water Trust and authorizing and directing the Trustees appointed by the City of Yukon to execute such documents as are reasonably necessary to accomplish such dissolution and termination.

The vote on the motion was:

AYES: Alberts, Maxey, Bradway, Smaistrla, Larson

NAYS: None

VOTE: 5-0

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 September 19, 2006
- B) Payment of salary and material claims in the amount of \$435,990.97
- C) Entering into an agreement for services with the Oklahoma Czechs, Inc. for the period of July 1, 2006, through June 30, 2007
- D) Placing "STOP" signs as recommended by the Traffic Commission at the following intersections: Victoria Drive at the intersection of Victoria and John F. Kroutil; Janeen Drive at the intersection of Janeen Drive and Paul Drive; Rambling Rose at the intersection of Rambling Rose and Briarwood; Tea Rose at Tea Rose and Rambling Rose; three-way stop at the intersection of Tea Rose Drive and Liz Drive; Tea Rose Drive at the intersection of Tea Rose Drive and Mustang Road
- E) Extending the school zones at Independence Middle School by 200 feet to the west and at Myers Elementary School by 150 feet to the east, as recommended by the Traffic Commission
- F) Entering into a Ratification of Agreement for Services with Integris Canadian Valley Regional Hospital for the term beginning the 1st day of July, 2005, and continuing through the 30th day of June, 2008
- G) Setting the date for the next regular Council meeting for Tuesday, October 17, 2006, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Council Member Larson made a motion to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of September 19, 2006; payment of salary and material claims in the amount of \$435,990.97; entering into an agreement for services with the Oklahoma Czechs, Inc. for the period of July 1, 2006, through June 30, 2007; placing "STOP" signs as recommended by the Traffic Commission at the following intersections: Victoria Drive at the intersection of Victoria and John F. Kroutil; Janeen Drive at the intersection of Janeen Drive and Paul Drive; Rambling Rose at the intersection of Rambling Rose and Briarwood; Tea Rose at Tea Rose and Rambling Rose; three-way stop at the intersection of Tea Rose Drive and Liz Drive; Tea Rose Drive at the intersection of Tea Rose Drive and Mustang Road; extending the school zones at Independence Middle School by 200 feet to the west and at Myers Elementary School by 150 feet to the east, as recommended by the Traffic Commission; entering into a Ratification of Agreement for Services with Integris Canadian Valley Regional Hospital for the term beginning the 1st day of July, 2005, and continuing through the 30th day of June, 2008; and setting the date for the next regular Council meeting for Tuesday, October 17, 2006, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth.

The second to the motion was made by Council Member Smaistrla.

The vote:

AYES: Bradway, Smaistrla, Maxey, Larson, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

Community Development Director Mitchell Hort advised that Yukon will be hosting the Third Annual Recycling Event on October 14th and it will be a good time to get rid of old tires, white goods, oil, etc. Mr. Hort stated the items will need to be delivered to the site, as the City will not be picking up.

3. Consider authorizing the Mayor to sign the Certificate of Substantial Completion for the Yukon Waste Transfer Station

Council Member Maxey made the motion, seconded by Council Member Smaistrla, to authorize the Mayor to sign the Certificate of Substantial Completion for the Yukon Waste Transfer Station.

The vote:

AYES: Maxey, Alberts, Bradway, Larson, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider authorizing the City Engineer to advertise for bids for the 2006 CDBG Small Cities Set Aside Waterline and Sewerline Replacement Project

The motion to approve authorizing the City Engineer to advertise for bids for the 2006 CDBG Small Cities Set Aside Waterline and Sewerline Replacement Project was made by Council Member Smaistrla and seconded by Council Member Larson.

The vote:

AYES: Alberts, Bradway, Smaistrla, Larson, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. Consider approving a corrected drainage way easement legal for Rosewood Addition

Council Member Smaistrla made a motion approving a corrected drainage way easement legal for Rosewood Addition. The second was made by Council Member Maxey.

The vote:

AYES: Smaistrla, Maxey, Alberts, Larson, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. Consider approving a revocable permit for 312 Kimberly Lane, being Lot 8, Block 17, Ranchwood Hills Addition, Section 4, to allow a swimming pool to be 2½' (two and one-half feet) into the platted 10' (ten foot) utility easement

A motion to approve a revocable permit for 312 Kimberly Lane, being Lot 8, Block 17, Ranchwood Hills Addition, Section 4, to allow a swimming pool to be 2½' (two and one-half feet) into the platted 10' (ten foot) utility easement was made by Council Member Maxey, with Council Member Smaistrla seconding the motion.

The vote:

AYES: Alberts, Bradway, Larson, Smaistrla, Maxey
NAYS: None
VOTE: 5-0
MOTION CARRIED

7. Consider approving a revocable permit for 1012 Empress Circle, being Lot 7, Block 2, Kingsway Addition, to allow construction of a ten foot (10') storage building on a concrete foundation on the 15' (fifteen foot) rear utility easement

Council Member Maxey made a motion, seconded by Council Member Smaistrla, to approve a revocable permit for 1012 Empress Circle, being Lot 7, Block 2, Kingsway Addition, to allow construction of a ten foot (10') storage building on a concrete foundation on the 15' (fifteen foot) rear utility easement.

The vote:
AYES: Maxey, Alberts, Bradway, Larson, Smaistrla
NAYS: None
VOTE: 5-0
MOTION CARRIED

8. Consider approving a final plat for West End Pointe Addition Phase II, Section 2

The motion to approve a final plat for West End Pointe Addition Phase II, Section 2, was made by Council Member Smaistrla and seconded by Council Member Larson.

The vote:
AYES: Larson, Smaistrla, Alberts, Bradway, Maxey
NAYS: None
VOTE: 5-0
MOTION CARRIED

9. Consider accepting the right-of-way deed for the 11th Street Bridge Project, ODOT Project No. STP-109D(081) AG, J/P 21171(04), Parcel #4 and #6, and authorize payment in the amount of \$40,290.00 to be made to Robert A. and Nedra R. Funk for said property

Council Member Smaistrla moved to accept the right-of-way deed for the 11th Street Bridge Project, ODOT Project No. STP-109D(081) AG, J/P 21171(04), Parcel #4 and #6, and authorize payment in the amount of \$40,290.00 to be made to Robert A. and Nedra R. Funk for said property. Council Member Maxey seconded the motion for approval.

The vote:
AYES: Bradway, Alberts, Maxey, Smaistrla, Larson
NAYS: None
VOTE: 5-0
MOTION CARRIED

10. Consider setting the abatement costs for the south side of the 700 block of Main Street/Highway 66 (Grain Elevator), Lots 3-6, Block 4, Lake Addition, at \$1,026.35 and placing lien on property with Canadian County Clerk for this amount

The abatement costs for the south side of the 700 block of Main Street/Highway 66 (Grain Elevator), Lots 3-6, Block 4, Lake Addition, at \$1,026.35 and placing lien on property with Canadian County Clerk for this amount was approved on a motion made by Council Member Maxey and seconded by Council Member Larson.

The vote:
AYES: Smaistrla, Bradway, Maxey, Larson, Alberts
NAYS: None
VOTE: 5-0
MOTION CARRIED

11. Consider setting the abatement costs for 721 West Main, Lots 1-28, Block 3, Original Yukon,

at \$1,120.40 and placing lien on property with Canadian County Clerk for this amount

Council Member Larson made a motion to set the abatement costs for 721 West Main, Lots 1-28, Block 3, Original Yukon, at \$1,120.40 and placing lien on property with Canadian County Clerk for this amount. The second was made by Council Member Maxey.

The vote:

AYES: Alberts, Maxey, Smaistrla, Larson, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

12. Consider entering into a contract with McGrath Consulting Group, Inc. in an amount not to exceed \$33,850.00 for a comprehensive operation audit and analysis of the City of Yukon Police Department

Upon a motion made by Council Member Larson, Council Member Maxey seconded the motion to enter into a contract with McGrath Consulting Group, Inc. in an amount not to exceed \$33,850.00 for a comprehensive operation audit and analysis of the City of Yukon Police Department.

The vote on the motion:

AYES: Maxey, Bradway, Alberts, Smaistrla, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

13. Consider entering into an Engineering Contract with Triad Design Group, Inc. for the purpose of providing preliminary plans, final plans, specifications, estimates and periodic engineering observation for the construction of capital improvements within the City of Yukon

The motion to enter into an Engineering Contract with Triad Design Group, Inc. for the purpose of providing preliminary plans, final plans, specifications, estimates and periodic engineering observation for the construction of capital improvements within the City of Yukon was made by Council Member Smaistrla. The second was made by Council Member Maxey.

The vote:

AYES: Larson, Maxey, Smaistrla, Bradway, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

14. 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
130 Birch	Jones	Nuisance Vehicle
130 Birch	Jones	Trash, Grass, Weeds
109 North 2 nd	Mounce	Trash, Grass, Weeds
204 North Ranchwood	Burrows/Honeyfield	Trash, Grass, Weeds
300 Birch	Olmstead	Trash, Grass, Weeds
310 Sherri Lane	Cook	Nuisance Vehicle
311 Vicki	Jenkins	Trash, Grass, Weeds
720 Maple	Heights	Trash, Grass, Weeds
4300 N. Mustang Road	Ferslew	Trash, Grass, Weeds
506 North First	Jones	Trash, Grass, Weeds
106 Spruce Avenue	Cotner	Trash, Grass, Weeds
1078 Raintree Mansion	Janko/Kickenson	Trash, Grass, Weeds
1074 Raintree Mansion	Jenke	Trash, Grass, Weeds

Community Development Director Mitch Hort advised only the nuisance vehicle at 130 Birch and the property at 311 Vicki remained to be discussed. Mr. Hort presented pictures of the properties in question.

After review of the pictures presented by Mr. Hort, a motion was made by Council Member Maxey, with the second being made by Council Member Larson, to declare the properties at 311 Vicki and 130 Birch as detrimental to the health, benefit and welfare of the public and community and directed staff to take appropriate action to abate same.

The vote:

AYES: Bradway, Larson, Alberts, Maxey, Smaistrila

NAYS: None

VOTE: 5-0

MOTION CARRIED

15. A) Introduce, consider and approve Ordinance No. 1194, an ordinance of the City of Yukon, Oklahoma (the "City") relating to the imposition of a city excise tax (sales tax) of one-fourth of one percent (.25%) (in addition to any and all other excise taxes now in force) to be levied upon the gross proceeds or gross receipts derived from all sales taxable under the Oklahoma Sales Tax Code; providing for the use of the proceeds of said excise tax; providing for the effective date of said excise tax; providing for subsisting state permits; providing for payment of tax; providing that the tax is in addition to taxes currently levied; providing for administrative and collection procedures; providing for amendments to this Ordinance; providing that the provisions of this Ordinance are cumulative and in addition to any and all taxing provisions of other city ordinances; providing for severability of provisions; providing for codification; and containing other provisions related thereto; and declaring an emergency

Council Member Maxey made a motion to approve Ordinance No. 1194, an ordinance of the City of Yukon, Oklahoma (the "City") relating to the imposition of a city excise tax (sales tax) of one-fourth of one percent (.25%) (in addition to any and all other excise taxes now in force) to be levied upon the gross proceeds or gross receipts derived from all sales taxable under the Oklahoma Sales Tax Code; providing for the use of the proceeds of said excise tax; providing for the effective date of said excise tax; providing for subsisting state permits; providing for payment of tax; providing that the tax is in addition to taxes currently levied; providing for administrative and collection procedures; providing for amendments to this Ordinance; providing that the provisions of this Ordinance are cumulative and in addition to any and all taxing provisions of other city ordinances; providing for severability of provisions; providing for codification; and containing other provisions related thereto; and declaring an emergency. Council Member Smaistrila seconded the motion.

Vice Mayor Alberts asked the City Manager where this puts Yukon in comparison to the sales taxes collected in the surrounding cities.

Mr. Crosby presented information showing that Yukon would still be the same or lower than most of the other cities, with the exception of Oklahoma City.

Mr. Alberts asked what this tax would pay for.

The City Manager advised it would be for a new police station, help with funding for the hospital expansion, an arsenic removal system for our water supply, and land for a new fire station. Mr. Crosby said this would be a 15 year program for the bonds and we could pay them off early if sales tax should increase sufficiently.

Vice Mayor Alberts said he thought this was a great idea and that our city is growing a lot and it is important as the City grows that we stay operable and up to date with buildings, equipment, etc. Mr. Alberts said he would encourage the community to get behind this effort.

A roll call vote was taken:

AYES: Smaistrila, Alberts, Bradway, Larson, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving the Emergency Clause of Ordinance No. 1194

Approval of the emergency clause of Ordinance No. 1194 was moved on a motion made by Council Member Maxey and seconded by Council Member Larson.

The vote:

AYES: Alberts, Maxey, Smaistrla, Larson, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

16. Introduce, consider and approve Resolution No. 2006-12, a resolution authorizing the calling and holding of an election in the City of Yukon, State of Oklahoma, for the purpose of submitting to the registered qualified electors of said City the question of approval or rejection of Ordinance No. 1194 of the City relating to a one-fourth of one percent (.25%) excise tax (sales tax), in addition to all present City and State excise taxes, for the use and benefit of the City of Yukon, Oklahoma, as more specifically set out in the Ordinance No. 1194 of said City

A motion was made by Council Member Smaistrla to introduce, consider and approve Resolution No. 2006-12, a resolution authorizing the calling and holding of an election in the City of Yukon, State of Oklahoma, for the purpose of submitting to the registered qualified electors of said City the question of approval or rejection of Ordinance No. 1194 of the City relating to a one-fourth of one percent (.25%) excise tax (sales tax), in addition to all present City and State excise taxes, for the use and benefit of the City of Yukon, Oklahoma, as more specifically set out in the Ordinance No. 1194 of said City. Council Member Larson seconded the motion for approval.

The vote:

AYES: Maxey, Larson, Alberts, Bradway, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

17. Introduce, consider and approve a special election proclamation and notice to be executed by the Mayor calling a special election within the City of Yukon to be held on Tuesday, December 12, 2006, regarding the imposition of a City Excise Tax (Sales Tax)

Council Member Smaistrla made a motion to introduce, consider and approve a special election proclamation and notice to be executed by the Mayor calling a special election within the City of Yukon to be held on Tuesday, December 12, 2006, regarding the imposition of a City Excise Tax (Sales Tax). Council Member Larson moved the second to the motion.

The vote:

AYES: Larson, Bradway, Maxey, Smaistrla, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

18. Introduce, consider and approve Resolution No. 2006-13, a Resolution of the Council of the City of Yukon, Oklahoma notifying the Secretary of the Canadian County Election Board that a Special Election will be held in the City of Yukon, Oklahoma on Tuesday, December 12, 2006

Council Member Smaistrla made a motion, seconded by Council Member Larson, to introduce, consider and approve Resolution No. 2006-13, a Resolution of the Council of the City of Yukon, Oklahoma notifying the Secretary of the Canadian County Election Board that a Special Election will be held in the City of Yukon, Oklahoma on Tuesday, December 12, 2006.

The vote:

AYES: Bradway, Alberts, Maxey, Smaistrla, Larson

NAYS: None

VOTE: 5-0
MOTION CARRIED

19. New Business

20. Council Discussion

◆ Council Member Larson reminded that this Saturday is "Czech Day" in Yukon and urged the citizens to participate in this year's activities.

◆ Council Member Smaistrila stated that Friday night is Yukon's homecoming and for everyone to come out and support our team.

21. Adjournment

Bob Bradway, Mayor

Patricia G. Hargis, City Clerk

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