

# Minutes



## Yukon City Council Minutes June 5, 2007

The Yukon City Council met in regular session on June 5, 2007, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Council Member Bradway.  
The flag salute was given in unison.

ROLL CALL: (Present)      John Alberts, Mayor  
                                    Earline Smaistrila, Vice Mayor  
                                    Bob Bradway, Council Member  
                                    Ward Larson, Council Member  
(Absent)                      John Tipps, Council Member

### OTHERS PRESENT:

Jim Crosby, City Manager  
Pat Hargis, City Clerk  
Mike Segler, City Attorney  
Robbie Williams, City Engineer  
Tammy Kretchmar, Administrative Assistant  
Doug Shivers, Community Enhancement Director  
Jeff Lara, Fire Chief  
J. R. Reed, Public Works Director  
Don Holyfield, Police Chief  
Frosty Peak, Utility Maintenance Department  
George Shirley, Personnel Specialist  
Mitch Hort, Community Development Director  
Brandi Bacon, Property Maintenance Department  
George Middleton, Property Maintenance Department

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Presentations and Proclamations  
Proclamation Proclaiming June 5, 2007, as "Shifa Mathews Day"

Mayor Alberts read the proclamation declaring June 5, 2007, as "Shifa Mathews Day" in the City of Yukon.  
The proclamation was presented to Ms. Mathews.

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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 May 15, 2007
- B) Payments in the amount of \$11,325.77

Trustee Larson made a motion, seconded by Vice Chair Smaistrila, to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of May 15, 2007, and payments in the amount of \$11,325.77.

**The vote:**

**AYES: Smaistrila, Larson, Alberts, Bradway**

**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 May 15, 2007
- B) Payment of salary and material claims in the amount of \$479,076.21
- C) Declaring the items on the attached sheets as surplus and authorizing their sale either through E-Bay or at public auction
- D) Setting the date for the next regular Council meeting for Tuesday, June 19, 2007, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

A motion was made by Council Member Bradway to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of May 15, 2007; payment of salary and material claims in the amount of \$479,076.21; declaring the items on the attached sheets as surplus and authorizing their sale either through E-Bay or at public auction; and setting the date for the next regular Council meeting for Tuesday, June 19, 2007, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. The second to the motion was made by Vice Mayor Smaistrila.

**The vote:**

**AYES: Alberts, Bradway, Smaistrila, Larson**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**2. Report of Boards, Commissions and City Officials**

**3. Consider approving Resolution No. 2007-08, a resolution of the City of Yukon, Oklahoma, adopting the budget for Fiscal Year 2007-2008**

The motion to approve Resolution No. 2007-08, a resolution of the City of Yukon, Oklahoma, adopting the budget for Fiscal Year 2007-2008, was made by Council Member Larson and seconded by Vice Mayor Smaistrila.

**The vote:**

**AYES: Bradway, Larson, Alberts, Smaistrila**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**4. Consider approving a request from the First Baptist Church to issue a Revokable Permit for a proposed new sign to replace their present sign**

Council Member Bradway moved to approve, with Council Member Larson seconding, the request from the First Baptist Church to issue a Revokable Permit for a proposed new sign to replace their present sign.

**The vote:**

**AYES: Larson, Bradway, Smaistrila, Alberts**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**5. Consider appointments to the Boards and Commissions for those members whose terms expire June 30, 2007**

| <b>BOARD/COMMISSION</b> | <b>CURRENT MEMBER</b> | <b>WARD</b> | <b>APPOINTEE</b> |
|-------------------------|-----------------------|-------------|------------------|
| Planning Commission     | Phillip Morgan        | At Large    | Phillip Morgan   |
| Board of Adjustment     | Bill Tharp            | At Large    | Bill Tharp       |
| Park Board              | Lisa Key              | At Large    | Lois Cain        |
| Library Board           | Ginger LaCroix        | At Large    | Ginger LaCroix   |
| Traffic Commission      | John Knuppel          | At Large    | John Knuppel     |

The motion to appoint the members to the Boards and Commissions as presented was made by Council Member Bradway. Council Member Larson made the second to the motion.

**The vote:**

**AYES: Smaistrila, Larson, Alberts, Bradway**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**6. Consider entering into a Transportation Agreement with Southern Corrections Systems, Inc. for the transporting of inmates from the Carver Center to the City of Yukon**

Council Member Bradway moved, with Council Member Smaistrila seconding, entering into a Transportation Agreement with Southern Corrections Systems, Inc. for the transporting of inmates from the Carver Center to the City of Yukon.

**The vote:**

**AYES: Smaistrila, Bradway, Alberts, Larson**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**7. Consider approving an addendum to the Union City PPWP contract, extending the contract through June 30, 2008, and authorizing the Mayor to sign same**

A motion was made by Vice Mayor Smaistrila to approve an addendum to the Union City PPWP contract, extending the contract through June 30, 2008, and authorizing the Mayor to sign same. The second to the motion was made by Council Member Larson.

**The vote:**

**AYES: Alberts, Larson, Bradway, Smaistrila**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**8. Consider setting the abatement costs for the property at Lot 13, Block 2, Chase Subdivision, Blocks 10-13 (1103 South Third Street) at \$586.70 and placing a lien on the property with the Canadian County Treasurer**

Council Member Larson moved, with Vice Mayor Smaistrila seconding, setting the abatement costs for the

property at Lot 13, Block 2, Chase Subdivision, Blocks 10-13 (1103 South Third Street) at \$586.70 and placing a lien on the property with the Canadian County Treasurer.

**The vote:**

**AYES: Bradway, Smaistrila, Alberts, Larson,**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**9. Consider accepting the easements for ODOT Project No. STPY-109B(077), J/P 20851(04), Parcel #10, Permanent Easement, and ODOT Project No. STPY-109B(077), J/P 20851(04), Parcel #10.1, Temporary Easement, for the State Highway 4 Roadway Project, and authorizing payment in the amount of \$2,600.00 be paid for easement**

The motion to approve accepting the easements for ODOT Project No. STPY-109B(077), J/P 20851(04), Parcel #10, Permanent Easement, and ODOT Project No. STPY-109B(077), J/P 20851(04), Parcel #10.1, Temporary Easement, for the State Highway 4 Roadway Project, and authorizing payment in the amount of \$2,600.00 be paid for easement was made by Council Member Bradway, with Vice Mayor Smaistrila seconding the motion.

**The vote:**

**AYES: Larson, Alberts, Smaistrila, Bradway**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**10. Consider entering into a contract for legal services with W. Mark Hixson as public defender**

Vice Mayor Smaistrila made a motion to approve entering into a contract for legal services with W. Mark Hixson as public defender. The second to the motion was made by Council Member Bradway.

**The vote:**

**AYES: Larson, Bradway, Smaistrila, Alberts**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**11. Consider authorizing the Mayor to sign a letter of agreement for auditing services with CBEW Professional Group, LLP, for the June 30, 2007, annual audit**

A motion was made by Council Member Larson to authorize the Mayor to sign a letter of agreement for auditing services with CBEW Professional Group, LLP, for the June 30, 2007, annual audit. Vice Mayor Smaistrila made the second to the motion for approval.

**The vote:**

**AYES: Smaistrila, Larson, Alberts, Bradway,**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**12. A) Consider approving Resolution No. 2007-09, a resolution authorizing the calling and holding of a special election in the City of Yukon, Oklahoma, for the purpose of submitting to the registered, qualified voters of said city the question of authorization of use of surplus general obligation bond funds from construction of the new 11th Street Bridge across the North Canadian River, approved by vote of the people on December 9, 2003, for completion of an upflow clarifier for the Yukon Wastewater Plant, with funding for such upflow clarifier also authorized by vote of the people on December 9, 2003; providing for election procedures; providing for severability; and declaring an emergency**

Council Member Larson made a motion, seconded by Council Member Bradway, to approve Resolution No. 2007-09, a resolution authorizing the calling and holding of a special election in the City of Yukon, Oklahoma,

for the purpose of submitting to the registered, qualified voters of said city the question of authorization of use of surplus general obligation bond funds from construction of the new 11th Street Bridge across the North Canadian River, approved by vote of the people on December 9, 2003, for completion of an upflow clarifier for the Yukon Wastewater Plant, with funding for such upflow clarifier also authorized by vote of the people on December 9, 2003; providing for election procedures; providing for severability; and declaring an emergency.

The City Manager stated he wanted to point out that this was not a new tax. Mr. Crosby advised that this is simply transferring funds from one account to another. He explained there are excess funds in the bridge account due to grants we received after the proposition was passed, and there is a shortage of funds in the clarifier account due to the bids coming in higher than anticipated. Mr. Crosby said we can complete both projects as originally approved by the citizens if they will allow this transfer of funds from one account to the other.

**The vote:**

**AYES: Alberts, Bradway, Smaistrila, Larson**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**B) Consider approving the Emergency Clause of Resolution No. 2007-09**

Council Member Larson moved, with Council Member Bradway seconding, the approval of the Emergency Clause of Resolution No. 2007-09.

**The vote:**

**AYES: Bradway, ALberts, Smaistrila, Larson**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**13. Introduce, consider and approve a special election proclamation and notice to be executed by the Mayor calling a special election on the use of general obligation bridge bond funds to be held on August 14, 2007**

The motion to introduce, consider and approve a special election proclamation and notice to be executed by the Mayor calling a special election on the use of general obligation bridge bond funds to be held on August 14, 2007 was made by Council Member Bradway and seconded by Council Member Larson.

**The vote:**

**AYES: Larson, Bradway, Smaistrila, Alberts**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**14. A) Consider approving Resolution No. 2007-10, a resolution of the Council of the City of Yukon, Oklahoma, notifying the Secretary of the Canadian County Election Board that a special election concerning the use of general obligation bridge bond funds shall be held in the City of Yukon, Oklahoma, on the 14th day of August, 2007; providing for election procedures; setting forth the facts required by Section 13-102 of Title 26 of the Oklahoma Statutes; directing the City Clerk to immediately submit this Resolution to the Secretary of the Canadian County Election Board; further directing the City Clerk to immediately submit a current, certified copy of the Charter of the City of Yukon, Oklahoma, to said election board as required by Section 13-109 of Title 26 of the Oklahoma Statutes; and directing the City Clerk to immediately provide the Canadian County Election Board with a map as required by Section 13-107 of Title 26 of the Oklahoma Statutes; and declaring an emergency**

Council Member Larson made a motion to approve Resolution No. 2007-10, a resolution of the Council of the City of Yukon, Oklahoma, notifying the Secretary of the Canadian County Election Board that a special election concerning the use of general obligation bridge bond funds shall be held in the City of Yukon,

Oklahoma, on the 14th day of August, 2007; providing for election procedures; setting forth the facts required by Section 13-102 of Title 26 of the Oklahoma Statutes; directing the City Clerk to immediately submit this Resolution to the Secretary of the Canadian County Election Board; further directing the City Clerk to immediately submit a current, certified copy of the Charter of the City of Yukon, Oklahoma, to said election board as required by Section 13-109 of Title 26 of the Oklahoma Statutes; and directing the City Clerk to immediately provide the Canadian County Election Board with a map as required by Section 13-107 of Title 26 of the Oklahoma Statutes; and declaring an emergency. The second to the motion was made by Vice Mayor Smaistrila.

**The vote:**

**AYES: Larson, ALberts, Smaistrila, Bradway**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**B) Consider approving the Emergency Clause of Resolution No. 2007-10**

Council Member Larson moved, with Council Member Bradway seconding, the approval of the Emergency Clause of Resolution No. 2007-10.

**The vote:**

**AYES: Smaistrila, Larson, Bradway, Alberts**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**15. Consider approving the Emergency Repair of the Street and Inlet at Redbud Drive and Creek Drive in an amount not to exceed \$26,265.92**

A motion to approve the Emergency Repair of the Street and Inlet at Redbud Drive and Creek Drive in an amount not to exceed \$26,265.92 was made by Council Member Bradway. Council Member Larson seconded the motion for approval.

**The vote:**

**AYES: Alberts, Bradway, Smaistrila, Larson**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**16. Consider approving the Collective Bargaining Agreement between the City of Yukon and the International Association of Fire Fighters Local #2055 and authorizing the Mayor to sign contract**

The motion to approve the Collective Bargaining Agreement between the City of Yukon and the International Association of Fire Fighters Local #2055 and authorizing the Mayor to sign contract was made by Vice Mayor Smaistrila and seconded by Council Member Larson.

**The vote:**

**AYES: Bradway, Larson, Alberts, Smaistrila**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**17. 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**

| <b>LOCATION</b> | <b>OWNER</b>           | <b>VIOLATION</b>    |
|-----------------|------------------------|---------------------|
| 1806 Ronald     | Smith                  | Trash, Grass, Weeds |
| 1806 Ronald     | Smith                  | Nuisance Vehicle    |
| 809 South Third | Wilks/Bank of New York | Trash, Grass, Weeds |

|  |                              |                     |
|--|------------------------------|---------------------|
| 506 South First  | Jones                        | Trash, Grass, Weeds |
| 1014 Arlington   | Schultz                      | Trash, Grass, Weeds |
| 812 Cooper   | Rubes-Wagner                 | Nuisance Vehicle    |
| 824 Miller   | Mowrer                       | Nuisance Vehicle    |
| 2517 West Olympic  | Humphrey/Bank of America     | Trash, Grass, Weeds |
| 201 East Beach   | McDowell/Scott               | Trash, Grass, Weeds |
| 203 East Beach   | Hollister                    | Trash, Grass, Weeds |
| 122 Palm   | Reiner                       | Trash, Grass, Weeds |
| 313 Asbill   | Gonzales/Crowell             | Trash, Grass, Weeds |
| 331 Birch  | Kuhns/Bank of Oklahoma       | Trash, Grass, Weeds |
| 115 Utah   | Anderson/Bank of New York    | Trash, Grass, Weeds |
| 221 West Main  | Okahoma Farmer's Union Co-op | Trash, Grass, Weeds |
| Lots 3-6, Block 104, Lake<br>(elevator south of Main St. | Farmers' Co-op of Okarche    | Trash, Grass, Weeds |
| Lot 1, Block 1, Westport<br>Commerce Park                | Whitby                       | Trash, Grass, Weeds |
| Lots 2 & 3, Block 1, Westport<br>Commerce Park           | Body Builders                | Trash, Grass, Weeds |
| Lots 4 & 5, Block 1, Westport<br>Commerce Park           | Onpoint Construction         | Trash, Grass, Weeds |
| Lots 2, 3 & 4, Block 3, Westport<br>Commerce Park        | Onpoint Construction         | Trash, Grass, Weeds |
| 1016 Royal   | Montoya                      | Trash, Grass, Weeds |
| 509 Spruce Drive   | Dawson                       | Trash, Grass, Weeds |

Community Development Director Mitch Hort presented pictures of the addresses that had not been abated. After review of the photographs, a motion was made by Vice Mayor Smaistrila to declare the properties at 1806 Ronald, 2517 West Olympic, 122 Palm, 331 Birch, 115 Utah, 509 Spruce, 506 South First, Lots 4 and 5, Block 1, Westport Commerce Park, 221 West Main, and Lots 3-6, Block 104, Lake (south of Main Street) as detrimental to the health, benefit and welfare of the public and community and directed staff to take appropriate action to abate same. The second was moved by Council Member Larson.

Council Member Larson asked about the status of 2524 Olympic that was postponed at the last meeting and still has not been mowed. Mr. Hort advised he needs to discuss this situation with the City Attorney. The City Manager advised this will be on the next agenda.

Mr. Larson asked about the pool at 2517 Olympic. Mr. Crosby asked the Community Development Director to post this and notify the owner that the pool needs to be drained. Mr. Hort stated the house has gone to the bank in foreclosure, and he has no contact information.

Mr. Crosby advised the City will drain the pool.

**The vote:**

**AYES: Larson, Smaistrila, Alberts, Bradway**

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

**18. New Business**

**19. Council Discussion**

Vice Mayor Smaistrila reported that on July 1st, there will be a centennial monument dedicated to the settlers of Yukon. The ceremony will be held immediately west of the hill at Chisholm Trail Park.

Mayor Alberts thanked those responsible for the great job at the Chisholm Trail Round Up, and stated there will be a lot to do in Yukon this summer and encouraged everyone to participate in the many activities and events offered.

## 20. Adjournment

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John Alberts, Mayor

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Patricia G. Hargis, City Clerk

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