

Minutes



Yukon City Council Minutes August 19, 2008

The Yukon City Council met in regular session on August 19, 2008, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma..

The invocation was given by Scott Kinney, Pastor of Trinity Baptist Church

The flag salute was given in unison.

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

OTHERS PRESENT:

Jim Crosby, City Manager
Pat Hargis, City Clerk
Mike Segler, City Attorney
Robbie Williams, City Engineer
Tammy Kretchmar, City Manager's Office
Gary Cooper, IT Director
Mitchell Hort, Community Development Director
Frosty Peak, Emergency Management Director
Jeff Lara, Fire Chief
Gary Wieczorek, Police Chief

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Presentations and Proclamations

Chief Gary Wieczorek presented David Boyer with a Certificate of Outstanding Citizenry for his assistance to Yukon Police Department. He stopped to assist with a roll-over vehicle which caught fire. Mr. Boyer helped put out the fire with his personal fire extinguisher which help prevent the occupants from additional inquiry.

Adam and Brenda Jester were recognized and awarded a Certificate of Outstanding Citizenry for their assistance in the apprehension and arrest of an individual who has been charged with grand larceny of autos and several counts of burglary.

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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 an 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 5, 2008
- B) Payment of claims in the amount of \$629,660.32

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of August 5, 2008, and payment of claims in the amount of \$629,660.32, was made by Vic Chair Bradway and seconded by Trustee Smaistrla.

The vote:

AYES: Maxey, Bradway, Smaistrla, Tipps, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider approving Resolution No. YMA 2008-02, a resolution of the City of Yukon, Oklahoma, authorizing the execution of a non-binding Letter of Intent to purchase water from The WaterBanc, LLC

Resolution No. YMA 2008-02, a resolution of the City of Yukon, Oklahoma, authorizing the execution of a non-binding Letter of Intent to purchase water from The WaterBanc, LLC, was approved after a motion was made by Trustee Maxey and seconded by Trustee Tipps.

The vote:

AYES: Smaistrla, Larson, Maxey, Tipps, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

(Adjourn 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 an 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 5, 2008
- B) Payment of salary and material claims in the amount of \$315,566.69
- C) Appointing Donna Yanda to fill the vacant Office #4 position on the Spanish Cove Housing Authority; term to May 31, 2013, as recommended by the Nominating Committee of the Spanish Cove Housing Authority
- D) Entering into an agreement for services with Compassionate Hands, Inc. for fiscal year 2009
- E) Denial of tort claim #26322-MP from Clay Parrett, as recommended by the Oklahoma Municipal Assurance Group
- F) The appointment of Buddy Carpenter as the At-Large appointee to the Board of Adjustment
- G) Setting the date for the next regular Council meeting for Tuesday, September 2, 2008, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street

Council Member Tipps made a motion to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of August 5, 2008; payment of salary and material claims in the amount of \$315,566.69; appointing Donna Yanda to fill the vacant Office #4 position on the Spanish Cove Housing Authority; term to May 31, 2013, as recommended by the Nominating Committee of the Spanish Cove Housing Authority; entering into an agreement for services with Compassionate Hands, Inc. for fiscal year 2009; denial of tort claim #26322-MP from Clay Parrett, as recommended by the Oklahoma Municipal Assurance Group; the appointment of Buddy Carpenter as the At-Large appointee to the Board of Adjustment; setting the date for the next regular Council meeting for Tuesday, September 2, 2008, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street. The second to the motion was made by Council Member Maxey.

The vote:

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

2. Report of Boards, Commissions and City Officials

3. Consider approving a Revokable Permit for 1550 Garth Brooks Boulevard to allow Yukon National Bank to place a sign in the street right-of-way

A motion was made by Council Member Maxey, seconded by Council Member Tipps, to approve a Revokable Permit for 1550 Garth Brooks Boulevard to allow Yukon National Bank to place a sign in the street right-of-way.

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

4. Consider approving a Revokable Permit for Bruce Gray, 4608 Skytrail, to allow a utility shed to be installed approximately 7' into the back 10' utility easement

The motion to approve a Revokable Permit for Bruce Gray, 4608 Skytrail, to allow a utility shed to be installed approximately 7' into the back 10' utility easement was made by Council Member Smaistrla. The second to the motion was made by Council Member Maxey.

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

5. Consider approving a Revokable Permit for Spanish Cove, 11 Palm Street, to allow a fence to be installed on the perimeter of the property

Council Member Tipps made a motion to approve a Revokable Permit for Spanish Cove, 11 Palm Street, to allow a fence to be installed on the perimeter of the property. Council Member Maxey seconded the motion.

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

6. Consider approving a Conditional Use Permit application from James Posey to have a veterinarian hospital with inside runs only in C-3 zoning at 380 West Vandament, as recommended by the Planning Commission

Vice Chair Bradway moved to approve a Conditional Use Permit application from James Posey to have a veterinarian hospital with inside runs only in C-3 zoning at 380 West Vandament, as recommended by the Planning Commission. The second to the motion was made by Council Member Maxey.

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

7. Consider approving a final plat for the Garth Brooks Commercial Park Phase III, a replat of

Lot 2, Garth Brooks Commercial Park Phase II, as recommended by the Planning Commission

The motion to approve a final plat for the Garth Brooks Commercial Park Phase III, a replat of Lot 2, Garth Brooks Commercial Park Phase II, as recommended by the Planning Commission was made by Council Member Smaistrla and seconded by Council Member Maxey.

The vote:

AYES: Larson, Tipps, Maxey, Smaistrla, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. A) Consider approving Ordinance No. 1227, an ordinance amending the Code of the City of Yukon, Oklahoma, by amending parts of Section 54-26, Section 54-27, Section 54-32, Section 54-35, Section 54-47, Section 54-50, Section 54-62, Section 54-64, and Section 54-65, Flood Damage Prevention, to provide for definitions and adoption of new flood insurance rate maps, and declaring an emergency

Vice Mayor Bradway moved to approve Ordinance No. 1227, an ordinance amending the Code of the City of Yukon, Oklahoma, by amending parts of Section 54-26, Section 54-27, Section 54-32, Section 54-35, Section 54-47, Section 54-50, Section 54-62, Section 54-64, and Section 54-65, Flood Damage Prevention, to provide for definitions and adoption of new flood insurance rate maps, and declaring an emergency. The second to the motion was made by Council Member Tipps.

The vote:

AYES: Tipps, Bradway, Maxey, Smaistrla, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving the Emergency Clause of Ordinance No.1227

Council Member Tipps moved, with Council Member Smaistrla seconding, a motion to approve the Emergency Clause of Ordinance No. 1227.

The vote:

AYES: Bradway, Smaistrla, Maxey, Larson, Tipps

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. 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
2421 Zion Park	Leon	Trash, Grass, Weeds
200 Ash	Boydston/Dunning	Trash, Grass, Weeds
1009 Yuhoma	Bewley	Nuisance Vehicle
301 Mark	Haxton	Trash, Grass, Weeds
303 Mark	Heidrich	Trash, Grass, Weeds
974 Cumberland Mansion	Jasper	Trash, Grass, Weeds
120 Briarwood	Kuehn/Morton	Nuisance Vehicle
120 Briarwood	Kuehn/Morton	Trash, Grass, Weeds
106 Spruce Drive	Hargis/Wells Fargo Bank	Trash, Grass, Weeds
106 North 11 th Street	Federal National Bank	Trash, Grass, Weeds
632 Woodlawn	Campbell	Trash, Grass, Weeds
313 Cherokee Drive	McKinney	Trash, Grass, Weeds
129 Oak	West/Long	Trash, Grass, Weeds

Community Development Director Mitchell Hort presented pictures of the properties remaining to be considered. Those properties were 301 Mark, 106 N.11th and 632 Woodlawn. The remaining properties were abated by their owners.

After review of the pictures, Vice Mayor Bradway made a motion, seconded by Council Member Maxey, to declare the properties at 301 Mark, 106 N.11th and 632 Woodlawn 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: Maxey, Tipps, Bradway, Larson, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

At the July 15th council meeting action on the property at 904 Fairbanks was postponed until the August 19th council meeting. Mrs. Auger was present and updated council members on progress of the property. Both vehicles have current tags and insurance. Therefore she requested an additional thirty day extension to finalize the repairs.

The property at 904 Fairbanks was granted an additional thirty day extension with a motion made by Council Member Tipps, seconded by Council Member Smaistrla.

The vote:

AYES: Smaistrla, Larson, Bradway, Tipps, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

10. New Business

11. Council Discussion

Council Member Smaistrla reminded citizens that school starts Thursday and reminded them of the school zones and to watch for our children.

Vice Mayor Bradway stated that the 10th Street and 11th Street Bridge projects will be completed as soon as the rain stops.

Council Member Tipps expressed his appreciation of Mayor Larson being a good sport. He reminded citizens that the barricades are put out to ensure everyone's safety. Once a barricade has been moved, everyone's safety is jeopardized. With more rain in the forecast he encourages citizens to be cautious and reminded them that they could be ticketed for moving or driving through the barricades..

Mayor Larson stated that the drainage problems have improved over the past 31 years he has lived in Yukon.

12. Adjournment

Ward Larson, Mayor

Patricia G. Hargis, City Clerk