

Minutes



Yukon City Council Minutes May 5, 2009

The Yukon City Council met in regular session on May 5, 2009, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Council Member Smaistrla.

The flag salute was given in unison.

ROLL CALL: (Present) Ward Larson, Council Member
 Bob Bradway, Council Member
 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
Courtney Westphal, City Engineer
Tammy Kretchmar, Administrative Assistant
Mitchell Hort, Community Development Director
Doug Shivers, Personnel Director
Frosty Peak, Emergency Operations Director
Gary Cooper, IT Director
Jeff Lara, Fire Chief
Jan Scott, Park and Recreation Director
Matt Maley, Water Distribution Director
Gary Wiczorek, Public Safety Director

1. Consider nominations for election of Mayor

Ward Larson made a motion to nominate Bob Bradway as Mayor. The second was made by Council Member Maxey.

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

2. Consider nominations for election of Vice Mayor

Council Member Tipps made a motion, with the second being made by Council Member Maxey, to nominate Earline Smaistrla as Vice Mayor.

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

Presentations and Proclamations

Visitors

(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 April 21, 2009
- B) Claims payments in the amount of \$100,470.38

Trustee Larson made a motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of April 21, 2009, and claims payments in the amount of \$100,470.38. The second was made by Trustee Maxey.

The vote:

AYES: Larson, Maxey, Smaistrla, Bradway, Tipps

NAYS: None

VOTE: 5-0

MOTION CARRIED

(Adjourn as YMA and Reconvene as Yukon City Council)

3. 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 April 21, 2009
- B) Payment of material claims in the amount of \$536,689.90
- C) The installation of two additional stop signs at the intersection of Canteberry and Kingsridge, on Kingsridge, as recommended by the Traffic Commission
- D) Setting the date for the next regular Council meeting for May 19, 2009, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street

Council Member Maxey moved to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of April 21, 2009; payment of material claims in the amount of \$536,689.90; the installation of two additional stop signs at the intersection of Canteberry and Kingsridge, on Kingsridge, as recommended by the Traffic Commission; and setting the date for the next regular Council meeting for May 19, 2009, 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 Tipps.

The vote:

AYES: Tipps, Smaistrla, Maxey, Bradway, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Report of Boards, Commissions and City Officials

5. Consider awarding the 2009 CDBG Small Cities Set Aside Roadway and Sanitary Sewer Line Replacement Project to HTM Underground, LLC, in an amount not to exceed \$170,986.44, and authorize the City Attorney to execute the contract and bonds

The motion to award the 2009 CDBG Small Cities Set Aside Roadway and Sanitary Sewer Line Replacement Project to HTM Underground, LLC, in an amount not to exceed \$170,986.44, and authorize the City Attorney to execute the contract and bonds was made by Council Member Larson, with Council Member Maxey seconding the motion.

The vote:

AYES: Maxey, Tipps, Larson, Bradway, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. Consider approving a revokable permit for Ken and Joy Bates, 1059 Dover Mansion, to allow a utility shed to be installed approximately 5' into the back 10' utility easement

Council Member Larson moved to approve a revokable permit for Ken and Joy Bates, 1059 Dover Mansion, to allow a utility shed to be installed approximately 5' into the back 10' utility easement. The second to the motion was made by Vice Mayor Smaistrla.

The vote:

AYES: Smaistrla, Bradway, Tipps, Larson, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. A) Consider accepting a permanent easement in the NE/4 of Section 19, Township 12N, Range 5W from Jackie Cooper for the exclusive purpose of constructing, maintaining and operating a drainage channel

Vice Mayor Smaistrla made a motion, seconded by Council Member Maxey, to accept a permanent easement in the NE/4 of Section 19, Township 12N, Range 5W from Jackie Cooper for the exclusive purpose of constructing, maintaining and operating a drainage channel.

The vote:

AYES: Bradway, Maxey, Smaistrla, Larson, Tipps

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider accepting a temporary easement in the NE/4 of Section 19, Township 12N, Range 5W from Jackie Cooper for the exclusive purpose of constructing, maintaining and operating a drainage channel during a construction project

Council Member Maxey moved to approve the acceptance of a temporary easement in the NE/4 of Section 19, Township 12N, Range 5W from Jackie Cooper for the exclusive purpose of constructing, maintaining and operating a drainage channel during a construction project. Council Member Larson seconded the motion.

The vote:

AYES: Larson, Bradway, Smaistrla, Tipps, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. Consider entering into a License Agreement with BCM Oklahoma LLC granting an irrevocable license for exclusive use of that part of the utility easement on the east side of the parcel as it affects Lot 1, Block 1, Canadian Heights 7th Addition

Council Member Maxey made a motion to enter into a License Agreement with BCM Oklahoma LLC granting an irrevocable license for exclusive use of that part of the utility easement on the east side of the parcel as it affects Lot 1, Block 1, Canadian Heights 7th Addition. The motion was seconded by Vice Mayor Smaistrila.

The vote:

AYES: Tipps, Larson, Maxey, Bradway, Smaistrila

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. Consider entering to an Interlocal Agreement by and between the City of Mustang, City of El Reno, and Canadian County for a Justice Assistant Grant Program Award

Council Member Maxey moved to enter into an Interlocal Agreement by and between the City of Mustang, City of El Reno, and Canadian County for a Justice Assistant Grant Program Award. The second to the motion was made by Council Member Tipps.

The vote:

AYES: Maxey, Smaistrila, Bradway, Larson, Tipps

NAYS: None

VOTE: 5-0

MOTION CARRIED

10. Consider authorizing the City of Yukon to continue to guarantee the repayment of a debt should the Yukon BMX Riders and Parents Association default on a loan not to exceed \$25,000 for the construction of a concession stand, office and restroom at the Lewis Carroll Taylor Park

Council Member Larson made a motion, seconded by Vice Mayor Smaistrila, to authorize the City of Yukon to continue to guarantee the repayment of a debt should the Yukon BMX Riders and Parents Association default on a loan not to exceed \$25,000 for the construction of a concession stand, office and restroom at the Lewis Carroll Taylor Park.

The vote:

AYES: Maxey, Larson, Smaistrila

NAYS: Bradway, Tipps

VOTE: 3-2

MOTION CARRIED

11. 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
1401 Von Elm Place	Johnson/JP Morgan Chase	Unsecured House/Trash, Grass, Weeds
133 Chickasaw	McKellips	Nuisance Vehicle
303 North Ranchwood	Morgan	Trash, Grass, Weeds
109 North 2 nd	Mounce/chase Home Mortgage	Unsecured House/Trash, Grass, Weeds
400 Market	Watson Homes, Inc.	Trash, Grass, Weeds
4805 Wilcox Lane	Day	Trash, Grass, Weeds/Nuisance Vehicle

Mayor Bradway advised the locations remaining to be considered are 1401 Von Elm Place, 303 North Ranchwood, 109 North 2nd, and 4805 Wilcox Lane. Community Development Director Mitch Hort presented pictures of the locations in question.

Dee Romine, 4805 Wilcox Lane, advised she had tagged the vehicle and has put on two new tires. After discussion, Mayor Bradway advised that this item should be postponed indefinitely to allow the Community Development Department to verify that they are in compliance.

Council Member Maxey made a motion, seconded by Vice Mayor Smaistrila, to postpone action on the abatement of 4805 Wilcox Lane indefinitely.

The vote:

AYES: Bradway, Smaistrila, Larson, Tipps, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

After review of the pictures by the Council, a motion was made by Council Member Maxey, seconded by Council Member Larson, to declare the properties at 1401 Von Elm Place, 303 North Ranchwood, and 109 North 2nd 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, Smaistrila, Larson, Tipps, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

12. New Business

13. Council Discussion

Council Member Larson said this last year while he was serving as Mayor has been wonderful. He stated he had met a lot of great people, including the staff for the City of Yukon. Mr. Larson said the City responds to the citizens needs in a timely manner and each department takes pride in its performance, which he thinks is unusual. Mr. Larson continued by saying that the Council is fantastic and that all the good people resulted in an excellent experience.

Mr. Larson reminded the high school students in attendance that the Council has enacted an ordinance that provides for a \$750 fine for a juvenile who is caught defacing, spray painting, or damaging public property. He said court costs would also be added to the fine, and that state law allows the parents or guardians to be held accountable for up to \$2,500 in restitution for their children's actions. Mr. Larson said that the students might want to help spread the word regarding this.

Council Member Larson said the bottom line is, we have a wonderful city manager with wonderful people working for him.

Council Member Tipps said he would like to commend former Mayor Larson for the job he did. He said they had handled their disagreements with class and he appreciated it.

Vice Mayor Smaistrila stated he would like to thank Ward for doing a really good job. She stated that last Saturday's Festival of the Child was rainy, but well attended. Ms. Smaistrila said that Jan Scott, Park Director, does a good job.

Council Member Maxey thanked Ward and said he had done a good job and most people don't realize what goes into being on the Council.

Mayor Bradway thanked the Council for electing him as Mayor, and said he and Earline as Vice Mayor look forward to working with the Council for a great upcoming year.

14. Adjournment

Bob Bradway, Mayor

Patricia G. Hargis, City Clerk

