

Minutes



Yukon Municipal Authority Minutes August 3, 2010

ROLL CALL: (Present) Bob Bradway, Chairman
 John Tipps, Vice Chairman
 Dewayne Maxey, Trustee
 John Alberts, Trustee

(Absent) Nick Grba, Trustee

(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 July 20, 2010

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of July 20, 2010, was made by Trustee Maxey and seconded by Trustee Tipps.

The vote:

AYES: Maxey, Alberts, Bradway, Tipps

NAYS: None

VOTE: 4-0

MOTION CARRIED

(Adjourn as YMA and Reconvene as Yukon City Council)

Yukon City Council Minutes
August 3, 2010

The Yukon City Council met in regular session on August 3, 2010 at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Reverend Bob Younts, First United Methodist Church of Yukon.

The flag salute was given in unison.

ROLL CALL: (Present) Bob Bradway, Chairman
 John Tipps, Vice Chairman
 Dewayne Maxey, Trustee
 John Alberts, Trustee

(Absent) Nick Grba, Trustee

OTHERS PRESENT:

Tammy Kretchmar, Assistant to the City Manager	Doug Shivers, City Clerk
Robbie Williams, City Engineer	Mike Segler, City Attorney
Frosty Peak, Emergency Management Dir.	Mitch Hort, Comm. Development Director
Gary Cooper, Information Technology Director	

Presentations and Proclamations

Mayor Bradway read the Proclamation for Bone Marrow Matching Awareness Month.



Visitors

Mr. John Turner of 1520 Springcreek Dr. asked the Council about any progress being made on changing the name of Mustang Rd. To Yukon Parkway, and stated his belief that if Yukon would go ahead with this change within its city limits, Oklahoma City would fall in line shortly afterward. Mayor Bradway thanked him.

(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 July 20, 2010

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of July 20, 2010, was made by Trustee Maxey and seconded by Trustee Tipps.

The vote:
AYES: Maxey, Alberts, Bradway, Tipps
NAYS: None
VOTE: 4-0
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 July 20, 2010
- B) Payment of material claims in the amount of \$493,093.26
- C) Entering into an Agreement for Services with Compassionate Hands, Inc., for the term July 1, 2010 through June 30, 2011, in the amount of \$7,000.00
- D) Entering into a Service Agreement with Oklahoma Community Institute in the amount of \$6,000.00
- E) Declaring the items on the attached list from the Police Department as surplus, and authorizing their sale or donation
- F) Setting the date for the next regular Council meeting for August 17, 2010, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street

The motion to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of July 20, 2010; payment of material claims in the amount of \$493,093.26; Entering into an Agreement for Services with Compassionate Hands, Inc., for the term July 1, 2010 through June 30, 2011, in the amount of \$7,000.00; Entering into a Service Agreement with Oklahoma Community Institute in the amount of \$6,000.00; Declaring the items on the attached list from the Police Department as surplus, and authorizing their sale or donation; and setting the date for the next regular Council meeting for August 17, 2010, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth Street, was made by Council Member Tipps and seconded by Council Member Maxey.

The vote:
AYES: Bradway, Tipps, Maxey, Alberts
NAYS: None
VOTE: 4-0
MOTION CARRIED

2. Report of Boards, Commissions and City Officials

There were no reports.

3. Consider approving a Collective Bargaining Agreement between the City of Yukon and the Fraternal Order of Police Lodge #173, for the fiscal year 2010-2011

The motion to approve a Collective Bargaining Agreement between the City of Yukon and the Fraternal Order of Police Lodge #173, for the fiscal year 2010-2011, was made by Council Member Maxey and seconded by Council Member Tipps.

The vote:

AYES: Tipps, Maxey, Alberts, Bradway

NAYS: None

VOTE: 4-0

MOTION CARRIED

4. Consider approving an Interlocal Governmental Agreement with the City of El Reno, for use of the Yukon jail facility, at a charge of \$40 per day per prisoner, for the term July 1, 2010 to June 30, 2011

The motion to approve an Interlocal Governmental Agreement with the City of El Reno, for use of the Yukon jail facility, at a charge of \$40 per day per prisoner, for the term July 1, 2010 to June 30, 2011, was made by Council Member Tipps and seconded by Council Member Maxey.

The vote:

AYES: Bradway, Tipps, Maxey, Alberts

NAYS: None

VOTE: 4-0

MOTION CARRIED

5. Consider accepting the Yukon Church Water Improvement and Sewer Improvement project, and placing the maintenance bonds into effect, as recommended by Community Development Director Mitch Hort

The motion to accept the Yukon Church Water Improvement and Sewer Improvement project, and placing the maintenance bonds into effect, as recommended by Community Development Director Mitch Hort, was made by Council Member Tipps and seconded by Council Member Maxey.

The vote:

AYES: Alberts, Bradway, Maxey, Tipps

NAYS: None

VOTE: 4-0

MOTION CARRIED

6. 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
330 Ash	Maxine D. Riley Trustee	Trash, Grass, Weeds
207 E. Beam	Yeomans	Trash, Grass, Weeds
211 N. Briarwood	Bishop	Trash, Grass, Weeds
932 Cooper	Hale	Trash, Grass, Weeds
1087 Dover Mansion	Love	Trash, Grass, Weeds
1059 Elm Avenue	Laffoon	Nuisance Vehicle
309 Fairbanks	Smith	Trash, Grass, Weeds
101 Garth Brooks Blvd.	Bank of Commerce	Trash, Grass, Weeds
701 John F. Kroutil	Lorett	Swimming Pool
921 Justin Dr.	Miller	Trash, Grass, Weeds
314 Kimberly Ln.	Betty Helsby Trustee	Trash, Grass, Weeds
509 Kingston Pl	Bank of America	Trash, Grass, Weeds
509 Linda Ln.	Adams	Trash, Grass, Weeds
316 Maple	General Investments Corporation	General Nuisance
1028 Maple	Rozell	Trash, Grass, Weeds
620 S. 9 th St.	Miller	Trash, Grass, Weeds
300 E. Olympic	Mary Kathleen Duden Trust	Nuisance Vehicles
157 E. Parkland Dr.	Hensley	Trash, Grass, Weeds
204 Poplar	Belsham	Trash, Grass, Weeds
814 Ranchoak Dr.	Garten	Trash, Grass, Weeds
816 Ranchoak Dr.	Sanders	Trash, Grass, Weeds
818 Ranchoak Dr.	Wolf	Trash, Grass, Weeds
1007 Ranchoak Ct.	Nixon	Trash, Grass, Weeds
900 Ridgeway	Vacant	Trash, Grass, Weeds
4517 N. Sara Rd.	Grace Pentecostal Church	Trash, Grass, Weeds
404 S. 2 nd St.	S Cubed Investments LLC	Trash, Grass, Weeds
1201 Summerton Pl.	Coburn	Trash, Grass, Weeds
407 Teakwood	Kincheloe	Nuisance Vehicles
311 Vickie	Marvin D. and Helen M. Mathia Trust	Trash, Grass, Weeds
1321 Von Elm Pl.	La Salle Bank National Association	Trash, Grass, Weeds
1024 Walsh Ln.	O'Nan	Trash, Grass, Weeds
632 Woodlawn	Kelso	Trash, Grass, Weeds, Nuisance Vehicles

Community Development Director Mitch Hort advised the Council that the addresses remaining to be considered were: 932 Cooper, 1059 Elm Ave., 309 Fairbanks, 701 John F. Kroutil, 921 Justin Dr., 509 Kingston Pl., 509 Linda Ln., 316 Maple, 300 E. Olympic, 816 Ranchoak Dr., 900 Ridgeway, 407 Teakwood, 1321 Von Elm Pl., 1024 Walsh Ln., and 632 Woodlawn. Pictures of the properties were presented for the Council's review. Director Hort advised that property

owners from 1059 Elm, 701 John F. Kroutil, and 300 E. Olympic were present to address the Council.

Council Member Maxey made a motion to abate all of the properties except 1059 Elm, 701 John F. Kroutil, and 300 E. Olympic, seconded by Council Member Tipps. Council Member Alberts asked if any other owners were present, and none responded. Mayor Bradway then invited Daniel Laffoon of 1059 Elm to the podium.

Mr. Laffoon agreed that he had a nuisance vehicle in his driveway for about a year, that actually belongs to a friend of his currently in Florida. He also stated that the vehicle should be cleared from his driveway within a day. He then inquired as to what constitutes a nuisance vehicle. Mayor Bradway recited several criteria, and the discussion turned to other vehicles around the City that could be cited as nuisance vehicles. Mayor Bradway advised Mr. Laffoon that Director Hort is always on the lookout for such vehicles. City Manager Crosby clarified that the majority of such citations result from citizen complaints. Mayor Bradway then advised that Mr. Laffoon would have two weeks to remove the vehicle.

Roll call vote was then taken on the earlier motion by Mr. Maxey to abate all other properties except for the ones with owner representation.

The vote:

AYES: Maxey, Tipps, Alberts, Bradway

NAYS: None

VOTE: 4-0

MOTION CARRIED

Ms. Loretta from 701 John F. Kroutil then came to the podium and asked the Council for another extension, due to problems with her contractors hired to repair the pool. Mayor Bradway said that the problems had been going on for years. Council Member Maxey made a motion to abate the property in two weeks if repairs were not completed, seconded by Council Member Tipps. Council Member Alberts asked what needed to be done to complete repairs. Director Hort advised that the problem is a fiberglass swimming pool. Mr. Crosby stated that it has come before the Council several times in the past. Mr. Hort said the issue at hand for the owner was to decide whether to remove the pool, or if repairs could be made.

Mr. Crosby said that the pool was frustrating to the neighbors for a long time, and if in two weeks progress was not made in bring the pool up to standard, that if the motion on the floor passes, the City will remove the pool and fill in the hole. A lien for the cost would then be placed on the property.

Mr. Darrell Henthorn came to the podium on behalf of Ms. Loretta. He stated that a price of \$9,000.00 had been given to fill in the pool. He asked for another 30 days to locate a contractor who might be able to repair the pool, or else fill it in at a lower cost. Mayor Bradway said the problem could not continue to drag on and on.

Mr. Tipps asked if the property would appear on the agenda again, and Mr. Crosby advised it would not. Mr. Alberts asked who would make the determination if progress had been made in two weeks, and Mr. Crosby said it would be up to Mr. Hort.

Roll call vote was then taken on the motion made by Council Member Maxey, to abate the property in two weeks if repairs were not completed.

The vote:

AYES: Alberts, Tipps, Bradway, Maxey,

NAYS: None

VOTE: 4-0

MOTION CARRIED

Mr. Rick Duden of 300 E. Olympic came to the podium and introduced his daughter-in-law, Brandi Duden. She informed the Council that she was present as Mr. Duden's legal counsel. Ms. Duden described the property and said Mr. Duden restores antique Oldsmobiles as his hobby.

She emphasized the cleanliness of the property, and said that as part of a collection the autos would be exempt from the nuisance vehicle code.

Mr. Hort said that the complaint was that there were vehicles in various states of disrepair on the property.

Council Member Tipps wondered how the ordinance addressed vehicles concealed behind and below a fence. City Attorney Segler read the ordinance language. Council Member Alberts asked if Mr. Duden would be done with restorations once these cars were complete. He also asked Mr. Duden if he was running a business of selling the restored vehicles from his backyard, and if he had made a profit from the last vehicle sold. He concluded that Mr. Duden would be involved in this for some time.

Ms. Duden stated that the bigger backyards along this stretch of properties, along with the upkeep of the property, insured that there was no actual nuisance.

Mr. Tipps wanted to review the ordinance and take another look at the property in two weeks. He complimented Mr. Duden on his fence. Mr. Alberts expressed concerns that although this property appears to be in good shape, the council could set a dangerous precedent by allowing an exception to the ordinance.

Ms. Duden asked about amending the ordinance with regard to type of fence, visibility from the street, number of vehicles, and so forth.

Mr. Crosby suggested to put off the item for 30 days and allow Mr. Segler and Ms. Duden to further discuss the ordinance. Mayor Bradway agreed. Council Member Maxey made a motion, seconded by Council Member Tipps, to further discuss the property at 300 E. Olympic at the first meeting in September.

The vote:
AYES: Tipps, Maxey, Alberts, Bradway
NAYS: None
VOTE: 4-0
MOTION CARRIED

Council Member Alberts then made a motion, seconded by Council Member Maxey, to continue the property at 1059 Elm for two weeks.

The vote:
AYES: Maxey, Tipps, Alberts, Bradway
NAYS: None
VOTE: 4-0
MOTION CARRIED

13. New Business

There was no new business.

14. Council Discussion

Council Member Alberts informed Mr. Crosby that the diving board at Kimbell Park was dangerously slick. Mr. Crosby said he would have it taken care of.

Council Member Tipps advised everyone to be careful in the excessive heat.

There were no remarks from any other of the Council Members.

15. Adjournment

Bob Bradway, Mayor

Doug Shivers, City Clerk