

# Yukon City Council Minutes

## April 17, 2012

The Yukon City Council met in regular session on April 3, 2012 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Pastor Thomas Buckley, Judah Worship Center.  
The flag salute was given in unison.

ROLL CALL: (Present)      John Alberts, Mayor  
                                     Nick Grba, Vice-Mayor  
                                     Bob Bradway, Council Member  
                                     Dewayne Maxey, Council Member  
                                     Ken Smith, Council Member

### OTHERS PRESENT:

Mike Segler, City Attorney	Tammy Kretchmar, Asst. City Manager
Robbie Williams, City Engineer	Doug Shivers, City Clerk
Mitch Hort, Community Development Director	Matt Maly, Public Works Director
Gary Cooper, Information Technology Director	Sara Schieman, Librarian
John Corn, Acting Police Chief	Jan Scott, Parks and Recreation Director
Kylie Hill, Parks and Recreation	

### Presentations and Proclamations

Kylie Hill of the Parks and Recreation Department introduced several children from Yukon who had submitted entries into the statewide Playground Safety Calendar Contest, and reported that there were 3 winners from Yukon. Mayor Alberts thanked everyone for their participation.

Mayor Alberts presented gifts to Council Members Maxey and Bradway and thanked them for their service to the City. He stated that the City was better off because of their help. Mr. Bradway remarked that he had enjoyed serving on the Council, and Mr. Maxey noted that there had been many changes over the term of his service.

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**Visitors**

There were no 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 3, 2012
- B) Payment of material claims in the amount of \$16,301.14

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of April 3, 2012, and payment of material claims in the amount of \$16,301.14, was made by Trustee Bradway and seconded by Trustee Maxey.

#### The vote:

**AYES: Grba, Smith, Maxey, Alberts, 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 April 3, 2012
- B) Payment of material claims in the amount of \$406,555.51
- C) Designating the items on the attached list from the Technology Department as surplus, and authorizing their sale, donation, or trade
- I) Setting the date for the next regular Council meeting for May 1, 2012, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of April 3, 2012; payment of material claims in the amount of \$406,555.51; Designating the items on the attached list from the Technology Department as surplus, and authorizing their sale, donation, or trade; and setting the date for the next regular Council meeting for May 1, 2012, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Maxey and seconded by Council Member Grba.

The vote:

**AYES: Maxey, Alberts, Grba, Bradway, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**2. Report of Boards, Commissions and City Officials** There was no report. Mayor Alberts confirmed that the Festival of the Child was scheduled for May 5.

**3. Consider approving Ordinance No. 1275, an Ordinance amending Ordinance No. 657, Appendix A of the code of the City of Yukon, Oklahoma, by providing that the zoning designation for a part of the southeast quarter of Section Twenty-Eight, Township Twelve North, Range Five West, Indian Meridian, Canadian County, Oklahoma, be changed from "R-1" (single family residential) and "C-3" (restricted commercial district) to "R-1 PUD" (single family residential PUD); and declaring an Emergency**

The motion to approve Ordinance No. 1275, an Ordinance amending Ordinance No. 657, Appendix A of the code of the City of Yukon, Oklahoma, by providing that the zoning designation for a part of the southeast quarter of Section Twenty-Eight, Township Twelve North, Range Five West, Indian Meridian, Canadian County, Oklahoma, be changed from "R-1" (single family residential) and "C-3" (restricted commercial district) to "R-1 PUD" (single family residential PUD); and declaring an Emergency, was made by Council Member Maxey and seconded by Council Member Grba.

The vote:

**AYES: Alberts, Bradway, Maxey, Smith, Grba**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**3A. Consider approving the Emergency Clause of Ordinance No. 1275**

The motion to approve the Emergency Clause of Ordinance No. 1275 was made by Council Member Smith and seconded by Council Member Maxey.

The vote:

**AYES: Bradway, Grba, Smith, Alberts, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**3B. Consider approving a Preliminary Plat of Stone Mill Phase IV, by 3N Development, as recommended by the Planning Commission**

The motion to approve a Preliminary Plat of Stone Mill Phase IV, by 3N Development, as recommended by the Planning Commission, was made by Council Member Maxey and seconded by Council Member Grba.

The vote:

**AYES: Maxey, Bradway, Grba, Smith, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**3C. Consider approving a Planned Unit Development for a portion of Stone Mill Phase IV, by 3N Development, as recommended by the Planning Commission**

The motion to approve a Planned Unit Development for a portion of Stone Mill Phase IV, by 3N Development, as recommended by the Planning Commission, was made by Council Member Smith and seconded by Council Member Maxey.

**The vote:**  
**AYES: Smith, Bradway, Alberts, Maxey, Grba**  
**NAYS: None**  
**VOTE: 5-0**  
**MOTION CARRIED**

**3D. Consider approving a Final Plat of Stone Mill Phase IV, by 3N Development, as recommended by the Planning Commission**

The motion to approve a Final Plat of Stone Mill Phase IV, by 3N Development, as recommended by the Planning Commission, was made by Council Member Grba and seconded by Council Member Maxey.

**The vote:**  
**AYES: Maxey, Smith, Alberts, Grba, Bradway**  
**NAYS: None**  
**VOTE: 5-0**  
**MOTION CARRIED**

**4. Consider approval of extending the City’s guarantee on the Yukon BMX loan from April 17, 2012 through May 17, 2013**

The motion to approval of extending the City’s guarantee on the Yukon BMX loan from April 17, 2012 through May 17, 2013, was made by Council Member Smith and seconded by Council Member Maxey.

Mr. Bradway inquired as to the balance of the loan and Mr. Bottom stated around \$8,000.00, with all payments made as agreed. Mr. Bradway noted the payoff was about a year away, and if similar co-sign agreements should be addressed in the proposed Code of Ethics.

Mayor Alberts invited up Carrie and Jason Willey, who operate the BMX track and asked them how the track was doing. Mr. Willey gave several statistics with encouraging usage numbers. He also mentioned that the recent rains were hindering events somewhat. Mr. Grba thanked him for his hard work.

**The vote:**  
**AYES: Alberts, Grba, Smith, Maxey**  
**NAYS: Bradway**  
**VOTE: 4-1**  
**MOTION CARRIED**

**5. Consider approving an expenditure of funds not to exceed \$42,000.00 for the striping of: Yukon Parkway from Wagner Rd ½ mile south; and Yukon Parkway from Main St. south to Vandament Ave.; and Vandament Ave. from Garth Brooks Blvd. west to the City Limit, to be paid from the Capital Improvements fund**

The motion to approve an expenditure of funds not to exceed \$42,000.00 for the striping of: Yukon Parkway from Wagner Rd ½ mile south; and Yukon Parkway from Main St. south to Vandament Ave.; and Vandament Ave. from Garth Brooks Blvd. west to the City Limit, to be paid from the Capital Improvements fund, was made by Council Member Bradway and seconded by Council Member Maxey.

Mr. Bradway remarked that this was a good deal. Mr. Smith wondered if this could be a futute Public Works project, and Mr. Bottom stated that it made better sense to contract the project out. Mr. Maxey mentioned the City’s previous striping machine, which Mr. Bottom said was intended for parking-lot striping, not really road striping.

**The vote:**  
**AYES: Grba, Maxey, Smith, Bradway, Alberts**  
**NAYS: None**  
**VOTE: 5-0**  
**MOTION CARRIED**

**6. Consider approving an expenditure of funds in the amount of \$175,212.30, for the 1<sup>st</sup> Street from SH 66 to Cedar Avenue Roadway, Drainage, & Sanitary Sewer Project, constructed by Brewer Construction Company, to be paid from the Capital Improvements fund**

The motion to approve an expenditure of funds in the amount of \$175,212.30, for the 1<sup>st</sup> Street from SH 66 to Cedar Avenue Roadway, Drainage, & Sanitary Sewer Project, constructed by Brewer Construction Company, to be paid from the Capital Improvements fund, was made by Council Member Bradway and seconded by Council Member Maxey. Mr. Bradway noted that this was a “must” project for Yukon, as the new McDonald’s restaurant was nearing re-opening.

**The vote:**

**AYES: Bradway, Alberts, Grba, Smith, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. FOR DISCUSSION ONLY – City Council Code of Ethics**

Mr. Smith stated that he was agreeable to the Code as currently written and that it was needed to instill public confidence in the Council. He asked for it to be voted on during the second City Council meeting in May.

Mr. Maxey had no comments. Mr. Bradway stated that he believed language addressing the financial responsibility of the Council should be added to the current draft.

Mr. Grba had no comments. Mr. Alberts said that in the case of a default, the City would receive the property. Mr. Bradway felt that sooner or later, a similar agreement to the BMX loan would default and the taxpayers would be holding the bag. Mr. Grba said such future decisions should be based on the analysis of the Council Members at that time, and such issues should be taken one at a time.

Mr. Alberts said he didn’t agree for a financial responsibility section to be added to the draft. He felt it would limit future Councils. He also felt the censure section was questionable. Mr. Smith replied that the Code would be a living document able to be changed if needed, and Mr. Alberts said that changes would happen only when a triggering event occurred, and laws were already in place to limit and guide the Council. He agreed it was time to place the draft on an agenda for a vote.

**8. City Manager’s Report – Information items only**

- A. Sales Tax Report**
- B. New Storm Siren.**

Mr. Bottom reported that sales tax collections were still above previous-year totals and that the City could finish the fiscal year as much as 6% above projections.

He also noted the new storm siren was operational with a solar back-up power source. He said the other sirens were being budgeted for a retro-fit of the solar equip in the hope of avoiding a similar situation to Woodward. He believed the technology was good for the application. He also expressed his well-wishes to those in Woodward as they rebuilt after their tornado.

**9. New Business**

There was no new business.

**10. Council Discussion**

Mr. Maxey noted the enormous growth and the diverse groups during his time on the City Council and said it was a great time.

Mr. Bradway reflected upon many accomplishments within the City during his tenure, thanked everyone and stated it had been an honor to serve.

Mr. Smith thanked Mr. Bradway and Mr. Maxey. He then expressed concerns about a company advertising storm shelters in the Yukon Review while implying they were endorsed by the City Council. He did not remember the Council making any such endorsement and hoped the Review would look into the advertiser. He also said he was hearing from citizens that they would like a “big trash day” or a fee waiver during the spring, to facilitate the removal of lawn waste, and hoped the City would consider it. He also asked for a timeline on the implementation of the new sanitation program.

Mr. Smith also said the 1<sup>st</sup> Street project was essential, as the rebuilt McDonald's prepared to open.

Mr. Grba thanked Mr. Bradway and Mr. Smith and noted they had been sitting on the Council during a pivotal time in the City's history, and the growth everyone enjoyed now was due in part to their decisions.

Mayor Alberts also thanked the two departing Council Members, and said he enjoyed Mr. Bradway's recap of the highlights.

**11. Adjournment**

  
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Doug Shivers, City Clerk

  
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John Alberts, Mayor

