

# Minutes



## MINUTES YUKON CITY COUNCIL and YUKON MUNICIPAL AUTHORITY July 7, 1998

The Yukon City Council met in regular session on July 7, 1998, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

Invocation was given by Reverend Danny Goddard, Pastor of the First Church of the Nazarene.

Flag salute was given in unison.

ROLL CALL: (Present) Larry Taylor, Mayor  
Denny Myers, Vice Mayor  
DeWayne Maxey, Council Member  
Genie Vinson, Council Member  
Steve Friesen, Council Member

### OTHERS PRESENT:

Jim Crosby, City Manager  
Mary Huckaba, City Clerk  
Mike Segler, City Attorney  
Joe Davis, Engineer  
Lynn Hynes, Engineer  
Dustin McElhaney, Building Maintenance  
David Cheshier, Community Enhancement Director  
Ike Shirley, Police Chief  
Susie Patton, Park Director  
Mitch Hort, Chief Inspector  
Dwyane Whitener, Public Works Director  
J. R. Reed, Park Maintenance Superintendent  
Cheryl Dunn, City Clerk's Office  
Floyd Sisk, Firefighter and IAFF President  
John Knuppel, Historical Society

### VISITORS

### PRESENTATIONS-PROCLAMATIONS

(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 Trustees, that item will be heard in regular order.

The City Manager recommends:

A) Approval of minutes of June 16, 1998

B) Consider amendment four to the Agreement for Operation, Maintenance and Management services by and between the Yukon Municipal Authority, a public trust created under the laws of the State of Oklahoma, whose sole beneficiary is the City of Yukon, and Professional Services Group, Inc., for the term July 1, 1996, to June 30, 1999

C) Consider approval of pay requisitions for capital improvement projects as follows:

#### 1997 CONSTRUCTION FUND

a) #214, payable to Weatherman Mechanical in the amount of \$1,172.51, material and labor to repair air conditioner at Dale Robertson Center

#### 1998 CONSTRUCTION FUND

a) #34, payable to Todd Engineering, Inc. in the amount of \$1,500 for research, establish and state property corners for Chisholm Park - north section (98-01-511)

b) #35, payable to Terracon Consultants, Inc. in the amount of \$12.10 for concrete testing, 4/23/98 to 5/23/98, Chisholm Trail Park (98-01-511)

c) #36, payable to Triad Design Group, Inc. in the amount of \$2,477.34, architecture/engineering services through May 25, 1998, gazebo project

d) #37, payable to Jim Cox Construction Company in the amount of \$36,470, estimate #3, gazebo project (98-01-502)

e) #38, payable to Rudy Construction Company in the amount of \$35,765.45 for estimate #3, and final on Mustang Road north project (98-01-504)

f) #39, payable to PSG in the amount of \$13,217.67 for pass through expenses for the month of May, 1998, repair and maintenance of water wells (98-01-512)

g) #40, payable to Brawner Construction Company, Inc. in the amount of \$13,955.36; estimate #4, Chisholm Trail Park

h) #41, payable to Brawner Construction Company, Inc. in the amount of \$50,223.16, estimate #1, well and pond improvements, Chisholm Trail Park (98-01-503)

i) #42, payable to David J. Brown, AIA, in the amount of \$17,340 for architectural fee, new animal control facility (98-01-516)

A motion was made by Trustee Vinson, seconded by Trustee Maxey, approving the consent docket, being the minutes of the meeting of June 16, 1998; approving and granting permission to the Chairman and Secretary to enter into amendment four to the Agreement for Operation, Maintenance and Management services by and between the Yukon Municipal Authority, a public trust created under the laws of the State of Oklahoma, whose sole beneficiary is the City of Yukon, and Professional Services Group, Inc. for the term of July 1, 1996 to June 30, 1999; approval of pay requisitions

for capital improvement projects as follows: 1997 CONSTRUCTION FUND: #214, payable to Weatherman Mechanical in the amount of \$1,172.51, material and labor to repair air conditioner at Dale Robertson Center (97-01-508); 1998 CONSTRUCTION FUND: #34, payable to Todd Engineering, Inc. in the amount of \$1,500 for research, establish and state property corners for Chisholm Park - north section (98-01-511); #35, payable to Terracon Consultants, Inc. in the amount of \$12.10 for concrete testing, 4/23/98 to 5/23/98, Chisholm Trail Park (98-01-511); #36, payable to Triad Design Group, Inc. in the amount of \$2,477.34, architecture/engineering services through May 25, 1998, gazebo project; #37, payable to Jim Cox Construction Company in the amount of \$36,470, estimate #3, gazebo project (98-01-502); #38, payable to Rudy Construction Company in the amount of \$35,765.45 for

estimate #3, and final on Mustang Road north project (98-01-504); #39, payable to PSG in the amount of \$13,217.67 for pass through expenses for the month of May, 1998, repair and maintenance of water wells (98-01-512); #40, payable to Brawner Construction Company, Inc. in the amount of \$13,955.36, estimate #4, Chisholm Trail Park; #41, payable to Brawner Construction Company, Inc. in the amount of \$50,223.16, estimate #1, well and pond improvements, Chisholm Trail Park (98-01-503); and #42, payable to David J. Brown, AIA, in the amount of \$17,340 for architectural fee, new animal control facility (98-01-516).

**The vote:**

**AYES: Taylor, Myers, Maxey, Vinson, Friesen**

**NAYS: None**

**VOTE: 5-0**

**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) Approval of minutes of meeting of June 16, 1998
- B) Consider approval of salary and material claims
- C)
  - 1. Consider approving final plat for O'Reilly Addition
  - 2. Consider approving and accepting subdivision bond covering improvements for O'Reilly Addition
- D) Consider adopting Resolution 98-8 amending the 1997-98 budget to accommodate capital equipment purchases and un-projected expenditures for all departments
- E) Consider granting permission for the Mayor and City Clerk to enter into agreement by and between the City of Yukon and the Chisholm Trail Counseling Services for fiscal year 98-99
- F) Consider approving general orders manual as requested by the Police Chief
- G) Consider granting permission to the Mayor and City Clerk to enter into interlocal cooperative agreement by and between the City of Yukon and the City of Mustang for the use of the City of Yukon's firing range by the Mustang Police Department
- H) Consider granting permission to enter into agreement by and between the City of Yukon and Cintas for uniform rental for year ending June 30, 1999 for all general public works employees
- I) Consider granting permission to the Mayor and City Clerk to enter into amendment four to the agreement for Operation, Maintenance, and Management services by and between the Yukon Municipal Authority, a public trust created under the laws of the State of Oklahoma whose sole beneficiary is the City of Yukon, and Professional Services Group, Inc. for the term of July 1, 1996 to June 30, 1999
- J) Consider rejecting bids received on June 11, 1998, for gymnasium and grant permission to re-advertise to receive bids
- K) Consider granting permission for the Mayor and City Clerk to enter into service agreement by and between the City of Yukon and Crescent Health Care, Inc. to provide pulmonary testing for firefighters in accordance with the federal standards and also conduct the City's random drug testing program and in addition, they will be the City's medical provider for worker compensation cases when we need an outside third medical opinion

- L) Consider granting permission to the Mayor and City Clerk to enter into prisoner public works project contract by and between the City of Yukon and the Oklahoma Department of Corrections, Clara Waters Community Correction Center
- M) Consider granting permission to the Mayor and City Clerk to enter into agreement by and between the City of Yukon and Avalon Community Services, Inc. for transporting Department of Corrections inmates from Carver Center to its Yukon City Garage and return on a daily basis
- N) Consider granting permission to the Mayor and City Clerk to enter into prisoners public works project contract by and between Oklahoma Department of Corrections, Kate Barnard Community Corrections Center, and the City of Yukon
- O) Consider granting permission to the Mayor and City Clerk to enter into agreement by and between the New Directions Center of America and the City of Yukon for transporting inmates from NDCA to Yukon City Garage and return on a daily basis
- P) Set date for next regular meeting for July 21, 1998, 7:30 p.m., Council Chambers, Centennial Building, 12 South Fifth

A motion was made by Council Member Maxey, seconded by Council Member Friesen, approving the consent docket, being the minutes of the meeting of June 16, 1998; approving salary and material claims in the amount of \$474,282.96; approving final plat for O'Reilly Addition; approving and accepting subdivision bond covering improvements for O'Reilly Addition; adopting Resolution 98-8 amending the 1997-98 budget to accommodate capital equipment purchases and un-projected expenditures for all departments; granting permission for the Mayor and City Clerk to enter into agreement by and between the City of Yukon and the Chisholm Trail Counseling Services for fiscal year 98-99; approving general orders manual as requested by the Police Chief; granting permission to the Mayor and City Clerk to enter into interlocal cooperative agreement by and between the City of Yukon and the City of Mustang for the use of the City of Yukon's firing range by the Mustang Police Department; granting permission to enter into agreement by and between the City of Yukon and Cintas for uniform rental for year ending June 30, 1999 for all general public works employees; granting permission to the Mayor and City Clerk to enter into amendment four to the agreement for Operation, Maintenance, and Management services by and between the Yukon Municipal Authority, a public trust created under the laws of the State of Oklahoma whose sole beneficiary is the City of Yukon, and Professional Services Group, Inc. for the term of July 1, 1996 to June 30, 1999; rejecting bids received on June 11, 1998, for gymnasium and grant permission to re-advertise to receive bids; granting permission for the Mayor and City Clerk to enter into service agreement by and between the City of Yukon and Crescent Health Center, Inc. to provide pulmonary testing for firefighters in accordance with the federal standards and also conduct the City's random drug testing program and in addition, they will be the City's medical provider for worker compensation cases when we need an outside third medical opinion; granting permission to the Mayor and City Clerk to enter into prisoner public works project contract by and between the City of Yukon and the Oklahoma Department of Corrections, Clara Waters Community Correction Center; granting permission to the Mayor and City Clerk to enter into agreement by and between the City of Yukon and Avalon Community Services, Inc. for transporting Department of Corrections inmates from Carver Center to its Yukon City Garage and return on a daily basis; granting permission to the Mayor and City Clerk to enter into prisoners public works project contract by and between Oklahoma Department of Corrections, Kate Barnard Community Corrections Center, and the City of Yukon; granting permission to the Mayor and City Clerk to enter into agreement by and between the New Directions Center of America and the City of Yukon for transporting inmates from NDCA to Yukon City Garage and return on a daily basis; and setting date for next regular meeting for July 21, 1998, 7:30 p.m., Council Chambers, Centennial Building, 12 South Fifth.

**The vote:**

**AYES: Myers, Maxey, Vinson, Taylor, Friesen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**2. REPORT OF BOARDS, COMMISSIONS AND CITY OFFICIALS**

**3. CONSIDER DETERMINING THE ACTUAL COST OF ABATING NUISANCE, LOT 13, BLOCK 5, GLENWOOD, 2ND ADDITION, 126 PALM, YUKON, OKLAHOMA**

A motion was made by Council Member Vinson, seconded by Council Member Maxey, determining the actual cost of abating nuisance, Lot 13, Block 5, Glenwood, 2nd Addition, 126 Palm, Yukon, Oklahoma, to be \$308.86.

**The vote:**

**AYES: Maxey, Vinson, Friesen, Taylor, Myers**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4. CONSIDER 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:**

<b>LOCATION</b>	<b>OWNER</b>	<b>VIOLATION</b>
Lot 1, Block 1, Westport Commerce Park	Whitby	Tall grass
Lot 2, Block 1, Westport Commerce Park	Body Builders	Tall Grass
Lot 3, Block 1, Westport Commerce Park	Michael J. Hampton	Tall Grass
Lots 2-4, Block 3, Westport Commerce Park	Goetz, Inc.	Tall Grass
Lots 5,6, Block 3, Westport Commerce Park	Goetz, Inc.	Tall Grass
1066 Castlebury Mansion	Jeter	Tall Grass
202 Klondike	McWilliams	Tall Grass
320 Asbill	Kilgore	Tall Grass
720 Maple	Kelly	Grass, Weeds, Large Dead Tree
1100 West Vandament	Big O Tire	Weeds
1005 Cooper	Coffey	Tall Grass

North 150 feet of NW/4, SW/4, Section 16, T12N, R5W	Welch Trust	Tall Grass
1056 Mabel Fry	Daffern	Tree blocking street sign

Mayor Taylor advised that all of the properties listed had been abated except two, and they were 1005 Cooper and 320 Asbill, and both of these were tall grass.

A motion was made by Council Member Maxey, seconded by Council Member Vinson, determining the following properties be declared detrimental to the health, benefit and welfare of the public and community, and direct staff to take appropriate action at 1005 Cooper Lane and 320 Asbill.

**The vote:**

**AYES: Vinson, Maxey, Myers, Taylor, Friesen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. CONSIDER ACCEPTING RESIGNATION OF DALE REGIER FROM THE TRAFFIC COMMISSION EFFECTIVE JUNE 30, 1998**

A motion was made by Council Member Vinson, seconded by Council Member Maxey, accepting resignation of Dale Regier from the Traffic Commission effective June 30, 1998.

**The vote:**

**AYES: Myers, Taylor, Maxey, Friesen, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Council Member Vinson advised that Mr. Regier had been an asset to this commission and had served for a number of years and she hated to see him resign. Council Member Vinson stated he did a good job.

**6. CONSIDER APPOINTMENT TO TRAFFIC COMMISSION TO FILL THE UNEXPIRED TERM TO JUNE, 1999, REPRESENTING WARD 4**

Council Member Vinson stated she had talked with an individual about this position and they were to let her know and she had not heard from them, so she would make a motion to table this item until the next meeting. Motion was seconded by Vice Mayor Myers.

**The vote:**

**AYES: Taylor, Friesen, Vinson, Myers, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. CONSIDER THE APPOINTMENTS REPRESENTING THE AT-LARGE POSITION, TERM TO JUNE, 2001**

- a. Planning Commission
- b. Board of Adjustment
- c. Park Board
- d. Library Board
- e. Accessibility Commission
- f. Traffic Commission

Council Member Friesen stated that all of the present board members will be retained except the Planning Commission and he would like to present the name of Patrick Bumpas to serve on the Planning Commission for the term to 2001.

Council Member Friesen stated he hated to replace Dr. Barnhill, as he has done an excellent job, but Mr. Bumpas has expressed a desire to serve and he felt it should be passed around.

Council Member Friesen stated that he would like for Dr. Barnhill to get a letter inviting him to the next meeting and to order a plaque for him. Council Member Friesen stated that Mr. Barnhill has served six years.

A motion was made by Council Member Friesen, seconded by Vice Mayor Myers, appointing Patrick Bumpas to serve on the Planning Commission representing the at-large position to, June, 2001, and to let the minutes reflect that all other at-large positions for the boards are to be retained until June, 2001.

**The vote:**

**AYES: Vinson, Friesen, Maxey, Taylor, Myers**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8. CONSIDER TWO APPOINTMENTS TO THE YUKON DEVELOPMENT AUTHORITY, TERMS TO 2001**

Mayor Taylor made a motion that the two appointments to the Yukon Development Authority, terms to 2001, be tabled until the next meeting. Motion was seconded by Vice Mayor Myers.

**The vote:**

**AYES: Friesen, Taylor, Myers, Maxey, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**9. CONSIDER GRANTING PERMISSION TO THE MAYOR AND CITY CLERK TO ENTER INTO COLLECTIVE BARGAINING AGREEMENT BY AND BETWEEN THE CITY OF YUKON AND THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 2055, FOR FISCAL YEAR 98-99**

A motion was made by Vice Mayor Myers, seconded by Council Member Vinson, granting permission to the Mayor and City Clerk to enter into collective bargaining agreement by and between the City of Yukon and the International Association of Fire Fighters, Local 2055, for fiscal year 98-99.

**The vote:**

**AYES: Maxey, Myers, Taylor, Friesen, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **10. NEW BUSINESS**

## **11. OPEN DISCUSSION**

A) Council Member Maxey stated that if you missed the 4th of July celebration and fireworks, you missed a great show and it was a great celebration.

B) Council Member Vinson stated she would second Council Member Maxey's comments and the fireworks were awesome. Council Member Vinson stated that the city people did above and over organizing and getting ready for the celebration and it was outstanding.

C) Mayor Taylor stated that the 4th of July celebration was a special day and evening, and the fireworks were the best ever and the Philharmonic will be back next year and it will be a celebration that he won't forget.

Mayor Taylor advised that contrary to what the news people say; we are not on water rationing. Mayor Taylor stated thanks to the City Manager and this Council and the contract with Oklahoma City, we have not had to ration water unless the City of Oklahoma City does, then we will also have to. Mayor Taylor stated to use good judgment and take care of our water and don't let it run down the road.

Mayor Taylor stated congratulations to the City Manager and his staff on the 4th of July celebration and the water management here in Yukon.

## **12. CONSIDER MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS NEGOTIATIONS WITH THE FRATERNAL ORDER OF POLICE AND PENDING LITIGATIONS**

A motion was made by Vice Mayor Myers, seconded by Council Member Maxey, to go into executive session to discuss negotiations with the FOP and pending litigation.

**The vote:**

**AYES: Friesen, Vinson, Maxey, Myers, Taylor**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **EXECUTIVE SESSION**

## **13. CONSIDER MOTION TO COME OUT OF EXECUTIVE SESSION**

Mayor Taylor advised to let the minutes show that no action was taken in executive session.

A motion was made by Council Member Maxey, seconded by Vice Mayor Myers, to come out of executive session.

**The vote:**

**AYES: Taylor, Myers, Maxey, Vinson, Friesen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

#### **14. ADJOURNMENT**

There being no further business, a motion was made by Council Member Maxey, seconded by Vice Mayor Myers, to adjourn the meeting.

**The vote:**

**AYES: Friesen, Vinson, Maxey, Myers, Taylor**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Larry Taylor, Mayor

Mary Lee Huckaba, City Clerk