

# Minutes



## MINUTES YUKON CITY COUNCIL AND YUKON MUNICIPAL AUTHORITY

**March 2, 1999**

The Yukon City Council met in regular session on March 2, 1999, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

Invocation was given by Rev. John Miller, pastor of the Christ's Church of Yukon.

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  
Dustin McElhaney, Building Maintenance  
Dwyane Whitener, Public Works Director  
David Cheshier, Community Enhancement Director  
Ike Shirley, Police Chief  
John Knuppel, Historical Society  
Lisa Key, Park Board

### VISITORS

Rick Scrivner, President of the new Optimist Club, appeared before the Council and advised that the new board members wanted to come to the meeting and advise who they are and the offices that they hold. Rick Scrivner stated he is President; Desmond Donothan is Vice President; Lisa Corn is Vice President, Para Westfall is Secretary, and Denise Leissner is Treasurer. Mr. Scrivner stated they are anxious to get started and to develop a good program for the children, and they are looking forward to working with the City of Yukon.

Ward Larsen, 2520 West Olympic Drive, appeared before the Council and advised he would like to discuss briefly the concerns the neighbors have regarding the construction going on at Albertson's. Mr. Larsen stated the neighbors meet with representatives of Albertson's and reached a compromise, and the Council adopted the agreement. Mr. Larsen stated that the Council is to act as Trustee for the neighborhood.

Mr. Larsen stated the fence they are building is not pleasing and the fence that was agreed upon was cut fact block fence, white masonry in color, with stove capped and brick facing, and what they are building is not according to the agreement, and they have the best side facing Albertson's. Mr. Larsen stated both sides were supposed to be the same, and they are putting up a 9' to 11' smooth concrete wall that looks like the Berlin Wall.

Mr. Larsen stated that also between the fence and residences, they are puffing a lot of dirt and excess concrete between the neighbors' wood fences and the block fence, and they are going to be left to clean this up. Mr. Larsen stated that they have no concern for the homeowners. Mr. Larsen stated the homeowners sent a letter to the Council with their concerns and there was an addendum passed by the Council to the agreement and made a part of the Albertson's Founders site plan. Mr. Larsen stated that the agreement addressed the lighting spilling over into the residences and also the trucks unloading and the hours of operation that they can unload, and also the construction of the fence. Mr. Larsen stated the Council is acting as Trustee for the homeowners and they are asking for their help on this matter.

Mayor Taylor advised they are aware of the problem and are in the process of compiling the information and turning it over to the attorney.

## PRESENTATIONS-PROCLAMATIONS

(Recess as Yukon City Council and Reconvene as Yukon Municipal Authority)

### **1A. YMA CONSENTDOCKET**

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 February 16, 1999

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

#### 1998 CONSTRUCTION FUND:

1) #118, payable to PSG, Inc. In the amount of \$34,642.08 for pass-through expenses for the months of November and December, 1998 (98-01-512)

2) #119, payable to Frontier Logging Corporation in the amount of \$475 for cased hole geophysical logging, water well, Chisholm Trail Park (98-01-511)

3) #120, payable to David J. Brown, AIA, in the amount of \$1,396.48 for architectural fee for new animal control shelter (98-01-516)

4) #121, payable to Weaver Construction, Inc. in the amount of \$23,709 for estimate #1, animal control shelter (98-01-516)

C) Consider first amendment to the water services agreement by and between the City of Oklahoma City and the Oklahoma City Water Utility Trust and the City of Yukon and the Yukon Public Works Authority

A motion was made by Trustee Maxey, seconded 'by Trustee Vinson, approving the consent docket, being the minutes of the meeting of February 16, 1999, and approving pay requisitions for capital improvement projects: 1998 CONSTRUCTION FUND: 118, payable to PSG, Inc. in the amount of \$34,642.08 for pass-through expenses for the months of November and December, 1998 (98-01-512); #119, payable to Frontier Logging Corporation

in the amount of \$475 for cased hole geophysical logging, water well, Chisholm Trail Park (98-01-511); #120, payable to David J. Brown, AIA, in the amount of \$1,396.48 for architectural fee for new animal control shelter (98-01-516); #121, payable to Weaver Construction, Inc. In the amount of \$23,709 for estimate #1, animal control shelter (98-01-516); and approval of first amendment to the water services agreement by and between the City of Oklahoma City and the Oklahoma City Water Utility Trust and the City of Yukon and the Yukon Public Works Authority.

**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 February 16, 1999

B) Consider approval of salary and material claims

C) Consider Traffic Commission's recommendation of placing "No Parking" signs on Andrew Drive at Highway 92 to the entrance of Limousin World, and east exit of shopping center to Highway 92

D) Consider granting permission for the Mayor and City Clerk to enter into an operational lease agreement by and between the City of Yukon, acting by and through the Yukon Parks and Recreation Department, and United Softball Association of Yukon for the use of the four fields located at Sunrise Park from March 29, 1999 to July 19, 1999

E) Consider first amendment to the water services agreement by and between the City of Oklahoma City and the Oklahoma City Water Utility Trust and the City of Yukon and the Yukon Public Works Authority As per Section 2-32 of the Code of Ordinances of the City of Yukon,

F) Set date for the next regular meeting for March 16, 1999, 5:00 p.m., Council Chambers, Centennial Building, 12 South Fifth

A motion was made by Council Member Vinson, seconded by Council Member Maxey, approving the consent docket, being the minutes of the meeting of February 16, 1999 and approval of the salary and material claims in the amount of \$431,480.40; approving Traffic Commission's recommendation of placing "No Parking" signs on Andrew Drive at Highway 92 to the entrance of Limousin World, and east exit of shopping center to Highway 92; granting permission for the Mayor and City Clerk to enter into an operational lease agreement by and between the City of Yukon, acting by and through the Yukon Parks and Recreation Department, and United Softball Association of Yukon for the use of the four fields located at Sunrise Park from March 29, 1999 to July 19, 1999; approving first amendment to the water services agreement by and between the City of Oklahoma City and the Oklahoma City Water Utility Trust and the City of Yukon and the Yukon Public Works Authority, and setting date, as per Section 2-32 of the Code of Ordinances of the City of Yukon, set date for the next regular meeting for March 16, 1999, 5:00 p.m., Council Chambers, Centennial Building, 12 South Fifth.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

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

Lisa Key, Park Board representative, appeared before the Council and advised the fields look good and they are getting ready to start the baseball, soccer and softball seasons.

**3. CONSIDER APPROVAL OF FIRST READING BY TITLE OF ORDINANCE NO. '1031 PERTAINING TO DRAINAGE IMPROVEMENT FOR RESIDENTIAL STRUCTURES**

A motion was made by Council Member Vinson, seconded by Council Member Maxey, approving the first reading by title of Ordinance No. 1031 pertaining to drainage improvements for residential structures.

**A roll call vote was taken:**

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

**NAYS: Myers**

**VOTE: 4-1**

**MOTION CARRIED**

**4. A) CONSIDER APPROVAL OF SECOND AND FINAL READING OF ORDINANCE NO. 1031 PERTAINING TO DRAINAGE IMPROVEMENTS FOR RESIDENTIAL STRUCTURES**

**B) CONSIDER ADOPTING EMERGENCY CLAUSE TO ORDINANCE NO. 1031**

Ordinance No. 1031 was presented and title read in full by Mayor Taylor.

**ORDINANCE NO. 1031**

AN ORDINANCE WHICH PROVIDES AMENDMENT TO THE CODE OF ORDINANCES OF THE CITY OF YUKON, OKLAHOMA, BY ADDING A NEW SECTION TO BE NUMBERED SECTION 18-3, PROVIDING FOR CONSTRUCTION OF CONCRETE RETAINING WALLS IN RESIDENTIALLY ZONED AREAS WHEN NECESSITATED BY TOPOGRAPHY TO PREVENT FLOODING, AND DECLARING AN EMERGENCY

A motion was made by Council Member Vinson, seconded by Council Member Maxey, approving the second and final reading of Ordinance No. 1031 pertaining to drainage improvements for residential structures.

**A roll call vote was taken:**

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

**NAYS: Myers**

**VOTE: 4-1**

**MOTION CARRIED**

A motion was made by Council Member Maxey, seconded by Council Member Vinson,

adopting the emergency clause to Ordinance No. 1031, pertaining to drainage improvements for residential structures.

**A roll call vote was taken:**

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

**NAYS: Myers**

**VOTE: 4-1**

**MOTION CARRIED**

**6. OPEN DISCUSSION (HELD AT THIS TIME DUE TO ITEM 5, NEW BUSINESS, AND UNDER THAT ITEM IS TO GO INTO EXECUTIVE SESSION)**

A) Council Member Vinson stated that she is going to San Antonio tomorrow to speak to the residents from Kelly Air Force Base about relocating in Yukon. Council Member Vinson stated that the job fair is 2 1/2 days and they will speak to about 1,000 people, making their pitch for Yukon. Council Member Vinson stated not only do we have good schools and good housing, we have the people that other cities don't have.

B) Council Member Maxey stated he won't be around for the next seven days as he has a stress break coming up.

C) Council Member Friesen stated he would like to welcome the three candidates for Ward 3; Tod Bryant, Dick Swift, and John Weller, and he is looking forward to a lot of information.

Council Member Friesen stated that he would like to request that the City Attorney prepare something in writing for the next meeting regarding the truck ordinance and he would like to remind the attorney that we are meeting at 5:00 p.m. and to make a note of that so he won't be late.

D) Mayor Taylor stated he would like the staff to get on Larsen's request before they get the fence up, as he has a great concern.

Mayor Taylor stated he would like to remind everyone about the Navy Band concert that is coming up on March 16th at 7:00 p.m. at the High School Auditorium. Mayor Taylor stated that the admission is free, but you also need a ticket. Mayor Taylor stated that Yukon is the only city where they will be performing around here and they are good. Mayor Taylor stated that is why we are meeting at 5 on that day in order for us to attend the concert.

City Manager advised that we should have the tickets fairly shortly and that they will be available at City Hall, Community Center, Canadian State Bank, and Yukon National Bank.

**5. NEW BUSINESS**

**A) CONSIDER MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS CURRENT AND PENDING LITIGATION INVOLVING CANADIAN COUNTY SOLID WASTE DISPOSAL AUTHORITY**

A motion was made by Vice Mayor Myers, seconded by Council Member Friesen to go into executive session to discuss current and pending litigation involving Canadian County Solid Waste Disposal Authority.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

XXX  
EXECUTIVE SESSION  
XXX

**B) CONSIDER MOTION TO COME OUT OF EXECUTIVE SESSION**

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

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

**The vote on the motion was taken:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. ADJOURNMENT**

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

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Larry Taylor, Mayor

Mary Lee Huckaba, City Clerk