

# Minutes



## CITY COUNCIL MINUTES April 6, 1999

The Yukon City Council met in regular session on April 6, 1999, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

-Invocation was given by Reverend George Bigley, chaplain for the Police and Fire Departments.

-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  
Lynn Hynes, Engineer.  
Dustin McElhaney, Building Maintenance  
Dwyane Whitener, Public Works Director  
David Cheshier, Community Enhancement Director  
Bill Bullard, Assistant Police Chief  
Bob Noll, Fire Chief  
Cheryl Dunn, City Clerk's office  
Mitch Hort, Chief Inspector  
Andy Johnson, Police Officer  
John Knuppel, Historical Society

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Mayor Taylor stated that he would like to ask the Clerk to read the election results of today's election.

Clerk advised that the unofficial results are: Bryant--222; Swift--103; and Weller--394.

Mayor Taylor offered congratulations to John Weller and stated he appreciated the clean campaign by all the candidates.

## VISITORS

Mike Manning, 2501 Sequoia Park, appeared before the Council and advised that he had two items he wished to discuss with the Council. Mr. Manning stated first he would like to say that he is impressed with the City of Yukon as he is a transplant from Manhattan, Kansas and Yukon is a good place to live. Mr. Manning stated he would like to know exactly what we are doing to the walking trail and greenway in Yukon City Park. Mr. Manning stated he was awakened early one morning and heavy equipment was taking out trees and brush and since we have removed some of the trees, etc., he has noticed more noise from 1-40 and also the wildlife has been affected and the appearance of the area is strange and unusual. Mr. Manning stated the other item is on Holly, south of Albertson's, the roadway sometimes is almost impassable, and you have to go over into the other lane into oncoming traffic to miss some of this trash. Mr. Manning stated he would like the Council to ask Albertson's to be good neighbors and clean up this area.

Mayor Taylor advised we would contact the contractor at Albertson's in the morning and that the area of the park he will ask the City Manager to comment on, but we do have an obligation to take care of the drainage for the entire city.

City Manager advised that in the past, we had some major problems at the park concerning the dam and spillway and we almost lost both of these last year and had to do- some expensive repair to keep these from breaking and causing some severe flooding downstream. City Manager stated we were removing some of the dead trees and brush for better drainage and also removed some of the debris-in-the area. City Manager advised that we are through- removing the debris and we are now ready to go in and replace the trees and we have also seeded and planted grass in the area and we feel it will be better for the wildlife and add- more color City- Manager stated-that we purchased material last year to rebuild the bridges-in-the walking trail- and we could not get in to replace them and we can do that now. City Manager stated the work is complete except for the planting of the trees in the area.

Mr. Manning stated the neighbors in the area would appreciate it if you will let them know when major work such as this is planned before the work is started.

Robert Componation, 963 Squire Mansion, appeared in front of the Council and advised he has a problem with cats in his neighborhood and needs the Council's help. Mr. Componation stated that people leave their garage doors up about 6" and the cats go in and out of the property. Mr. Componation also advised they cut doors so they can have easy access to run through the neighborhoods and then back onto their property.

Mr. Componation stated that trash bags placed at the curb are ripped open and the animals roam this entire neighborhood and when you try to catch them, they run back in the open garage or through the animal door.

Mr. Componation stated he has a child and a flower bed and his neighbor's cat comes to his flower bed "to do their jobs" and he is tired of cleaning up after them and he keeps his animals contained.

Mr. Componation stated he has talked with the animal control people and they tell him they are told that they are not being neighbor friendly if they issue a citation and that they are between a rock and a hard place. Mr. Componation stated he is aware that the city will loan

you a trap'at no cost, but this doesn't solve the problem. Mr. Componation stated that these people need to be encouraged to take care of these animals and not let them run the neighborhood into someone else's yard.

City Manager advised that we have stated that they might give a warning to the first offense, but we have never told them not to give a citation and he will notify them that they have the assurance of the Manager's office to give citations.

Mayor Taylor stated he did not feel we could prevent anyone from leaving the garage door up 6".

City Attorney stated that if they issue a citation, then it can be ironed out in municipal court.

Betty Kilgore appeared before the Council and stated that she just wanted to come back and say thank you to the Council for their support on the Nina Willingham Senior Housing project. Mrs. Kilgore stated there are 35 residents and this is a dream come true. Mrs. Kilgore stated the Council in the past gave a one time grant of \$7,500 and she would just like to say thank you to the Council and the community for their support.

Mrs. Kilgore stated that on April 23rd, they have planned a coffee and open house and hopes everyone will come by and see the facility.

#### PRESENTATIONS-PROCLAMATIONS

Proclamation proclaiming Census 2000 as a top priority for all elected and appointed officials and encourage the community to place an emphasis on partnering with the US Census Bureau in achieving an accurate and complete count in Census 2000 was presented and read in full by Mayor Taylor. Proclamation was presented to David Chesher, census coordinator.

Proclamation proclaiming Saturday, April 17, 1999 as Yukon Project Graduation Recognition Day in the City of Yukon was presented and read in full by Mayor Taylor.

Mayor Taylor advised that Project Graduation has been organized for the purpose of providing an alcohol-free and drug-free night of making memories and good clean fun for our graduates on the night of May 20, 1999. Proclamation was presented to representatives of Project Graduation.

Senior Class President stated that on April 17th, there will be a potato bar from 11 a.m. to 2 p.m. and from 7 a.m. to 3 p.m. on that day, there will be a garage sale and she would like to invite everyone to come by.

Mayor Taylor presented a certificate to Andy Johnson, police officer, as Oklahoma's representative for Alert International. Mayor Taylor stated that Officer Johnson recently attended a conference in Utah and received this honor. Officer Johnson advised that this is a top program in the nation and we have scheduled a training seminar in September in Oklahoma City and we teach pursuit driving. Mr. Johnson stated they take pride in their program.

Mayor Taylor stated he would like to congratulate him on this honor and stated he is sure Mr. Johnson will represent the state well.

(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 March 16, 1999

B) Consider accepting Yukon Wastewater Treatment Plant aeration basin project and place maintenance bond into effect

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

### 1997 CONSTRUCTION FUND:

a) #231, payable to C.T.H. Refrigeration Company in the amount of \$573,43 for repair on three door freezer, replacement of compressor and parts (97-01-508)

b) #232, payable to Lamar Industries, Inc. in the amount of \$38,076.50 for final estimate on aeration basin project (97-01-509)

### 1998 CONSTRUCTION FUND:

a) #125, payable to PSG in the amount of \$16,964.35 for pass through expenses for the month of February, 1999, water wells (98-01-512)

b) #126, payable to 3C Construction Company in the amount of \$1,470 for trac-hole work at 39th and Mustang, Sara and Wagner Road and repair of gas line that was hit (98-01-507)

c) #127, payable to Weaver Contracting, Inc. in the amount of \$47,917 for estimate #3, animal control facility (98-01-516)

d) #128, payable to David J. Brown, AIA, in the amount of \$1,133.33 for architectural fee for animal control facility (98-01-516)

e) #129, payable to Landmark Structures, Inc. in the amount of \$52,495.70 for estimate #6 for the one million gallon elevated water tank (98-01-510)

A motion was made by Trustee Maxey, seconded by Trustee Vinson, approving the consent docket, being the minutes of the meeting of March 16, 1999, accepting Yukon Wastewater Treatment Plant aeration basin project and placing maintenance bond into effect, and approving pay requisitions for capital improvement projects: 1997 CONSTRUCTION FUND: #231, payable to C.T.H. Refrigeration Company in the amount of \$573.43 for repair on three door freezer, replacement of compressor and parts (97-01-508); #232, payable to Lamar Industries, Inc. In the amount of \$38,076.50 for final estimate on aeration basin project (97-01-509); 1998 CONSTRUCTION FUND: #125, payable to PSG in the amount of \$16,964.35 for pass through expenses for the month of February, 1999, water wells (98-01-512); #126, payable to 3C Construction Company in the amount of \$1,470 for trac-hole work at 39th and Mustang, Sara and Wagner Road and repair of gas line that was hit (98-01-507); #127, payable to Weaver Contracting, Inc. in the amount of \$47,917 for estimate #3, animal control facility (98-01-516); #128, payable to David J. Brown, AIA, in the amount of \$1,133.33 for architectural fee for animal control facility (98-01-516) and #129, payable to Landmark Structures, Inc. in the amount of \$52,495.70 for estimate f~ for the one million gallon elevated water tank (98-01-510).

**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 March 16, 1999

B) Consider approval of salary and material claims

C) Consider granting permission to 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 Yukon Optimist Sports Club for the use of the Yukon City Park baseball fields and Hillcrest Park baseball fields from April 12, 1999 to July 2, 1999 for the youth baseball league

D) Consider granting permission to the Mayor and City Clerk to enter into an agreement by and between the City of Yukon and the Chisholm Trail Festival

E) Consider granting permission to the Mayor and City Clerk to enter into an operational lease agreement by and between the City of Yukon and Easter on the Prairie

F) Consider granting permission to advertise to receive bids to provide uniforms for approximately 44 public works employees for fiscal year 1999-2000

G) Consider recommendation of the Yukon Historical Society designating Velma Mickle to represent the Historical Society in the City of Yukon's Downtown Historical Preservation Committee

H) Set date for the next regular meeting for April 20, 1999, 7:30 p.m., in the Council Chambers of the 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 March 16, 1999; approval of salary and material claims in the amount of \$666,323.36; granting permission to 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 Yukon Optimist Sports Club for the use of the Yukon City Park baseball fields and Hillcrest Park baseball fields from April 12, 1999 to July 2, 1999 for the youth baseball league; granting permission to the Mayor and City Clerk to enter into an agreement by and between the City of Yukon and the Chisholm Trail Festival; granting permission to the Mayor and City Clerk to enter into an operational lease agreement by and between the City of Yukon and Easter on the Prairie; granting permission to advertise to receive bids to provide uniforms for approximately 44 public works employees for fiscal year 1999-2000; and approving recommendation of the Yukon Historical Society designating Velma Mickle to represent the Historical Society in the City of Yukon's Downtown Historical Preservation Committee, and set date for the next regular meeting for April 20, 1999, 7:30 p.m., Council Chambers, Centennial Building, 12 South Fifth.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

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

Lynn Hynes, engineer, advised that the water tower project is on schedule and they are in the process of puffing the steel plates together and he will let the Council know so they can witness the raising of the tower.

John Knuppel stated they have one side of the mill light back on and still have 200 bulbs out and it needs a new breaker for the west light and they will get the bulbs in as soon as they come in and it is not windy, and they hope to have the mill light on by the time the officers go on top of the mill to raise money for Special Olympics. Mr. Knuppel stated that May 28th will be the 10<sup>th</sup> anniversary of the "Light the Mill" celebration.

### **3. A) CONSIDER ACCEPTING AND APPROVING WATER AND SEWER LINES TO SERVE SUNRISE HILLS, SECTION 5**

**B) CONSIDER ACCEPTING AND APPROVING MAINTENANCE BONDS COVERING WATER AND SEWER LINES TO SERVE SUNRISE HILLS, SECTION 5**

**C) CONSIDER ACCEPTING AND APPROVING STREETS AND STORM SEWERS SERVING SUNRISE HILLS, SECTION 5**

**D) CONSIDER ACCEPTING AND APPROVING MAINTENANCE BONDS COVERING STREETS AND STORM SEWERS TO SERVE SUNRISE HILLS, SECTION 5**

**E) CONSIDER ACCEPTANCE OF THE CONSULTANT ENGINEER'S LETTER STATING THAT THE DEVELOPER WILL MAINTAIN THE DRAINAGE SWALE DOWNSTREAM OF THE 42" RCP LOCATED BETWEEN LOTS 17 AND 18 IN BLOCK 26 (note that the west bank of the swale is located in Oklahoma City city limits)**

A motion was made by Vice Mayor Myers, seconded by Council Member Maxey, to accept and approve the water and sewer lines to serve Sunrise Hills, Section 5, contingent upon the water lines being flushed and clear.

Gene Moore, engineer representing the developer of Sunrise Hills, stated that if the lines need to be flushed, they will flush them.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

A motion was made by Vice Mayor Myers, seconded by Council Member Friesen, to accept and approve the maintenance bond covering the water and sewer lines to serve Sunrise Hills, Section 5.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

A motion was made by Vice Mayor Myers, seconded by Council Member Maxey, to accept and approve the streets and storm sewers contingent upon the drive north of Overhoster Drive to the north being cleaned of the silt from around the flume so the water can drain.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Gene Moore, engineer representing the developer, advised that they have tried to clean this area, but because of the area being so wet, they cannot get in there.

Lynn Hynes, engineer representing the City, advised that he has been out to this area twice today and water has been standing there at the hump.

A motion was made by Vice Mayor Myers, seconded by Council Member Maxey, approving and accepting the maintenance bond covering the streets and the storm drains to serve Sunrise Hills Section 5.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Mayor Taylor asked if the developer is willing to do what the letter states.

Gene Moore, engineer, stated that he wrote the letter and his client is willing to do that and they will put a barrier on the end of the flume and riprap to the neighbors to the east.

A motion was made by Vice Mayor Myers, seconded by Council Member Friesen, to accept the consultant engineer's letter stating that the developer will maintain the drainage swale downstream of the 42" FCP located between Lots 17 and 18 in Block 26.

**The vote:**

**AYES: Friesen, Taylor, Vinson, Maxey, 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 - LOT 4, BLOCK 4, GLENWOOD ADDITION; 810 GLENWOOD, YUKON, CANADIAN COUNTY, OKLAHOMA**

A motion was made by Council Member Vinson, seconded by Council Member Maxey, declaring the property at 810 Glenwood, Yukon, Canadian County, Oklahoma, Lot 4, Block 4, Glenwood Addition, detrimental to the health, benefit and welfare of the public and community and direct staff to take appropriate action.

Andy Johnson, police officer, stated that this property is a public nuisance and the juveniles hang out there 'and the police have found bags and ripped clothing inside the house and if they get a call, they check there first as this is a runaway's main place to stay.

Wendell Kilgore stated that this is an on-going problem and the kids in that area are unsupervised. Mr. Kilgore stated there is a basketball goal in the driveway and the kids hang out there. Mr. Kilgore stated that there are elderly people living nearby and they are afraid to call the police because the kids might retaliate.

Council advised when the property is cleaned up, to remove the goal.

Mr. Whitener, Public Works Director, advised that they would put it on the schedule and it would probably be Monday before they go there, but they would board up the doors and windows and take the goal down.

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

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. CONSIDER APPROVAL OF THE FIRST READING BY TITLE OF ORDINANCE NO. 1032 WHICH PROVIDES AMENDMENT TO THE CODE OF ORDINANCES BY ADDING SECTION 110-317 PROHIBITING HEAVY TRUCKS FROM TRAVELING ON CORNWELL AVENUE BETWEEN TENTH STREET AND MAIN STREET, AND PROVIDING FOR PENALTY FOR VIOLATION OF THIS SECTION**

A motion was made by Council Member Vinson, seconded by Council Member Maxey, approving the first reading by title of Ordinance No. 1032 which provides amendment to the code of ordinances by adding Section 110-317 prohibiting heavy trucks from traveling on Cornwell Avenue between 10th Street and Main Street, and providing for penalty for violation of this section.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**6. A) CONSIDER APPROVAL OF SECOND AND FINAL READING OF ORDINANCE NO. 1032 WHICH PROVIDES AMENDMENT TO THE CODE OF ORDINANCES BY ADDING SECTION 110-317 PROHIBITING HEAVY TRUCKS FROM TRAVELING ON CORNWELL AVENUE BETWEEN TENTH STREET AND MAIN STREET, AND PROVIDING FOR PENALTY FOR VIOLATION OF THIS SECTION**

**B) CONSIDER EMERGENCY CLAUSE TO ORDINANCE NO. 1032**

Ordinance No. 1032 was presented and title read in full by Mayor Taylor.

### **ORDINANCE NO. 1032**

AN ORDINANCE WHICH PROVIDES AMENDMENT TO THE CODE OF ORDINANCES OF THE CITY OF YUKON, OKLAHOMA BY ADDING SECTION 110-317 BY PROHIBITING HEAVY TRUCKS FROM TRAVELING ON CORNWELL AVENUE BETWEEN TENTH STREET AND MAIN STREET, PROVIDING PENALTY FOR VIOLATION AND DECLARING AN EMERGENCY

A motion was made by Council Member Vinson, seconded by Council Member Friesen, to approve the second and final reading of Ordinance No. 1032 providing for amendment to the code of ordinances by adding Section 110-317 and to let the minutes show that all the Council members have read the ordinance in full.

**The vote:**

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

**NAYS: None~**

**VOTE: 5-0**

**MOTION CARRIED**

A motion was made by Council Member Maxey, seconded by Council Member Vinson, adopting the emergency clause to Ordinance No. 1032, which provides amendment to the code of ordinances of the City of Yukon by adding Section 110-317 prohibiting penalty for the violation.

Vice Mayor Myers stated he didn't feel this ordinance was going to be able to be enforced. Vice Mayor Myers asked how you will know if they are delivering to a business or not.

City Manager stated that he felt you could tell if a truck was delivering to a business in the area or if a truck was just passing through off of 1-40 to Main.

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

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **7. NEW BUSINESS**

## **8. OPEN DISCUSSION**

A) Council Member Vinson congratulated Sgt. Johnson and stated he will represent the state well.

Council Member Vinson stated that the COSAR team is operating this Friday at the Mill.

Council Member Vinson stated that the top cops are going on top of the mill on April 11th to raise money for Special Olympics.

Council Member Vinson stated that April 29th is "Get the Main Idea" beginning at the

Arrangement and there will be an art show. Council Member Vinson stated she understands that in 1962, the downtown area displayed several artists.

Council Member Vinson congratulated John Weller.

B) Council Member Maxey congratulated Mr. Weller and stated he is looking forward to seeing him sitting in his chair.

C) Vice Mayor Myers stated that the Philharmonic will be in Yukon on April 10th at 7:30 p.m. at the high school auditorium and "dueling tubas" will be presented.

City Manager stated that is a "definite maybe" as that is still being written.

D) Council Member Friesen stated he would like to congratulate all three candidates as they kept the really clean and he felt that was a positive for Yukon. Council Member Friesen stated he would also like to welcome Mr. Weller.

E) Mayor Taylor stated that Easter on the Prairie was a big success even though we had a false start when one of Weller's balloons popped on a tree and off went the kids. Mayor Taylor stated a big thank you goes to Yukon National Bank for purchasing the eggs and to John Knuppel and other volunteers for hiding the eggs.

Mayor Taylor advised that tickets can be purchased for the Philharmonic concert at the Community Center and several of the banks.

Mayor Taylor stated he would again like to congratulate Mr. Weller.

## **9. ADJOURNMENT**

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

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Larry Taylor, Mayor

Mary Lee Huckaba, City Clerk