

Minutes



CITY COUNCIL MINUTES November 2, 1999

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

Invocation was given by Reverend John Cary.

Flag salute was given in unison, led by Boy Scout Troop 390 from St. John's Catholic Church.

ROLL CALL: (Present)

(Absent)

Larry Taylor, Mayor
Denny Myers, Vice Mayor
Genie Vinson, Council Member
Steve Friesen, Council Member
John Weller, Council Member

OTHERS PRESENT:

Jim Crosby, City Manager
Pat Hargis, City Clerk
Mike Segler, City Attorney
Lynn Hynes, Engineer
Dustin McElhaney, Building Maintenance
Bill Bullard, Assistant Police Chief
Jan Scott, Park & Recreation Director
Mitch Hort, Chief Inspector
Dwyane Whitener, Public Works Director
David Chesher, Community Enhancement Director
Tammy Nemecek, Administrative Assistant
Jeff Deckard, Park Department
John Williams, Bond Attorney
Russell Still, PSG
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 October 19, 1999
- B) Consider approval of claim to Dillon Construction Company for construction on new gymnasium in the amount of \$49,696.00 (#183)
- C) Consider approval of claim to Triad Design Group for engineering services on the parking lot at the new gymnasium in the amount of \$509.28 (#184)
- D) Consider approval of pay requisitions for capital improvement projects:

1998 CONSTRUCTION FUND:

- a) #170, payable to American Sentinel Products in the amount of \$108.00 for lift station
- b) #171, payable to H.O.W. Rubber in the amount of \$15.00 for pipe threading at the new animal control shelter
- c) #172, payable to Triad Design Group in the amount of \$989.68 for engineering services for the parking lot at the new animal control shelter
- d) #173, payable to Wal-Mart in the amount of \$9.85 for brushes, caulk for new animal control shelter
- e) #174, payable to Berg-Dod Pipe & Supply in the amount of \$1,149.40 for plumbing supplies for the new animal control shelter
- f) #175, payable to Grainger in the amount of \$145.63 for ceiling fan, fiat roof caps for new animal control shelter
- g) #176, payable to DJ's Industrial Rubber Products in the amount of \$23.98 for 4" B aluminum for the new animal control shelter
- h) #177, payable to Locke Supply in the amount of \$51.27 for miscellaneous plumbing supplies for new animal control shelter
- i) #178, payable to Smith Farm & Garden in the amount of \$43,370.00 for Kawasaki, 2-wheel sulky, diesel Dynamows for CIP road improvements
- j) #179, payable to Grainger in the amount of \$47.68 for pipe cutter wheels for the new animal control shelter
- k) #180, payable to Rudy Construction Company in the amount of \$35,245.44 for repairs to Kingston and Kouba, street repair project
- l) #181, payable to Landmark Structures in the amount of \$32,034.50 for progress certificate #12 for new water tower
- m) #182, payable to Weaver Contracting for payment #10, construction fee, in the amount of \$16,056.00 for the new animal control shelter

A motion was made by Council Member Vinson, seconded by Vice Mayor Myers, to accept and approve the Consent Docket as presented.

The vote:

AYES: Myers, Vinson, Taylor, Friesen

NAYS: None

VOTE: 4-0

MOTION CARRIED

2A. Consider approval of Resolution No. 99-109, a resolution authorizing the calling and holding of a special election in the City of Yukon, Oklahoma, for the purpose of submitting to the registered, qualified voters of said city the question of the issuance of the registered bonds of said City in the sum of three million

nine hundred fifty thousand and 00/100 dollars (\$3,950,000.00) to provide funds for the purpose of constructing and equipping a new sports park on Cemetery Road (Garth Brooks Boulevard), beginning approximately one-eighth mile north of U. S. Highway 66, with lighted outdoor athletic fields, related buildings and infrastructure improvements, and to the extent funds are available, to provide equipment for and improvements of the existing parks of said City, to be owned exclusively by said City, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds; and submitting to the registered qualified voters of said city the question of the issuance of the registered bonds of said city in the sum of two million nine hundred eighty-five thousand and 001100 dollars (\$2,985,000.00), to provide funds of the purpose of constructing, reconstructing, improving, widening and repairing streets of the city, including related engineering, right-of-way acquisition, utility relocation and related drainage, traffic control and intersection improvements, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds;

Submitting to the registered, qualified voters of said city the question of the issuance of the registered bonds of said city in the sum of two million six hundred thousand and 001100 dollars (\$2,600,000.00) to provide funds for the purpose of constructing and equipping a new auditorium at a location to be selected in the City of Yukon, along with cost of site acquisition, all to be owned exclusively by said city, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds; and

Submitting to the registered, qualified voters of said city the question of the issuance of the registered bonds of said city in the sum of one million two hundred thousand and 001100 dollars (\$1,200,000.00), to provide funds for the purpose of constructing and equipping a new museum at a location to be selected in the City of Yukon, along with cost of site acquisition, all to be owned exclusively by said city, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds; providing for election procedures; and providing for severability

City Manager stated this item did not need to be heard under the Authority. No action was taken.

3A. Introduce, consider and approve a Special Election Proclamation and Notice to be executed by the Mayor calling a special election on a general obligation bond issue to be held January 11, 2000

City Manager stated this item did not need to be heard under the Authority. No action was taken.

4A. Consider approval of Resolution No. 99-110, a resolution of the Council of the City of Yukon, Oklahoma, notifying the Secretary of the Canadian County Election Board that a special election concerning the issuance of general obligation

registered bonds in the amount of ten million seven hundred thirty-five thousand and 001100 dollars (\$10,735,000.00) shall be held in the City of Yukon, Oklahoma, on the 11th day of January, 2000; providing for election procedures; setting forth the facts required by Section 13-102 of Title 26 of the Oklahoma Statutes; directing the City Clerk to immediately submit this resolution to the Secretary of the Canadian County Election Board; further directing City Clerk to Immediately submit a current certified copy of the charter of the City of Yukon, Oklahoma, to said Election Board as required by Section 13-109 of Title 26 of the Oklahoma statutes; directing the City Clerk to immediately provide the Canadian County Election Board With a map as required by Section 13-107 of Title 26 of the Oklahoma statutes

City Manager stated this item did not need to be heard under the Authority. No action was taken.

5A. Introduce, consider, and approve a contract for Bond Counsel Services with Williams, Box, Forshee & Bullard, P. C.

City Manager stated this item did not need to be heard under the Authority. No action was taken.

(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 the meeting of October 19, 1999
- B) Consider approval of salary and material claims
- C) Consider recommendation of Purchasing Agent and Fire Chief to reject bids for Fire Department radio repeater and authorizing staff to re-advertise for bids
- D) Consider allowing a "Fee in Lieu" in the amount of \$155.34 be accepted in lieu of storm water detention for the proposed office building at 121 East Main, as recommended by City Engineer
- E) Consider allowing a "Fee in Lieu" in the amount of \$1,675.00 be accepted in lieu of storm water detention for a new proposed workshop at 1600 West Vandament, as recommended by City Engineer
- F) Consider approval of Resolution No. 99-107 authorizing the City Manager to respond to the request of the police department of any other jurisdiction within the state for law enforcement assistance in cases of emergency
- G) Consider approving change order for new Animal Control Shelter
- H) Consider acceptance and approval of Resolution No. 99-111 to obtain financing for Vandament Avenue and Garth Brooks Boulevard from the Department of Transportation
- I) Set date for next regular meeting for November 16, 1999, 7:30 P.M., in the Council Chambers of the Centennial Building, 12 South Fifth

Council Member Friesen made a motion to accept and approve the Consent Docket as presented. Council Member Vinson seconded the motion.

The vote:

AYES: Friesen, Myers, Taylor, Vinson

NAYS: None

VOTE: 4-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

Park Director Jan Scott reported the Community Center had a great turnout for Spooksville, as did their Halloween dance. Spooksville had about 1,000 in attendance, and 90 entered the costume contest. Mrs. Scott stated she really enjoyed bringing recreation and leisure to the City of Yukon.

Jeff Deckard, Park Department, stated he has enjoyed being a part of the "team" since May, and that this Thursday, the new Jackie Cooper Gymnasium will open and they will be having an open house from 5-7 p.m. Mr. Cooper will be in attendance. Mr. Deckard advised that the Community Coffee on Friday will be held at the Freedom Trail Park and they have been very busy planting flowers and installing the plaques to get ready.

3. Consider Resolution No. 99-108 approving the incurrence of indebtedness by Spanish Cove Housing Authority in an aggregate amount not to exceed \$6,000,000 to fund the acquisition, construction and equipping by the Authority of a 78,000 square foot nursing home and residential care facility to be located at 11 Palm Street, Yukon, Oklahoma; authorizing waiver of competitive bidding in the selection of a lender, including any discount; receipt of a report of the TEFRA hearing; and approving other matters proceedings relating thereto

The Mayor explained that the City is the beneficiary of Spanish Cove, therefore, we have to approve the Cove's indebtedness, but that the City is not incurring any debt; they are only approving Spanish Cove going into debt for this expansion program.

A motion was made by Council Member Vinson, seconded by Council Member Friesen, approving Resolution No. 99-108, authorizing Spanish Cove Housing Authority's indebtedness to build a new nursing home and residential care facility.

The vote:

AYES: Taylor, Friesen, Vinson, Myers

NAYS: None

VOTE: 4-0

MOTION CARRIED

4. Consider entering into contract with McConnell Construction, Inc. for the 1999-2000 Drainage and Street Repairs Project in an amount not to exceed \$974,389.00, and acceptance of bonds as presented

City Manager Jim Crosby advised that this is our annual street repair program for overlay and repair.

The motion to approve entering into contract with McConnell Construction, Inc. for the 1999-2000 Drainage and Street Repairs Project in an amount not to exceed \$974,389.00, and acceptance of bonds as presented was made by Vice Mayor Myers; seconded by Council Member Vinson.

The vote:

AYES: Friesen, Vinson, Taylor, Myers

NAYS: None

VOTE: 4-0

MOTION CARRIED

5. Consider approval of recommendation of Planning Commission to rezone a part of the SW14 of Section 22, T12N, RSW, being the NE corner of Mustang Road and Cameo Drive, from "A" to "C-1," subject to technical comments from Staff

Mayor Taylor advised he had a financial interest in this item and Item 6 and would excuse himself from hearing these items. Mayor Taylor left the Council Chambers and Vice Mayor Myers presided.

Dennis Clowers, engineer for the project, appeared before the Council and stated he would answer any questions the Council might have.

Engineer and Planning Director stated the "technical comments from Staff" referred to having only one ingress/egress on Mustang Road.

Council Member Friesen made a motion to approve the recommendation of the Planning Commission to rezone a part of the SW/4 of Section 22, T12N, R5W, being the NE corner of Mustang Road and Cameo Drive, from "A" to "C-1" subject to technical comments from Staff. Motion was seconded by Council Member Vinson.

The vote:

AYES: Vinson, Myers, Friesen

NAYS: None

VOTE: 3-0

MOTION CARRIED

6. Consider approving recommendation of Planning Commission to approve the preliminary and final plats for Lay Medical Park as presented, subject to technical comments of Staff

A motion was made by Council Member Friesen, seconded by Council Member Vinson, to approve the preliminary and final plats for Lay Medical Park as presented, subject to technical comments of Staff.

The vote:

AYES: Friesen, Vinson, Myers

NAYS: None

VOTE: 3-0

MOTION CARRIED

+Mayor Taylor returned to the Council Chambers+

7. (A) Consider approval of second and final reading of Ordinance No. 1037, an ordinance which amends Ordinance No. 657, Appendix A of the Code of the City of Yukon, Oklahoma, rezoning Lots 17, 18, 19, 20, 21, 22, 23, 24, and 25, Block 2, Original Township of Yukon, from "1-1" TO "CB," and declaring an emergency

Council Member Vinson made a motion to approve the second and final reading of Ordinance No. 1037, an ordinance which amends Ordinance No. 657, Appendix A of the Code of the City of Yukon, Oklahoma, rezoning Lots 17, 18, 19, 20, 21, 22, 23, 24, and 25, Block 2, Original Township of Yukon, from "I-1" TO "CB." Council Member Friesen seconded the motion.

The vote:

AYES: Vinson, Freisen, Myers, Taylor

NAYS: None

VOTE: 4-0

MOTION CARRIED

(B) Consider adopting emergency clause to Ordinance No. 1037

The emergency clause of Ordinance No. 1037 was approved on a motion made by Vice Mayor Myers and seconded by Council Member Friesen.

The vote:

AYES: Freisen, Myers, Vinson, Taylor

NAYS: None

VOTE: 4-0

MOTION CARRIED

8. (A) Consider approval of second and final reading of Ordinance No. 1038, an ordinance amending Ordinance No. 657, Appendix A of the Code of the city of Yukon, Oklahoma, by providing that a part of the E12 of the NE14 of Section 19, T12N, R5W, IM, be changed from "A" TO "C-1," and declaring an emergency

The approval of the second and final reading of Ordinance No. 1038, an ordinance amending Ordinance No. 657, Appendix A of the Code of the City of Yukon, Oklahoma, by providing that a part of the E12 of the NE/4 of Section 19, T12N, R5W, IM, be changed from "A" TO "C-1 ," was granted on a motion made by Council Member Vinson; seconded by Council Member Friesen.

The vote:

AYES: Taylor, Myers, Vinson, Friesen

NAYS: None

VOTE: 4-0

MOTION CARRIED

(B) Consider adopting emergency clause to Ordinance No. 1038

Vice Mayor Myers made a motion to adopt the emergency clause of Ordinance No. 1038; motion seconded by Council Member Friesen.

The vote:

AYES: Myers, Freisen, Vinson, Taylor

NAYS: None

VOTE: 4-0

MOTION CARRIED

9. (A) Introduce, consider and approve Resolution No. 99-05 authorizing the calling and holding of a special election in the City of Yukon, Oklahoma, for the purpose of submitting to the registered qualified electors of said city the question of approval or rejection of Ordinance No. 1039 of the city relating to a levying on the rental of hotel and motel rooms within the city, a tax not to exceed four percent (4%) of the room rental rate (room tax), in addition to all present city and state excise taxes, for the use and benefit of the City of Yukon, Oklahoma, as more specifically set out in the Ordinance No. 1039 of said city; providing for election procedures; and providing for severability, and declaring an emergency

Mayor Taylor stated this tax would only be levied on those people renting hotel or motel rooms in our city and the money generated will be used to promote tourism.

Council Member Vinson made a motion, Council Member Friesen seconded, the approval of Resolution No. 99-105 as presented.

The vote:

AYES: Taylor, Vinson, Myers, Friesen

NAYS: None

VOTE: 4-0

MOTION CARRIED

(B) Consider adopting emergency clause to resolution 99-105

Council Member Vinson made a motion, seconded by Council Member Friesen, to adopt the emergency clause to Resolution No. 99-105.

The vote:

AYES: Myers, Taylor, Friesen, Vinson

NAYS: None

VOTE: 4-0

MOTION CARRIED

10. Introduce, consider and approve a special election proclamation and notice to be executed by the Mayor, calling a special election on an approval or rejection of Ordinance No. 1039 of the city relating to a levying on the rental of hotel and motel rooms within the city, a tax not to exceed four percent (4%) of the room rental rate (room tax), in addition to all present city and state excise taxes, for the use and benefit of the City of Yukon, Oklahoma, to be held January 11, 2000

Council Member Vinson made a motion to approve an election proclamation calling for the levying on the rental of hotel and motel rooms within the city, a tax not to exceed four percent (4%) of the room rental rate (room tax), in addition to all present city and state excise taxes, for the use and benefit of the City of Yukon, Oklahoma, to be held January 11, 2000. Second was made by Vice Mayor Myers.

The vote:

AYES: Taylor, Freisen, Vinson, Myers

NAYS: None

VOTE: 4-0

MOTION CARRIED

11. Consider Resolution No. 99-106, a resolution of the Council of the City of Yukon, Oklahoma, notifying the secretary of the Canadian County Election Board that an election concerning the special election to be held in the City of Yukon, Oklahoma, on the 11a day of January, 2000; providing for election procedures; setting forth the facts required by Section 13-102 of Title 26 of the Oklahoma statutes; directing the City Clerk to immediately submit this resolution to the Secretary of the Canadian County Election Board; further directing the City Clerk to immediately submit a current certified copy of the Charter of the City of Yukon, Oklahoma to said Election Board as required by Section 13-109 of Title 26 of the Oklahoma statutes; directing the City Clerk to immediately provide the Canadian County Election Board with a map as required by Section 13-107 of Title 26 of the Oklahoma statutes, and declaring an emergency

Council Member Myers made a motion to approve Resolution No. 99-106 as presented. Motion was seconded by Council Member Friesen.

The vote:

AYES: Vinson, Myers, Taylor, Friesen

NAYS: None

VOTE: 4-0

MOTION CARRIED

(B) Consider approval of emergency clause of Resolution-No. 99-106

Council Member Myers made a motion to approve the emergency clause of Resolution No. 99-106. Council Member Friesen seconded the motion.

The vote:

AYES: Taylor, Myers, Vinson, Friesen

NAYS: None

VOTE: 4-0

MOTION CARRIED

12. (A) Introduce, consider and approve Ordinance No. 1039 an ordinance which provides amendment to the Code of Ordinances, City of Yukon, Oklahoma, by 'adding an article to be numbered Article IV, Hotel Tax Ordinance, Sections 105-112 through 105-140, providing for the levying on the rental of hotel and motel rooms within the City of Yukon, a tax of four percent (4.0%) of the room rental rate; defining terms; providing for exemptions, acknowledgment and records; providing tax be separately designated; providing operator responsible for collection, of tax; providing for certificates of registration; records required; returns; providing for payment of tax; delinquent taxes; interest on unpaid/delinquent taxes; collection by suit; requiring bond; assessment and determination of tax; refunds; notices; remedies exclusive; providing penalties for failure to file, submitting false returns and failure to post a bond; operator's discount for keeping records; records confidential; use of funds; general powers of clerk; administration of oath and compelling testimony; proceedings to recover tax; amendments; providing provisions cumulative; providing provisions severable; requiring approval of ordinance by a majority of registered voters voting at an election held for this purpose and fixing effective date thereof, and declaring an emergency

Council Member Vinson made a motion to adopt Ordinance No. 1039, amending the code of ordinances as presented. Vice Mayor Myers seconded.

The vote:

AYES: Vinson, Friesen, Myers, Taylor

NAYS: None

VOTE: 4-0

MOTION CARRIED

B. Consider adopting emergency clause to Ordinance No. 1039

Vice Mayor Myers made a motion, seconded by Council Member Friesen, to adopt the emergency clause to Ordinance No. 1039.

The vote:

AYES: Myers, Taylor, Friesen, Vinson

NAYS: None

VOTE: 4-0

MOTION CARRIED

13. (A) Consider approval of Resolution No. 99-109, a resolution authorizing the calling and holding of a special election in the City of Yukon, Oklahoma, for the purpose of submitting to the registered, qualified voters of said city the question of the issuance of the registered bonds of said City in the sum of three million nine hundred fifty thousand and 00/100 dollars (\$3,950,000.00) to provide funds for the purpose of constructing and equipping a new sports park on Cemetery Road (Garth Brooks Boulevard), beginning approximately one-eighth mile north of U. S. Highway 66, with lighted outdoor athletic fields, related buildings and infrastructure improvements, and to the extent funds are available, to provide equipment for and improvements of the existing parks of said City, to be owned exclusively by said City, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds; and submitting to the registered qualified voters of said city the question of the issuance of the registered bonds of said city in the sum of two million nine hundred eighty-five thousand and 00/100 dollars (\$2,985,000.00), to provide funds of the purpose of constructing, reconstructing, improving, widening and repairing streets of the city, including related engineering, right-of-way acquisition, utility relocation and related drainage, traffic control and intersection improvements, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds;

Submitting to the registered, qualified voters of said city the question of the issuance of the registered 'bonds of said city in the sum of two million six hundred thousand and 00/100 dollars (\$2,600,000.00) to provide funds for the purpose of constructing and equipping a new auditorium at a location to be selected in the City of Yukon, along with cost of site acquisition, all to be owned exclusively by said city, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property

in said city for the payment of the interest on and principal of said bonds; and

Submitting to the registered, qualified voters of said city the question of the issuance of the registered bonds of said city in the sum of one million two hundred thousand and 001100 dollars (\$1,200,000.00), to provide funds for the purpose of constructing and equipping a new museum at a location to be selected in the City of Yukon, along with cost of site acquisition, all to be owned exclusively by said city, and completed with or without the use of other funds, and to levy and collect an annual tax, in addition to all other taxes upon all the taxable property in said city for the payment of the interest on and principal of said bonds; providing for election procedures; and providing for severability, and declaring an emergency

Council Member Vinson made a motion to approve and adopt Resolution No. 99-109, but only for the first two propositions -the sports park and streets projects. Motion was seconded by Vice Mayor Myers.

Mayor Taylor said the museum and theater proposals were discussed and considered, but with such late notice, we could not work with the people involved to get the number of seats, size of building, etc. that is needed to come to a conclusion that everyone felt comfortable with. Therefore, the Mayor stated, they felt it would be best to postpone these items until we have an artist's rendering and survey the people involved to see what they want. He stated the Council was not ready at this time to place these items on the ballot, so they were being postponed for now.

(B) Consider approval of emergency clause to Resolution No. 99-109

City Attorney stated he had been requested to read the emergency clause of this item into the minutes.

"SECTION 4 EMERGENCY. That by reason of the inadequacy of public improvements described in Section I hereof, the public health, peace and safety of the inhabitants of the City of Yukon, Oklahoma; is in danger and it is therefore deemed and hereby declared necessary for the immediate preservation of the health, peace and safety of the citizens and residents of the City of Yukon, Oklahoma, that said improvements shall be made and this election be held without delay, and that this resolution shall become operative immediately; wherefore, an emergency is hereby declared to exist and this resolution shall be in force and effect immediately from and after the passage and approval."

Vice Mayor Myers made a motion, seconded by Council Member Friesen, to approve the emergency clause to Resolution No. 99-109.

The vote:

AYES: Taylor, Vinson, Freisen, Myers

NAYS: None

VOTE: 4-0

MOTION CARRIED

14. Introduce, consider and approve a Special Election Proclamation and Notice to be executed by the Mayor calling a special election on a general obligation bond issue to be held January 11, 2000

Vice Mayor Myers made a motion to approve the Special Election Proclamation and Notice calling an election for a general obligation bond issue, for propositions 1 and 2 only (sports complex and road improvements); Council Member Friesen seconded.

The vote:

AYES: Vinson, Myers, Friesen, Taylor

NAYS: None

VOTE: 4-0

MOTION CARRIED

15. (A) Consider approval of Resolution No. 99-110, a resolution of the Council of the City of Yukon, Oklahoma, notifying the Secretary of the Canadian County Election Board that a special election concerning the issuance of general obligation registered bonds in the amount of ten million seven hundred thirty-five thousand and 001100 dollars (\$10,735,000.00) shall be held in the City of Yukon, Oklahoma, on the 11th day of January, 2000; providing for election procedures; setting forth the facts required by Section 13-102 of Title 26 of the Oklahoma Statutes; directing the City Clerk to immediately submit this resolution to the Secretary of the Canadian County Election Board; further directing City Clerk to Immediately submit a current certified copy of the charter of the City of Yukon, Oklahoma, to said Election Board as required by Section 13-109 of Title 26 of the Oklahoma statutes; directing the City Clerk to immediately provide the Canadian County Election Board with a map as required by Section 13-107 of Title 26 of the Oklahoma statutes, and declaring an emergency

Council Member Vinson made a motion to approve Resolution No. 99-110 for Propositions 1 and 2 only (sports complex and road improvements). Vice Mayor Myers seconded motion.

The vote:

AYES: Myers, Taylor, Friesen, Vinson

NAYS: None

VOTE: 4-0

MOTION CARRIED

(B) Consider approving emergency clause to Ordinance No. 99-110

City Attorney read the emergency clause for the minutes:

"SECTION 4 EMERGENCY. That by reason of the inadequacy of public improvements described in Section 1 hereof, the public health, peace and safety of the inhabitants of the City of Yukon, Oklahoma, is in danger and it is therefore deemed and hereby declared necessary for the immediate preservation of the health, peace and safety of the citizens and residents of the City of Yukon, Oklahoma, that said improvements shall be made and this election be held without delay, and that this resolution shall become operative immediately; wherefore, an emergency is hereby declared to exist and this resolution shall be in force and effect immediately from and after the passage and approval.

Emergency clause was approved on a motion made by Vice Mayor Myers, seconded by Council Member Friesen.

The vote:

AYES: Friesen, Taylor, Vinson, Myers

NAYS: None

VOTE: 4-0

MOTION CARRIED

16. Introduce, consider and approve a contract for Bond Counsel Services with Williams, Box, Forshee & Bullard, P.C.

Council Member Vinson made a motion to approve the contract for bond counsel. Council Member Friesen seconded.

The vote:

AYES: Taylor, Myers, Vinson, Friesen

NAYS: None

VOTE: 4-0

MOTION CARRIED

17. 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

LOCATION	OWNER	VIOLATION
Lots 19-25, Block 6, Smoking Oaks II	Church	Trash, Grass, Weeds
North 150' of property at Mustang Road and HWY 66	Welch	Trash, Grass Weeds
601 South Ranchwood	Brooklyn Co.	Trash, Grass, Weeds
Lot A, Block 4, Glenwood	Board of County Commissioners	Trash, Grass, Weeds
846 Elm	Bowser	Trash, Grass, Weeds
505 N. Ranchwood	Martin	Trash, Grass, Weeds
612 Okieridge	Carr	Trash, Grass, Weeds
613 Okieridge	Carr	Trash, Grass, Weeds
HWY 66 & Sara (Tract D, Von Elm East, Sections 1 & 2)	Church of Christ	Trash, Grass, Weeds
HWY 66 & Sara (Tract A#, NE 1.06 acres)	Church of Christ	Trash, Grass, Weeds
Westport Commerce Park (Lots 2, 3, 4; Block 3)	Gotez	Trash, Grass, Weeds
Westport Commerce Park (Lots 4, 5, 6, 9, 10; Block 1)	Gotez	Trash, Grass, Weeds
North of Wal-Mart, South of Vandament	Gotez	Trash, Grass, Weeds
306 Poplar	Wiseman	Trash, Grass, Weeds

The City Manager advised all properties have been abated by the property owners with exception of Lot A, Block 4, Glenwood, Board of County Commissioners, for trash, grass,

weeds, and 306 Poplar. City Manager stated the property at 306 Poplar is 90% cleaned, therefore he would like to give them an additional 30 days to complete the clean up.

Vice Mayor Myers made a motion to approve, based upon the recommendations from staff. Council Member Friesen seconded.

The vote:

AYES: Myers, Vinson, Friesen, Taylor

NAYS: None

VOTE: 4-0

MOTION CARRIED

18. Consider declaring the following as public nuisances and direct Staff to take appropriate action:

LOCATION	OWNER	VIOLATION
846 Elm	Bowser	Nuisance vehicle(s)
919 Elm	Rubes	Nuisance vehicle(s)
917 Elm	Rubes	Nuisance vehicle(s)
505 North Ranchwood	Martin	Nuisance vehicle(s)
103 Palm	Lucas	Nuisance vehicle(s)

City Manager advised all properties have been cleaned with the exception of 103 Palm.

The resident of 103 Palm appeared before the Council to explain he was undertaking a complete renovation of this vehicle, and because he is a truck driver, he is gone a lot and cannot work on it frequently. He stated his garage was full, therefore, putting it in the garage was not an option. He also advised he took the vehicle off jacks today and put wheels on, and would keep it off jacks to avoid a dangerous situation.

Staff asked how long he thought it would take to complete this project. Resident advised it would take at least six months.

After considerable discussion, it was decided that the property no longer posed a danger or nuisance and that the owner could continue working on his vehicle in the driveway as long as he did not do anything that would endanger neighbors, cause a lot of noise or mess. It was advised that perhaps covering the car when it was not being worked on would be a good idea. Mayor Taylor stated as long as these guidelines are agreed to and followed, this is a moot point and no action would be taken.

19. New Business

20. Open Discussion

+Council Member Friesen stated he was looking forward to working with the people from the Historical Society to keep the group together and try to find a new home for them.

+Vice Mayor Myers stated he would reiterate Council Member Friesen's remarks and that we need to explore alternatives for the museum. Vice Mayor Myers stated we would work diligently to not lose the museum, as we would be losing part of our heritage. Vice Mayor Myers stated he applauded their diligence.

+A representative appeared before the Council on behalf of the Stage Door Theater. He asked what the theater would do at the end of the year when the city no longer is responsible for them financially.

Mayor Taylor stated the Council can only commit for one year at a time, but he feels we will find a way to keep the theater open. Mayor Taylor stated that even if we approved a building tonight "it would be at least a year before it could be built, so we would be in the same position as we are now. Mayor Taylor stated the Council is not slighting the theater.

+Council Member Vinson congratulated the Celtics for their outstanding festival and advised that the City of Yukon was re-certified as a "certified city."

+Mayor Taylor stated that exciting things are happening in Yukon and he feels that the ad valorem tax, if approved, would be for a worthwhile project as that the sports complex will pay for itself with the sales tax money it will generate. Mayor Taylor stated that although we have done a lot of road repairs and improvements, we still have more that needs to be done.

Mayor Taylor congratulated the Park Department for their successful Spooksville.

21. Adjournment

There being no further business, the meeting was adjourned.

Larry Taylor, Mayor

Patricia G. Hargis, City Clerk