

Minutes



City Council Minutes July 6, 2004

The Yukon City Council met in regular session on July 6, 2004, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Reverend Sharon Rhoads, New Dimensions Church.

The flag salute was given in unison.

Roll Call: Present: John Alberts, Mayor
Bob Bradway, Vice Mayor
Earline Smaistrla, Council Member
Ward Larson, Council Member
Dewayne Maxey, Council Member

Others Present:
Jim Crosby, City Manager
Pat Hargis, City Clerk
Mike Segler, City Attorney
Tony Lum, Building Maintenance Department
Tammy Kretchmar, Administrative Assistant
J. R. Reed, Public Works Director
Ike Shirley, Police Chief
Jeff Lara, Fire Chief
John Knuppel, Historical Society

Presentations and Proclamations



Visitors



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

1A. YMA Consent Docket

This item is placed on the agenda so the Yukon Municipal Authority, by unanimous consent, can designate those routine items they wish to be approved by one motion. If one item does not meet with the approval of all Authority Members, that item will be heard in regular order.

The City Manager recommends a motion to approve:

- A) The minutes of the regular meeting of June 15, 2004
- B) Payments in the amount of \$43,817.36

A motion was made by Trustee Larson, seconded by Vice Chair Bradway, to approve the

YMA consent docket, being the minutes of the regular meeting of June 15, 2004, and approval of payments in the amount of \$43,817.36.

The vote:

AYES: Smaistrla, Bradway, Maxey, Larson, Alberts

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 motion that will approve:

- A) Minutes of the regular meeting of June 15, 2004
- B) Salary and material claims in the amount of \$559,290.23
- C) Accepting Permit No. WL000009040576 for replacement of the existing water lines with 6,912 L.F. of 6-inch water lines to serve the City of Yukon
- D) Accepting Permit No. SL000009040577 for replacement of the existing force main with 244 L.F. force main to serve the City of Yukon
- E) Approving and entering into a contract with the Yukon Christian Athletic Association for use of Sunrise Park from July 12 - October 30, 2004
- F) The probable costs of \$6,602.00 for the Chisholm Trail Park south end sanitary sewer extension
- G) Setting the date for the next regular Council meeting for July 20, 2004, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Council Member Larson made a motion to approve the Consent Docket, consisting of approval of the minutes of the regular meeting of June 15, 2004; salary and material claims in the amount of \$559,290.23; accepting Permit No. WL000009040576 for replacement of the existing water lines with 6,912 L.F. of 6-inch water lines to serve the City of Yukon; accepting Permit No. SL000009040577 for replacement of the existing force main with 244 L.F. force main to serve the City of Yukon; approving and entering into a contract with the Yukon Christian Athletic Association for use of Sunrise Park from July 12 - October 30, 2004; the probable costs of \$6,602.00 for the Chisholm Trail Park south end sanitary sewer extension, and setting the date for the next regular Council meeting for July 20, 2004, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. The motion was seconded by Council Member Maxey.

The vote:

AYES: Larson, Bradway, Smaistrla, Alberts, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

3. Consider approving the preliminary plat of Resurrection Lutheran Church,

as recommended by the Planning Commission

Council Member Smaistrla moved, with Council Member Larson seconding, to approve the preliminary plat of Resurrection Lutheran Church, as recommended by the Planning Commission.

The vote:

AYES: Smaistrla, Maxey, ALberts, Bradway, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider approving the rezoning application from Linn-Co Development, Inc. to rezone part of the SE/4, Section 28, T12N, R5W from C-5 (Automotive and Commercial Recreational District) and R-1 (Single Family Residential District) to C-3 (Restrictive Commercial District) for the planned Resurrection Lutheran Church, as recommended by the Planning Commission (Tenth Street)

A motion was made by Council Member Larson to approve the rezoning application from Linn-Co Development, Inc. to rezone part of the SE/4, Section 28, T12N, R5W from C-5 (Automotive and Commercial Recreational District) and R-1 (Single Family Residential District) to C-3 (Restrictive Commercial District) for the planned Resurrection Lutheran Church, as recommended by the Planning Commission. Council Member Maxey seconded the motion.

The vote:

AYES: Maxey, Smaistrla, Larson, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. Consider approving the preliminary plat of Canadian State Bank, as recommended by the Planning Commission

Council Member Larson made a motion, seconded by Council Member Smaistrla, to approve the preliminary plat of Canadian State Bank, as recommended by the Planning Commission.

The vote:

AYES: Bradway, Maxey, Alberts, Larson, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. Consider approving a final plat of Canadian State Bank, as recommended by the Planning Commission

The final plat of Canadian State Bank was approved on a motion made by Council Member Maxey, seconded by Council Member Larson.

The vote:

AYES: Smaistrla, Alberts, Larson, Bradway, Maxey

NAYS: None
VOTE: 5-0
MOTION CARRIED

7. Consider approving a rezoning application from Manco Enterprises to rezone from A (Agriculture) to R-1 (Single Family Residential District) for a part of the W/2 of the NE/4 of Section 16, T12N, R5W, as recommended by the Planning Commission (between Smoking Oaks and North Ranchwood, north of Wagner Road)

A motion was made by Vice Mayor Bradway to approve a rezoning application from Manco Enterprises to rezone from A (Agriculture) to R-1 (Single Family Residential District) for a part of the W/2 of the NE/4 of Section 16, T12N, R5W, as recommended by the Planning Commission. The motion was seconded by Council Member Larson.

Linda Flynt, 958 Hilltop Mansion, asked if the drainage issue in this area has been solved. She stated if not, it will flood her property.

Robbie Williams, City Engineer, advised they are taking a lot of water off of this area with the development and the water will run into a flume into a detention pond so it should not adversely affect her.

The vote:
AYES: Bradway, Maxey, Smaistrla, Larson, Alberts
NAYS: None
VOTE: 5-0
MOTION CARRIED

8. Consider approving the final Plat for Kingsridge Addition Section III, applying the Fire Chief's recommendation for hydrant spacing, as recommended by the Planning Commission

Council Member Larson made a motion, which was seconded by Council Member Maxey, to approve the final Plat for Kingsridge Addition Section III, applying the Fire Chief's recommendation for hydrant spacing, as recommended by the Planning Commission.

The vote:
AYES: Larson, Alberts, Bradway, Smaistrla, Maxey
NAYS: None
VOTE: 5-0
MOTION CARRIED

9. Consider approving Amendment No. 1 to the City of Yukon's Engineering Contract

The motion to approve Amendment No. 1 to the City of Yukon's Engineering contract was made by Council Member Maxey and seconded by Council Member Smaistrla.

The vote:
AYES: Alberts, Smaistrla, Maxey, Larson, Bradway
NAYS: None
VOTE: 5-0

MOTION CARRIED

10. A) Consider approving Ordinance No. 1146, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon regarding oil wells, and declaring an emergency

A motion to approve Ordinance No. 1146, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon regarding oil wells, was made by Council Member Maxey. The second to the motion was made by Council Member Larson.

The vote:

AYES: Smaistrle, Bradway, Larson, Maxey, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving Emergency Clause of Ordinance No. 1146

Council Member Maxey made a motion, seconded by Council Member Larson, to approve the Emergency Clause of Ordinance No. 1146.

The vote:

AYES: Maxey, Alberts, Bradway, Smaistrle, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

11. Consider approving Resolution No. 2004-10, establishing the Nine-One-One emergency telephone fee rate for calendar year 2005

The motion to approve Resolution No. 2004-10, establishing the Nine-One-One emergency telephone fee rate for calendar year 2005, was made by Council Member Larson. Council Member Maxey seconded the motion.

The vote:

AYES: Bradway, Alberts, Smaistrle, Larson, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

12. A) Consider authorizing the Mayor to execute the Union Pacific Railroad Company Folder No. 02259-14 pipeline crossing agreement, milepost 501.11, Oklahoma City subdivision, Location: Yukon, Canadian County Oklahoma, and authorizing payment for such in an amount not to exceed \$1,500.00 (this is part of Phase III of the CDBG program)

Vice Mayor Bradway made a motion authorizing the Mayor to execute the Union Pacific Railroad Company Folder No. 02259-14 pipeline crossing agreement, milepost 501.11, Oklahoma City subdivision, Location: Yukon, Canadian County Oklahoma, and authorizing payment for such in an amount not to exceed \$1,500.00. A second to the motion was made by Council Member Larson.

The vote:

AYES: Alberts, Bradway, Smaistrla, Larson, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider authorizing the Mayor to execute the Union Pacific Railroad Company Folder No. 02259-14 application form for the railroad protective liability insurance and issuing payment for same in an amount not to exceed \$1,400.00 (this is part of Phase III of the CDBG program)

A motion was made by Council Member Smaistrla authorizing the Mayor to execute the Union Pacific Railroad Company Folder No. 02259-14 application form for the railroad protective liability insurance and issuing payment for same in an amount not to exceed \$1,400.00. Vice Mayor Bradway seconded the motion.

The vote:

AYES: Smaistrla, Larson, Alberts, Bradway, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

13. Consider approving specifications for a high pressure breathing air compressor

The specifications for a high pressure breathing air compressor were approved on a motion made by Council Member Maxey, seconded by Council Member Smaistrla.

The vote:

AYES: Larson, SMAistrla, Alberts, Maxey, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

14. Consider approving the revised original engagement letter issued 5-1-03 for auditing services to include payment of \$2,500 for the OMG Circular A-155 audit, as required by the Single Audit Act Amendment

The revised original engagement letter issued 5-1-03 for auditing services to include payment of \$2,500 for the OMG Circular A-155 audit, as required by the Single Audit Act Amendment, was approved on a motion made by Council Member Larson. The second to the motion was made by Council Member Larson. This audit is required anytime a city receives over \$300,000 in federal funds.

The vote:

AYES: Maxey, Smaistrla, Larson, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

15. Consider approving abatement costs for the following properties and placing liens in the amounts shown with the Canadian County Clerk:

- A) 1721 Greenway Avenue - \$209.27
- B) Westport Commerce Park, Lots 4 and 5; Block 1 - \$173.47
- C) Westport Commerce Park, Lots 2, 3, 4; Block 3 - \$312.12

The abatement costs at the following properties were approved and authorization was given to place liens in the amounts shown: 1721 Greenway Avenue - \$209.27; Westport Commerce Park, Lots 4 and 5; Block 1 - \$173.47 and Westport Commerce Park, Lots 2, 3, 4; Block 3 - \$312.12. The motion for approval was made by Vice Mayor Bradway, with Council Member Larson seconding.

The vote:

AYES: Bradway, Alberts, Larson, Maxey, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

16. Consider a public hearing to determine whether the following properties should be declared detrimental to the health, safety, benefit and welfare of the public and community and, if necessary, direct the City Manager to take appropriate action to abate same

LOCATION	OWNER	VIOLATION
720 Maple	Height	Trash, Grass, Weeds
1059 Mulbury Mansion	Rice	Trash, Grass, Weeds
1000 Queensboro	Kamitchis	Trash, Grass, Weeds
411 S. Garth Brooks	Quinones	Nuisance Vehicles

The City Manager advised only the properties at 1059 Mulberry Mansion and 411 South Garth Brooks Boulevard remain to be considered. Pictures of the properties were presented to Council. A motion was made by Council Member Maxey to declare the properties at 1059 Mulberry Mansion and 411 South Garth Brooks Boulevard as detrimental to the health, safety, benefit and welfare of the public and community and, if necessary, directed the City Manager to take appropriate action to abate same. The second to the motion was made by Vice Mayor Bradway.

The vote:

AYES: Alberts, Larson, Bradway, Smaistrla, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

17. New Business

18. Council Discussion

Council Member Maxey stated he wanted to thank everyone involved for the greatest Freedom Festival ever.

Vice Mayor Bradway said he would like to echo Council Member Maxey’s comments and said a successful event is due to the employees and the leadership in our city. He said he has only heard favorable comments about this event.

Mr. Bradway said the Tax Commission has been given a list of our businesses to compare to their list of vendors, so hopefully we will get this situation cleared up.

Mr. Bradway continued that he is glad work on Frisco Road will begin on Thursday, and congratulated the engineer for the work that's been done on schedule.

Council Member Larson said a list of Freedom Fest sponsors was read at the event, but he would like to name them again and offer his thanks for helping put on this event. He said that this is a tremendous undertaking and a lot of hard work went into planning and hosting this for the citizens. He also thanked the City Manager, Jim Crosby.

Council Member Smaistrla said she feels the same as the previous Council Members and it is hard to improve on perfection, but it does get better every year. Ms. Smaistrla thanked Mr. Crosby for his good leadership and good employees.

Mayor Alberts said he would echo the other Council Members' sentiments, but we also need to remember the veterans in this event. Mr. Alberts stated the parks looked great and everything was cleaned up before nine the next morning. Mr. Alberts offered his thanks to everyone involved.

Mr. Crosby advised that Clarence Wright had generously provided the meal for the veterans, and if you are a Yukon veteran and did not receive an invitation to this year's event, please contact the Park Department and you will be added to our list.

Virginia Merritt, a visitor in attendance, stated she was a guest at the Veterans' dinner and it was very good and very appreciated.

19. Adjournment

John Alberts, Mayor

Pat Hargis, City Clerk