

Yukon City Council Minutes December 4, 2012

The Yukon City Council met in regular session December 4, 2012 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Pastor Thomas Buckley, Judah Worship Center
The flag salute was given in unison.

ROLL CALL: (Present) John Alberts, Chairman
 Ken Smith, Vice-Chairman
 Michael McEachern, Trustee
 Nick Grba, Trustee
 Rick Opitz, Trustee

OTHERS PRESENT:

Mike Segler, City Attorney	Doug Shivers, City Clerk
Tammy Kretchmar DeSpain, Asst. City Mgr	Robbie Williams, City Engineer
Arnold Adams, Public Works Director	Sara Schieman, Librarian
Josh Gotcher, Information Technology	Gary Cooper, Information Technology Dir.
Bill Stover, Sanitation	Mitch Hort, Community Development Director
Jeff Deckard, Parks Superintendent	

Presentations and Proclamations

Presentation of Oklahoma Municipal League 25-year-service pins and certificates to George Middleton and Ricky Babb.

Grayson Bottom said he was pleased each year to be able to recognize the City employees for their exemplary and long term service, and tonight that is George Middleton and Ricky Babb. Mayor Alberts thanked them for their commitment and for making Yukon a great place.

Visitors

There were no 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 an 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 November 20, 2012

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of November 20, 2012, was made by Trustee Opitz and seconded by Trustee Grba.

The vote:

AYES: McEachern, Smith, Opitz, Alberts, Grba

NAYS: None

VOTE: 5-0

MOTION CARRIED

(Adjourn 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 an 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) **The minutes of the regular meeting of November 20, 2012**
- B) **Payment of material claims in the amount of \$242,679.55**
- C) **Designating the items on the attached list from the Technology Department as surplus, and authorizing their sale, donation, or trade**
- D) **The appointment of A.J. Clements to the Ward 4 Traffic Commission Vacancy, as recommended by Councilman McEachern**
- E) **Setting the date for the next regular Council meeting for December 18, 2012, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.**

The motion to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of November 20, 2012; Payment of material claims in the amount of \$242,679.55; designating the items on the attached list from the Technology Department as surplus, and authorizing their sale, donation, or trade; the appointment of A.J. Clements to the Ward 4 Traffic Commission Vacancy, as recommended by Councilman McEachern; and setting the date for the next regular Council meeting for December 18, 2012, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.; was made by Council Member McEachern and seconded by Council Member Grba.

The vote:

AYES: Alberts, Opitz, Grba, McEachern, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Reports of Boards, Commissions and City Officials – Library Board, Chairman-Joyce Roman

Joyce Roman introduced the Ladies Library Club Members and Wards Members. She also reviewed the Library staff and thanked the Council and City Manager for support. Mayor Alberts thanked her for coming and told her of the compliments he receives about the Library.

3. Consider approving an application by Midwest Hotels, LLC (Manhar Patel) for a Conditional Use Permit for a 70 foot pylon sign to exceed the maximum allowable sign height of 35 feet (Yukon Code of Ordinance 94-11(1)) being Lot 2B, Block 1, Yukon Parkway West Phase 1, Yukon, Canadian County, Oklahoma located at 1520 Garth Brooks Blvd., as recommended by the Planning Commission.

The motion to approve an application by Midwest Hotels, LLC (Manhar Patel) for a Conditional Use Permit for a 70 foot pylon sign to exceed the maximum allowable sign height of 35 feet (Yukon Code of Ordinance 94-11(1)) being Lot 2B, Block 1, Yukon Parkway West Phase 1, Yukon, Canadian County, Oklahoma located at 1520 Garth Brooks Blvd., as recommended by the Planning Commission, was made by Council Member Opitz and seconded by Council Member McEachern.

Council Member Smith wanted to know how far the sign would be from I-40. Mitch Hort directed Council to the site plan, approximately 50 feet. Council Member Smith said area allows for 80 foot sign. Mitch Hort stated the Conditional Use Permit allows for annual City review.

Council Member Opitz wanted to know, if there were other signs with Conditional Use permits. Mitch Hort stated yes, we have signs with Conditional Use permits and older signs that have Board of Adjustment permits.

The vote:

AYES: Grba, Smith, Alberts, McEachern, Opitz

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider approving Ordinance No. 1283, an Ordinance amending Ordinance No. 657, Appendix A of the Code of Ordinances of the City of Yukon, Oklahoma, by providing that a part of Lot 1, Block 2 of the re-plat of Legacy Lakes Phase 1, Yukon, Canadian County, Oklahoma according to the recorded plat thereof be changed from “C-5” (Automotive and Commercial Recreation District) to “C3” (Restricted Commercial District); and Declaring an Emergency.

The motion to approve Ordinance No. 1283, an Ordinance amending Ordinance No. 657, Appendix A of the Code of Ordinances of the City of Yukon, Oklahoma, by providing that a part of Lot 1, Block 2 of the re-plat of Legacy Lakes Phase 1, Yukon, Canadian County, Oklahoma according to the recorded plat thereof be changed from “C-5” (Automotive and Commercial Recreation District) to “C3” (Restricted Commercial District); and Declaring an Emergency, was made by Council Member Grba and seconded by Council Member Opitz.

Council Member McEachern was curious as to why C-3? Mitch Hort stated to allow better use as proposed. Council Member McEachern wanted to know, if it was originally residential and what about the other corner? Mitch Hort stated no and the corner was R1 PUD. Council Member McEachern wanted to know, if the building was going to be multi story? Mr. Hort stated no, single story. Council Member Smith asked, if builder is purchaser. Mr. Hort stated yes. Council Member Smith questioned access of property. Mr. Hort stated two driveways allowed. Council Member McEachern asked, if already cut. Mr. Hort stated one was.

The vote:

AYES: Opitz, Alberts, McEachern, Grba, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

4A. Consider approving the Emergency Clause of Ordinance No. 1283

The motion to approve the Emergency Clause of Ordinance No. 1283, was made by Council Member Smith and seconded by Council Member Opitz.

The vote:

AYES: Smith, Grba, Opitz, Alberts, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. Consider approving Resolution No. 2012-12, a Resolution authorizing the consumption of alcoholic beverages, beer, and/or low point beer at the Dale Robertson Center during private parties upon application to and approval from the City Manager of the City of Yukon.

The motion to approve Resolution No. 2012-12, a Resolution authorizing the consumption of alcoholic beverages, beer, and/or low point beer at the Dale Robertson Center during private parties upon application to and approval from the City Manager of the City of Yukon, was made by Council Member McEachern and seconded by Council Member Grba.

The vote:

AYES: Alberts, McEachern, Grba, Smith, Opitz

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. **Consider approving Resolution No. 2012-13, a Resolution of the City of Yukon requesting that Encompass 2035-The 2035 Oklahoma City Area Regional Transportation Study (OCARTS) plan-be amended by the Intermodal Transportation Policy Committee.**

The motion to approve Resolution No. 2012-13, a Resolution of the City of Yukon requesting that Encompass 2035-The 2035 Oklahoma City Area Regional Transportation Study (OCARTS) plan- be amended by the Intermodal Transportation Policy Committee, was made by Council Member Smith and seconded by Council Member McEachern.

Council Member McEachern questioned why it was on 2008 plan and not on 2035. Robbie Williams stated it was part of the process decision in 2008 to get projects on list. Council Member Grba asked, if it was because we own only half of the road. Mr. Williams stated no. We do own both sides of the road.

The vote:

AYES: Smith, Alberts, Grba, Opitz, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. **Consider approving Ordinance No. 1284, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma by amending Section 18-108 to include installation, maintenance, repair, or renovation in whole or in part, of any heating system or ventilation system or any equipment or piping carrying chilled water, air for ventilation purposes, or natural gas, or the installation, maintenance, repair or renovation of process piping used to carry any liquid, substance, or material, including steam and hot water used for space heating purposes not under jurisdiction of the Department of Labor; and declaring an emergency.**

The motion to approve Ordinance No. 1284, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma by amending Section 18-108 to include installation, maintenance, repair, or renovation in whole or in part, of any heating system or ventilation system or any equipment or piping carrying chilled water, air for ventilation purposes, or natural gas, or the installation, maintenance, repair or renovation of process piping used to carry any liquid, substance, or material, including steam and hot water used for space heating purposes not under jurisdiction of the Department of Labor; and declaring an emergency, was made by Council Member Opitz and seconded by Council Member McEachern.

Council Member McEachern wanted to know what this Ordinance changes. Mitch Hort stated it expands our code to match the State Law.

The vote:

AYES: Grba, McEachern, Smith, Opitz, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 7A. **Consider approving the Emergency Clause of Ordinance No. 1284**

The motion to approve the Emergency Clause of Ordinance No. 1284, was made by Council Member Smith and seconded by Council Member Grba.

The vote:

AYES: Opitz, Smith, Alberts, McEachern, Grba

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. City Manager's Report – Information items only**A. National Congress of Cities Report**

Mr. Bottom talked about the annual meeting sponsored by National League of Cities. The meeting was not as good as last year, but still beneficial and informative. The meetings will benefit the City through future planning. Mr. Bottom was appreciative of the opportunity, it was rewarding and fun.

B. Various Road and Street Projects

The first series of the bond issue included residential street improvements. Robbie Williams has prioritized list. The original budget was \$4.5 million for one series of bonds. To complete all the bond series, the total is \$5,266,000.00 to \$10,212,000.00. We are able to do this due to past practices on arterial streets and Oklahoma Department of Transportation doing the highways.

9. New Business None at this time.

10. Council Discussion

Council Member Opitz said the National League of Cities was good and not so good. This was probably due to his own interests. He felt he received useful information by talking to others about their cities. He appreciated going. Council Member Optiz thanked the Library Ladies. He stated that Yukon is a great city, please take part in the events and Shop Yukon.

Council Member McEachern wanted to wish everyone a Merry Christmas. He enjoyed the Lights and Mayor's Christmas Party. He is proud to have A.J. Clements on Traffic Commission.

Council Member Smith wanted to know, if there were any changes to the Carry Law? Mike Segler stated we cannot change state law. Council Member Smith stated the meetings in Boston stressed the importance of the Library, and thanked Library staff for what you do. Council Member Smith is very appreciative for where he lives, the National League of Cities was a little "left". He also congratulated Rick Opitz on his 41st Anniversary.

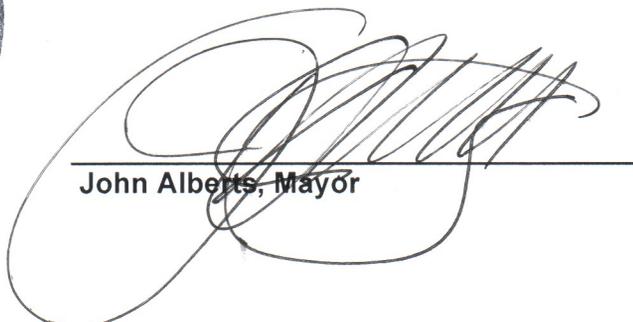
Council Member Grba drew the audience's attention to the architectural models from Oklahoma University. These could possibly be the future of the City. Please give your input on what Yukon should look like in 20 years from now. Council Member Grba also thanked Gary Cooper for the iPads and noted how it would save the City \$7,000 in paper each year.

Mayor Alberts talked about the opportunity the park provides us, and asked the citizens to please be patient with the traffic around the parks. He thanked the Library ladies for the evolution of the Library. Regarding the conference in Boston, Mayor Alberts has respect for differences, education is important and will try to think outside the box. Others perspectives are important, there is lots of history in Boston and they have many different ideas. It was a good opportunity to meet new people and receive different ideas.

11. Adjournment



Doug Shivers, City Clerk



John Alberts, Mayor

