

**Yukon City Council Minutes  
November 4, 2014**

The Yukon City Council met in regular session November 4, 2014 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 Bob Younts, First United Methodist Church

The flag salute was given in unison.

ROLL CALL: (Present)      Ken Smith, Mayor  
   Michael McEachern, Vice Mayor  
   John Alberts, Council Member  
   Richard Russell, Council Member  
   Donna Yanda, Council Member

**OTHERS PRESENT:**

Grayson Bottom, City Manager	Doug Shivers, City Clerk
Tammy Despain, Assistant City Manager	Robbie Williams, City Engineer
Mike Segler, City Attorney	Larry Mitchell, Economic Dev. Director
Arnold Adams, Public Works Director	John Corn, Police Chief
Gary Cooper, Information Technology Dir.	Dana Deckard, Admin. Coordinator
Jan Scott, Parks & Rec. Director	Mitchell Hort, Development Services Dir.
Jenna Roberson, Public Info. Officer	Bill Stover, Sanitation Director
Anna Wagoner, Stormwater	

**Presentations and Proclamations**

There were no Presentations or Proclamations.

**Visitors**

Brian Filippone, 812 Ellsworth, September 16 the Council voted on ORD 1301, it had to do with the retirement system and federal compliance. It passed 4-1. He appreciates the Council and what they do. He stated he was proud when they voted for the In God We Trust. However, he is bothered by the fact we voted on something that was against what our country was founded on. It has to do with Windsor Amendment. It is time to fear God or fear men.

Rick Cacini, 1140 Landmark, 2pm Sunday there will be a cookout at the Veterans Museum. He appreciates all the support and would like to give a gift to the Council from the Museum Board. Mr. Cacini passed out hats.

Dakota Low, 608 Mill Springs Ct., stated the neighborhood has noticed a large increase on their water bill by 100's of dollars. The bills stated they are using 1,000's of gallons of water. They are questioning why. Mayor Smith stated they could contact Utility Billing for meter checks and etc.

(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 October 21, 2014
- B. Payment of material claims in the amount of \$704,143.92

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of October 21, 2014; and payment of material claims in the amount of \$704,143.92, was made by Trustee Yanda and seconded by Trustee Alberts.

The vote:

**AYES: McEachern, Yanda, Russell, Alberts, Smith**

**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 October 21, 2014
- B) Payment of material claims in the amount of \$568,897.03
- C) Accepting Oklahoma Department of Environmental Quality Permit No. SL000009140803 for the construction of approximately 925 linear feet of 8-inch sewer line and appurtenances to serve the City of Yukon Legacy Lakes Addition Phase II Sewer Line Extension Project, Canadian County, Oklahoma
- D) Accepting Oklahoma Department of Environment Quality Permit No. WL000009140804 for the construction of approximately 300 linear feet of 6-inch water line and appurtenances to serve the City of Yukon Legacy Lakes Addition Phase II Water Line Extension Project, Canadian County, Oklahoma
- E) Accepting Oklahoma Department of Environment Quality Permit No. SL000009140794 for the construction of approximately 2,540 linear feet of 8-inch and 2,240 linear feet of 12-inch sewer lines and appurtenances to serve the City of Yukon Frisco Ridge Addition Phase II Sewer Line Extension Project, Canadian County, Oklahoma
- F) Accepting Oklahoma Department of Environmental Quality Permit No. WL000055140793 for the construction of approximately 990 linear feet of 6-inch 3,135 linear feet of 8-inch and 670 linear feet of 12-inch water lines and appurtenances to serve the City of Yukon Frisco Ridge Addition Phase II Water Line Extension Project, Oklahoma County, OK
- G) Setting the date for the next regular Council meeting for November 18, 2014, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.

The motion to Revise Item F (from "Oklahoma County" to "Canadian County") and approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of October 21, 2014; Payment of material claims in the amount of \$568,897.03; Accepting Oklahoma Department of Environmental Quality Permit No. SL000009140803 for the construction of approximately 925 linear feet of 8-inch sewer line and appurtenances to serve the City of Yukon Legacy Lakes Addition Phase II Sewer Line Extension Project, Canadian County, Oklahoma; Accepting Oklahoma Department of Environment Quality Permit No. WL000009140804 for the construction of approximately 300 linear feet of 6-inch water line and appurtenances to serve the

City of Yukon Legacy Lakes Addition Phase II Water Line Extension Project, Canadian County, Oklahoma; Accepting Oklahoma Department of Environment Quality Permit No. SL000009140794 for the construction of approximately 2,540 linear feet of 8-inch and 2,240 linear feet of 12-inch sewer lines and appurtenances to serve the City of Yukon Frisco Ridge Addition Phase II Sewer Line Extension Project, Canadian County, Oklahoma; Accepting Oklahoma Department of Environmental Quality Permit No. WL000055140793 for the construction of approximately 990 linear feet of 6-inch 3,135 linear feet of 8-inch and 670 linear feet of 12-inch water lines and appurtenances to serve the City of Yukon Frisco Ridge Addition Phase II Water Line Extension Project, ~~Oklahoma~~ Canadian County, OK; and Setting the date for the next regular Council meeting for November 18, 2014, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Russell and seconded by Council Member McEachern.

**The vote:**

**AYES: Yanda, Russell, McEachern, Alberts, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**2. Reports of Boards, Commissions and City Officials – Board of Adjustment, Russ Kline, Chairman**

Mr. Kline has been the Chairman for the last 8 years. He listed the Board of Adjustment Members. Mr. Kline stated they are responsible for 2 tasks, Administrative Overview and Authorization upon Appeal of Variances. Mr. Kline gave some examples of when variances may be granted. Last year there were more different types of variances requested. Mr. Kline has provided Agenda and Items for Council. He thanked Council Member McEachern. He thanked Mitch Hort and Kathy Johnson for compiling report.

**3. Consider approving an expenditure of funds, in an amount not to exceed \$39,605.00, for pipe-bursting repair project of 387 linear feet, located from Main St. and Garth Brooks to Cedar Ave., to be paid from the Public Works Water and Wastewater Distribution account, as recommended by the Public Works Director**

The motion to approve an expenditure of funds, in an amount not to exceed \$39,605.00, for pipe-bursting repair project of 387 linear feet, located from Main St. and Garth Brooks to Cedar Ave., to be paid from the Public Works Water and Wastewater Distribution account, as recommended by the Public Works Director, was made by Council Member McEachern and seconded by Council Member Russell.

Mayor Smith is proud of amount of pipe bursting that has been achieved.

**The vote:**

**AYES: Alberts, Smith, Yanda, Russell, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4. Consider approving an Engagement Agreement with Public Facilities Investment Corporation, LLC, in effect until August 19, 2019, to include Planning, Programming, Design, Development, Financing, and Construction Services, for a Regional Sports Complex to include soccer, baseball, softball, and other community spaces, as recommended by the City Manager**

The motion to approve an Engagement Agreement with Public Facilities Investment Corporation, LLC, in effect until August 19, 2019, to include Planning, Programming, Design, Development, Financing, and Construction Services, for a Regional Sports

Complex to include soccer, baseball, softball, and other community spaces, as recommended by the City Manager, was made by Council Member Yanda and seconded by Council Member Alberts.

Council Member McEachern questioned Financial and Cash Outlays. Mr. Bottom stated not yet, a following agreement will detail.

**The vote:**

**AYES: Alberts, McEachern, Yanda, Smith, Russell**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

5. **Consider approving a request from David Rhoades on behalf of The Commons of Yukon LLC, regarding an application for a proposed sign deviation from the PUD, for the Commons Office Development, changing the requirement for Section 8.6 signage, a tract of land situated in the Southeast Quarter (SE/4) of Section Thirty (30), Township Twelve North (12N), Range Five West of the Indian Meridian (R5WIM) (Northwest Corner of Health Center Parkway and Professional Circle), Canadian County, Oklahoma, as recommended by the Planning Commission**

The motion to approve a request from David Rhoades on behalf of The Commons of Yukon LLC, regarding an application for a proposed sign deviation from the PUD, for the Commons Office Development, changing the requirement for Section 8.6 signage, a tract of land situated in the Southeast Quarter (SE/4) of Section Thirty (30), Township Twelve North (12N), Range Five West of the Indian Meridian (R5WIM) (Northwest Corner of Health Center Parkway and Professional Circle), Canadian County, Oklahoma, as recommended by the Planning Commission, was made by Council Member Alberts and seconded by Council Member McEachern.

Council Member McEachern asked if issues with preliminary plat had been resolved. Mr. Rhoades stated yes. Council Member McEachern asked if 3'x4' sign size was new standard. Mayor Smith stated plat approved, this is an amendment. Mr. Rhoades stated max size 3'x4'. Council Member McEachern clarified signage would be on building versus the ground. Mr. Rhoades stated yes.

**The vote:**

**AYES: McEachern, Alberts, Yanda, Russell, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

6. **Consider approving Ordinance No. 1303, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-26 and 18-30 of the Code of Ordinances of the City of Yukon, by changing the name of Community Development to Development Services, adopting the International Building Code, 2009 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency**

The motion to approve Ordinance No. 1303, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-26 and 18-30 of the Code of Ordinances of the City of Yukon, by changing the name of Community Development to Development Services, adopting the International Building Code, 2009 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency, was made by Council Member Alberts and seconded by Council Member McEachern.

**The vote:**

**AYES: Yanda, McEachern, Alberts, Russell, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**6a. Consider approving the Emergency Clause of Ordinance No. 1303**

The motion to approve the Emergency Clause of Ordinance No. 1303, was made by Council Member Alberts and seconded by Council Member Russell.

**The vote:**

**AYES: McEachern, Smith, Yanda, Russell, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. Consider approving Ordinance No. 1304, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending certain Sections of the Code of Ordinances of the City of Yukon, by adopting the International Fuel Gas Code, 2009 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency**

The motion to approve Ordinance No. 1304, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending certain Sections of the Code of Ordinances of the City of Yukon, by adopting the International Fuel Gas Code, 2009 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency, was made by Council Member Alberts and seconded by Council Member Yanda.

**The vote:**

**AYES: Russell, McEachern, Alberts, Smith, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7a. Consider approving the Emergency Clause of Ordinance No. 1304**

The motion to approve the Emergency Clause of Ordinance No. 1304, was made by Council Member Alberts and seconded by Council Member Russell.

**The vote:**

**AYES: Smith, Russell, Alberts, McEachern, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8. Consider approving Ordinance No. 1305, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-52, 18-60 and 18-62 of the Code of Ordinances of the City of Yukon, by adopting the National Electrical Code, 2011 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency**

The motion to approve Ordinance No. 1305, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-52, 18-60 and 18-62 of the Code of Ordinances of the City of Yukon, by adopting the National Electrical Code, 2011 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency, was made by Council Member Alberts and seconded by Council Member Yanda.

The vote:

**AYES: Russell, Alberts, Smith, McEachern, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8a. Consider approving the Emergency Clause of Ordinance No. 1305**

The motion to approve the Emergency Clause of Ordinance No. 1305, was made by Council Member Alberts and seconded by Council Member McEachern.

The vote:

**AYES: Smith, Yanda, Alberts, Russell, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 9. Consider approving Ordinance No. 1306, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-81 and 18-82 and by adding new Section 18-84 to the Code of Ordinances of the City of Yukon, by adopting the International Plumbing Code, 2011 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency**

The motion to approve Ordinance No. 1306, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-81 and 18-82 and by adding new Section 18-84 to the Code of Ordinances of the City of Yukon, by adopting the International Plumbing Code, 2011 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency, was made by Council Member Alberts and seconded by Council Member McEachern.

The vote:

**AYES: Yanda, Smith, McEachern, Russell, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**9a. Consider approving the Emergency Clause of Ordinance No. 1306**

The motion to approve the Emergency Clause of Ordinance No. 1306, was made by Council Member Yanda and seconded by Council Member McEachern.

The vote:

**AYES: Yanda, Alberts, McEachern, Smith, Russell**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

- 10. Consider approving Ordinance No. 1307, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-106, 18-107 and 18-111 of the Code of Ordinances of the City of Yukon, by adopting the International Mechanical Code, 2009 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency**

The motion to approve Ordinance No. 1307, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-106, 18-107 and 18-111 of the Code of Ordinances of the City

of Yukon, by adopting the International Mechanical Code, 2009 Edition, and providing additions, insertions, and deletions thereto; and Declaring an Emergency, was made by Council Member Russell and seconded by Council Member Yanda.

**The vote:**

**AYES: Alberts, Russell, Smith, Yanda, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**10a. Consider approving the Emergency Clause of Ordinance No. 1307**

The motion to approve the Emergency Clause of Ordinance No. 1307, was made by Council Member Yanda and seconded by Council Member McEachern.

**The vote:**

**AYES: Smith, Alberts, Yanda, Russell, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**11. Consider approving Ordinance No. 1308, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-136 and 18-137 of the Code of Ordinances of the City of Yukon, by adopting the International Residential Code, 2009 Edition, for One- and Two-Family Dwellings and providing additions, insertions, and deletions thereto, and by adding Section 18-140 renumbering regulation of Carports as Accessory Structures and; Declaring an Emergency**

The motion to approve Ordinance No. 1308, an Ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 18-136 and 18-137 of the Code of Ordinances of the City of Yukon, by adopting the International Residential Code, 2009 Edition, for One- and Two-Family Dwellings and providing additions, insertions, and deletions thereto, and by adding Section 18-140 renumbering regulation of Carports as Accessory Structures and; Declaring an Emergency, was made by Council Member Russell and seconded by Council Member Yanda.

**The vote:**

**AYES: Russell, Yanda, Smith, McEachern, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**11a. Consider approving the Emergency Clause of Ordinance No. 1308**

The motion to approve the Emergency Clause of Ordinance No. 1308, was made by Council Member Russell and seconded by Council Member McEachern.

**The vote:**

**AYES: Alberts, McEachern, Yanda, Smith, Russell**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**12. Consider a request by Craffon Tull, on behalf of Bounce Academy, to rezone the property at 1081 W Vandament from I-1 (Light Industrial District) to C-3 (Restricted Commercial District), as recommended by the Planning Commission**

The motion to approve a request by Crafton Tull, on behalf of Bounce Academy, to rezone the property at 1081 W Vandament from I-1 (Light Industrial District) to C-3 (Restricted Commercial District), as recommended by the Planning Commission, was made by Council Member Yanda and seconded by Council Member McEachern.

**The vote:**

**AYES: Smith, McEachern, Russell, Yanda, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**12a. Consider approving Ordinance No. 1309, 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 the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twelve (12) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma (1081 W Vandament) be changed from I-1 (Light Industrial District) to C-3 (Restricted Commercial District); and Declaring an Emergency**

The motion to approve Ordinance No. 1309, 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 the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twelve (12) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma (1081 W Vandament) be changed from I-1 (Light Industrial District) to C-3 (Restricted Commercial District); and Declaring an Emergency, was made by Council Member McEachern and seconded by Council Member Russell.

**The vote:**

**AYES: Russell, Alberts, McEachern, Yanda, Smith**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**12b. Consider approving the Emergency Clause of Ordinance No. 1309**

The motion to approve the Emergency Clause of Ordinance No. 1309, was made by Council Member Russell and seconded by Council Member Yanda.

**The vote:**

**AYES: Yanda, Russell, Smith, Alberts, McEachern**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**12c. Consider approving a Preliminary Plat for a tract of land situated within the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twelve (12) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma (1081 W Vandament), as recommended by the Planning Commission**

The motion to approve a Preliminary Plat for a tract of land situated within the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twelve (12) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma (1081 W Vandament), as recommended by the Planning Commission, was made by Council Member McEachern and seconded by Council Member Yanda.

**The vote:**

**AYES: McEachern, Alberts, Smith, Russell, Yanda**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

### 13. City Manager's Report – Information items only

#### A. Sanitation Services Update

Mr. Bottom wanted to give an explanation to the young people in attendance about the Ordinances that were passed for building codes. He stated these had been studied and discussed at the last two Study Sessions and then voted on tonight. The Emergency Clause only means to make effective right away.

On Saturday, November 22, we will be having the opening of Christmas in the Park and lights will be on. We will host over 250,000 people in a 41 day period. Hard to believe it's here.

Two and a half years ago, Yukon took over Solid Waste Management for commercial and residential sanitation. We have improved efficiency. We have equipment for Commercial services now and are providing at a better fee. We will implement curbside Big Trash Day on at least a quarterly basis by the end of this fiscal year. June 30, 2016 we are intending to have an opt-in plan available for curbside recycling. We have changed the face of solid waste in Yukon. We are proud of 7 day recycling now in place.

Back in the early 1960's the USDA was major lender for all water systems improvements in the USA. They required a charge of 60% of your water sales for sewer. Now other ways to charge are in place. We have studied the market and found that water rates are about right. Sewer rates were propped up artificially. So, we unbuckled sewer from water. We ensure rates are fair to sustain the operation. We use a dual-rate system. Lower rates are in the summer and rise in October. Just went from \$2.93/thousand to \$5.63/thousand on last cycle. We will go to single-rate system soon, but will be less impactful than dual-rate system. We will be bringing it to the Council soon. It needs to be noted the biggest risk to City finances is at the Treatment Plant. We have to guard against expenses and fines. Also, OKC Water Trust has notified that water rates will increase by 90% over the next 10 years. Mr. Bottom then compared our rates to Clinton. The day that water is more valuable than oil is here.

### 14. New Business - None

### 15. Council Discussion

Council Member McEachern is excited about Christmas in the Park. He thanked Brian and Rick for visiting the podium. He also thanked Russ Kline for service and dedication and Arnold Adams for pipe bursting and other projects. Great job! This is an exciting time in Yukon.

Council Member Russell thanked all for coming.

Council Member Yanda thanked Mr. Hort and Mr. Segler for Ordinances. She also thanked Russ Kline and members who serve on the Board of Adjustment and Mr. Bottom for water explanation.

Council Member Alberts thanked Mr. Andrews for bringing his class. Please be patient with Christmas visitors. Thanked Mr. Bottom for water explanation. He discussed the visitors section and informed visitors during this item, they bring information to us, however Council can't engage in discussion. Council Member Alberts wished the people who were concerned with water would have stayed to hear Mr. Bottom's explanation. Hopefully someone will get them the information.

Mayor Smith thanked Mr. Kline for his report. Don't forget to conserve water. He is looking forward to exciting holidays.

16. Adjournment

  
\_\_\_\_\_  
Doug Shivers, City Clerk



  
\_\_\_\_\_  
Ken Smith, Mayor