

Yukon City Council Minutes
*****Special Meeting*****
September 27, 2018

The Yukon City Council met in special session on September 27, 2018 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

CALL TO ORDER: Michael McEachern, Mayor

ROLL CALL: (Present) Michael McEachern, Mayor
Earline Smaistrla, Vice Mayor
Donna Yanda, Council Member
Rick Cacini, Council Member
Shelli Selby, Council Member

OTHERS PRESENT:

| | |
|---------------------------------------|----------------------------|
| Jim Crosby, City Manager | Doug Shivers, City Clerk |
| Tammy Kretchmar, Asst. City Manager | Gary Miller, City Attorney |
| Philip Merry, City Treasurer | Gary Cooper, IT Director |
| Mitchell Hort, Dev. Services Director | Robbie Williams, Triad |
| Jason Beal, Deputy City Clerk | Officer Robertson, Police |

- 1. Consider approving Ordinance 1366, an Ordinance which provides an amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by repealing Section 34-24 in its entirety, and eliminating the established Zones X and Y; amending Section 34-116 to establish minimum distance an oil and gas well can be drilled from surrounding property; and amending Section 34-118 establishing requirements for drilling or production of oil and gas wells for all property in the city limits; providing for repealer; severability; and declaring an emergency.**

The motion to approve Ordinance 1366, an Ordinance which provides an amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by repealing Section 34-24 in its entirety, and eliminating the established Zones X and Y; amending Section 34-116 to establish minimum distance an oil and gas well can be drilled from surrounding property; and amending Section 34-118 establishing requirements for drilling or production of oil and gas wells for all property in the city limits; providing for repealer; severability; and declaring an emergency, was made by Council Member Cacini and seconded by Council Member Yanda.

Mayor McEachern stated the rules for visitors wishing to address the Council.

Sam McCurdy, 3030 NW Expressway Suite 900, stated he represents Red Bluff and their application to drill, but there are broader issues, stating the concern is the proposed Ordinance in its entirety. He stated they would postpone their application if the Council postponed the vote, giving both sides time to negotiate a compromise.

Mr. Miller stated their application was tabled at the last Planning Commission meeting until Council made a decision on this proposed Ordinance. Mayor McEachern asked if they had filed their permit with the State of Oklahoma. Mr. McCurdy stated they had not, they are waiting on an approved location. Council Member Yanda asked if the City had not given them adequate time. Mr. McCurdy stated that was not the issue, the issue is the broadness of the proposal.

AJ Ferrati, 723 Willow Run, listed his concerns regarding the Ordinance: 1) Ordinance needs discussion regarding State law; 2) Permit is not on the agenda. He stated he's worked with several municipalities including Mustang and Piedmont to pass City ordinances. He stated he was concerned with setbacks, the noise limit, and electric pump restrictions. Mr. Miller stated the 1,000 feet setback can be waived if all parties agree.

Paul Trimble, Red Bluff attorney, stated the application is not on the agenda, Red Bluff's position is they need time to vet the Ordinance and is willing to stand down their application.

Mr. Miller stated he is available to meet to discuss ordinances.

Steve Phelan, 7906 Woodchuck Road, stated his bedroom window is 540 feet from proposed site. He is concerned with the tank batteries restricting his view and his health from the oilfield sludge. He stated the site could be moved.

Jeffery Reals, 7905 Woodchuck Road, stated he works in the oilfield business. He stated this proposed drilling site is not good for residences inside the City limits. He has concerns over noise, light and air pollution. He also stated concerns over road damage, property values, wildlife and abandoned sites.

Jodi Pendleton, 13460 W. Wilshire, stated she supports the proposed Ordinance. She stated she has done a lot of research regarding concerns with State law, noise and health. She fully supports passage of the Ordinance.

Shirley Morse, 13300 W. Wilshire, stated she wasn't aware of X and Y zones; residences in this area of town should get the same treatment as those in the rest of Yukon.

Anita Phelan, 7906 Woodchuck Road, stated she is concerned for water well supply and safety.

Council Member Selby asked why not drill where the deposit is located. Mr. McCurdy stated they have operations in Piedmont. They look for the greatest distances from residences on property, this site is the best option they can find. They do not have any safety concerns or Corporation Commission violations.

Council Member Cacini stated he would like to find common ground. Council Member Yanda stated she feels the City has done their due diligence and it is time to move forward with this Ordinance.

The vote:
AYES: Smaistrla, McEachern, Selby, Yanda, Cacini
NAYS: None
VOTE: 5-0
MOTION CARRIED

1a. Consider approving the Emergency Clause of Ordinance No. 1366

The motion to approve the Emergency Clause of Ordinance No. 1366, was made by Council Member Yanda and seconded by Council Member Selby.

The vote:
AYES: Yanda, Smaistrla, Cacini, McEachern, Selby
NAYS: None
VOTE: 5-0
MOTION CARRIED

2. Adjournment



Michael McEachern
Michael McEachern, Mayor

DRA S.
Doug Shivers, City Clerk