

# Minutes



## Yukon City Council Minutes October 3, 2000

The Yukon City Council met in regular session on October 3, 2000, at 7:30 PM in the Council Chambers of the Centennial Building, 12 South Fifth.

Invocation was given by Chaplin George Bigley.

Flag salute was given in unison.

ROLL CALL: (Present) Steve Friesen, Mayor  
Genie Vinson, Vice Mayor  
John Weller, Council Member  
Tim Rundel, Council Member  
Ron Jurgensen, Council Member

### OTHERS PRESENT:

Pat Hargis, City Clerk  
Mike Segler, City Attorney  
Joe Davis, City Engineer  
Dustin McElhaney, Building Maintenance  
Jan Scott, Park and Recreation Department  
Tammy Nemecek, Administrative Assistant  
Ike Shirley, Police Chief  
Jeff Lara, Acting Fire Chief  
J.R. Reed, Public Works Director  
David Cheshier, Community Enhancement Director  
Mitch Hort, Planning Director  
John Knuppel, Historical Society

Presentations and Proclamations: Lynda Ramsey, Historical Homes Committee, recognized the homeowners who participated in the historical homes tour by presenting them with a picture of their home painted by the Canadian Valley Art Guild, a book regarding the homes, and a plaque stating the house's history. Historical homeowners were: Jerry and Barbara Freeland, Tim and Jo Kamphaus, Allen and Carolyn White, Randy and Pam Wright, John and Carol Knuppel, Joe Horn, Tom and Linda Dudak, John and Beckie Paylor, James Lassiter, John and Jan Klopp, John and Denise Johnson, Chris Hedrick, and Tim and Jody Harlan-Wagner.

Visitors:

Presentation of City's Financial Condition by City Auditor

City Auditor Lonnie Heim appeared before the Council and advised the June 30, 2000 audit will not be completed until December, at which time he will present that to the Council. He stated tonight he would speak mainly of the condition of the city as of June 30, 2000. Mr. Heim advised that it is really too early in the fiscal year to make a determination on the revenue, and he will wait until he receives the September 30<sup>th</sup> information before making a judgment on that. Mr. Heim stated that historically departments spend a lot of money the first month or so of a new budget, so it is best to let the spending level out a little before assessing the situation, also. Mr. Heim stated in December, 1999, he spoke to the Council and stated he was concerned about a short fall in revenue, and it looked like the revenue would fall short of the projections for General Fund, but that the Water and Sewer Enterprise was exceeding our expectations, while the Sanitation Enterprise is deficit by about \$33,958.

Mr. Heim stated that the city needs to have at least 10% of their funds in reserve to be financially sound, and we are now at 12.4%, down from 15.1% on June 30, 1999.

Council Member Jurgensen asked if we are still basically spending more than we bring in.

Mr. Heim stated that is true for General Fund, but not for Water/Sewer.

Mayor Friesen asked Mr. Heim if he could come back next month after we close the quarter.

Mr. Heim advised he would be glad to do so.

(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) Approval of minutes of regular meeting of September 19, 2000

Trustee Weller made a motion to approve the minutes of the regular meeting of September 19, 2000 as presented. Motion seconded by Council Member Rundel.

#### **The vote:**

**AYES: Rundel, Vinson, Friesen, Jurgensen, Weller**

**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 approval of:

A) Minutes of the regular meeting of September 19, 2000

B) Salary and material claims

C) Consider accepting and approving Traffic Commission's recommendations to:

1) Make Third Street and Poplar a four-way controlled intersection and place a 25 MPH sign as close as possible to west-bound First and Poplar, and a 25 MPH sign east-bound at Third and Poplar;

2) Place a left-turn yield sign at the east-bound exit of Wal-Mart across from Hallmark;

3) Ask the City to recommend to ODOT that they review the speed limit on Highway 92 between I-40 and 10th Street and for traffic coming north into that area, recommend speed of 35 MPH

D) Consider approving and entering into agreement with Chisholm Trail Counseling Services, Inc. for an employee assistance program (EAP)

E) Consider approving and accepting easement for public highway (a strip piece or parcel of land lying on part of the Southeast Quarter (SE/4) of Section 30 Township Twelve North (T12N) Range Five West (R5W) of the Indian Meridian, Canadian County, Oklahoma

F) Setting date for next regular meeting for October 17, 2000, 7:30 PM, in the Council Chambers of the Centennial Building, 12 South Fifth

Vice Mayor Vinson made a motion, seconded by Council Member Weller, to approve the consent docket as listed.

**The vote:**

**AYES: Jurgensen, Friesen, Vinson, Weller, Rundel**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **2. Report of Boards, Commissions and City Officials**

Denny Myers, Yukon's representative for the Oklahoma Environmental Management Association, stated he had recently attended an OEMA meeting and he is happy to report that this concern is in very sound financial condition.

Mayor Friesen asked Jan Scott, Park Director, if she would give information on Spooksville to the Council at the next meeting.

## **3. Consider accepting and approving the revised preliminary plat for Kingsway Addition (item tabled from 9-19-00 meeting)**

A motion was made by Council Member Rundel, seconded by Vice Mayor Vinson to approve and accept the revised preliminary plat for Kingsway Addition with the understanding that Mr. Claude Cypert will work out an arrangement with the City of Yukon by participating in the cost of a traffic light in the amount of \$20,000 to be installed at the intersection of Kingsway and Mustang Road and that Regal Row would have no limits of access.

Vice Mayor Vinson asked if these houses would be graduated in size. Warren Peacock, engineer for the applicant, stated they would be. Mrs. Vinson advised Mr. Peacock to make sure that this was noted on the final plat. Mr. Peacock said he would have that done.

**The vote on the motion:**

**AYES: Weller, Vinson, Friesen, Rundel, Jurgensen**

**NAYS: None**  
**VOTE: 5-0**  
**MOTION CARRIED**

**4. (A) Consider approving Ordinance No. 1065 which provides amendment to the code of ordinances of the City of Yukon, Oklahoma by amending §26-56 by providing extension of due date for payment of cable television subscription services, and declaring an emergency**

Council Member Weller made a motion to approve Ordinance No. 1065, extending the due date for payment of cable television subscription services. Second was made by Vice Mayor Vinson.

Wayne Beikmann, representative of Cox Cable, stated all this is doing is giving the customer more time in which to pay their cable bill before a delinquent penalty is assessed.

Mayor Friesen asked Mr. Beikmann to explain how some people get a reduction in their rates and others did not.

Mr. Beikmann stated that now all Cox customers have the same pricing of \$6.16 per month for basic cable, which is about \$4 a month less than they have been paying; however, some customers saw about a \$3 month increase, depending on what package they subscribed to.

**The vote:**  
**Friesen, Weller, Jurgensen, Vinson, Rundel**  
**NAYS: None**  
**VOTE: 5-0**  
**MOTION CARRIED**

**(B) Consider approving emergency clause of Ordinance No. 1065**

Vice Mayor Vinson made a motion, seconded by Council member Weller, to approve the emergency of Ordinance No. 1065.

**The vote:**  
**AYES: Vinson, Friesen, Rundel, Jurgensen, Weller**  
**NAYS: None**  
**VOTE: 5-0**  
**MOTION CARRIED**

**5. Consider entering into contract with Trash Marketing for advertising on the City of Yukon's garbage trucks**

Council Member Rundel made a motion, seconded by Council Member Weller, to enter into an agreement with Trash Marketing for advertising on the City of Yukon's garbage trucks.

Mr. Rundel said he would like to see about 40% of the money received from this endeavor to go to the Recycling Committee. City Attorney stated he would need to restate his motion to include this.

Motion was amended to read "to enter into an agreement with Trash Marketing for advertising on the City of Yukon's garbage trucks, with 40% of the revenue received from

this endeavor to be earmarked for the Recycling Committee.” Council member Weller amended his second.

Mayor Friesen stated this is a good, inexpensive way for local businesses to advertise.

Council Member Jurgensen asked if this was being done at absolutely no cost to the city.

City Manager stated that was correct.

Mr. Jurgensen stated he doesn't like to be liable in case a sign is damaged, and asked what the cost would be to replace one. He stated he would like to see this changed.

Vice Mayor Vinson stated that Trash Marketing will be responsible for 60% and Yukon 40% of the repair cost. Council Member Jurgensen stated he still doesn't think we should be out money for them and doesn't want to see this as a liability.

Mrs. Vinson asked the cost of slight damage to a sign.

Trash Marketing representatives stated that the whole sign would be about \$400, but they can repair portions of signs themselves.

**A vote was taken on the motion:**

**AYES: Rundel, Weller, Friesen, Vinson**

**NAYS: Jurgensen**

**VOTE: 4-1**

**MOTION CARRIED**

## **6. Consider approving and accepting bid on Highway 92 and 10th Street project, contingent upon receipt of bonds and approval of bonds by City Attorney**

Vice Mayor Vinson made a motion to approve and accept the bid on the Highway 92 and 10<sup>th</sup> Street project and award it to Allen Contracting, Inc. in the amount of \$1,450,611.26, contingent upon receipt of bonds and approval of bonds by the City Attorney, and receipt of the participating funds from both developers. Council Member Rundel seconded the motion.

Joe Davis stated they had done some value engineering to try to get Allen's cost under the engineer's estimate without compromising the project. He stated the large pipe was bid in much higher than the engineers anticipated.

Council Member Jurgensen asked if we had the money available to cover this project.

City Manager stated our reserves are tight, so we do not have it at the present time. He advised that in two weeks, he will be making a recommendation to Council on how to fund this project. He stated if we used our available funds, it would deplete the funds needed for other projects. Mr. Crosby advised that at bond closing, we had to pay off a loan that we had not anticipated, so the money needed for this project was not available.

**The vote on the motion was taken:**

**AYES: Jurgensen, Vinson, Weller, Friesen, Rundel**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. 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 to abate same**

<b>LOCATION</b>	<b>OWNER</b>	<b>VIOLATION</b>
621 Hickory	Reed	Trash, Grass, Weeds
913 Ranchoak	Langstraat	Trash, Grass, Weeds
1016 Royal	Wilson	Trash, Grass, Weeds
4709 Skytrail	Sykes	Trash, Grass, Weeds
729 Queensboro Place	Logan	Trash, Grass, Weeds
3201 N. Mustang	Re/Max	Trash, Grass, Weeds
Highway 66 & Mustang	Welch	Trash, Grass, Weeds
Property North of Wal-Mart	Gotez	Trash, Grass, Weeds
Property South of Cameo Drive, 48.967 acres	Cypert	Trash, Grass, Weeds
935 Elm	French/Yanda	Nuisance Vehicles
210 Willow Place	Shuffield	Nuisance Vehicles

Mayor Friesen stated only 935 elm and 210 Willow Place remain to be declared a nuisance and abated. Community Development Director Mitch Hort presented pictures of these two locations for the council’s inspection.

Vice Mayor Vinson made a motion to declare 935 Elm and 210 Willow Place a nuisance and instructed staff to abate these locations. Council Member Weller seconded.

**The vote on the motion:**

**AYES: Weller, Rundel, Vinson, Jurgensen, Friesen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8. New Business**

**9. Open Discussion**

Council Member Jurgensen stated he has been asking about cell phone usage and he thinks we can get lower prices and plans from other vendors. He stated he would like to see a recommendation at the next Council meeting.

Mayor Friesen and Council Member Jurgensen had a general discussion on their views of cell phone usage and retrieval of information. Council Member Jurgensen made the statement, “If I ask for something, I intend to get it.”

City Manager stated we have been trying to obtain the information that Council Member Jurgensen has requested, but we have not been successful so far. City Manager further explained that because we do not have the sophisticated equipment needed to quick retrieval of information, it does take quite a long time and a lot of effort to pull information that has been recently requested. Mr. Crosby stated this request was also slowed down by the fact that two of the four staff members in the City Clerk’s office had been out on sick leave for quite some time.

Council Member Rundel stated that two weeks ago, there were bad fires in Edmond and Guthrie and he wanted to thank our firefighters for helping them, and also to thank the Community Center for staying open late to accept food and water donations. He also advised that October 9-15 is National Fire Prevention Week.

Mr. Rundel reminded everyone that Saturday is Czech Day in Yukon and it is our time to shine for the entire state. He also stated he thanked the 30 people who showed up during our town hall meetings, and offered his appreciation and thanks to Tammy Nemecek and Dana Deckard for upgrading Channel 20, our public government TV channel.

Vice Mayor Vinson advised there are members from the Czech Republic in Yukon for the Czech Festival and we welcome them to Yukon. She also thanked Lynda Ramsey for the good job she did on the historical homes brochure and advised she realized this had been a long process.

Mrs. Vinson stated that the Chamber of Commerce has assigned members to attend the Council meetings and tonight she would like to welcome Manny Sanchez. Mrs. Vinson also reminded everyone that there would be a fire fighter memorial this Sunday at the Methodist Church.

Mayor Friesen reminded everyone to be clean at the Czech Festival and to throw their litter into the bins, not the street. Mr. Friesen stated there are still campaign signs around town that need to be picked up, and asked the people who are not in the upcoming election to please take their signs down.

#### **10. Consider motion to recess as Yukon City Council and convene into executive session to discuss proposed IAFF contract**

Vice Mayor Vinson made a motion, seconded by Weller, to convene into executive session. Council member Weller seconded the motion.

**The vote:**

**AYES: Friesen, Vinson, Weller, Jurgensen, Rundel**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

#### **11. Consider motion to adjourn from executive session and reconvene as Yukon City Council**

Vice Mayor Vinson made a motion to adjourn from executive session and reconvene as Yukon City Council. Motion was seconded by Council Member Weller.

**The vote:**

**AYES: Vinson, Rundel, Friesen, Weller, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

#### **12. Consider approving and accepting first amendment to the 1999-2000 IAFF collective bargaining agreement, the collective bargaining agreement for FY**

## **2000-2001, and authorizing Mayor and City Clerk to enter into same**

Council Member Weller made a motion to approve and accept the first amendment to the 1999-2000 IAFF collective bargaining agreement, the collective bargaining agreement for FY 2000-2001, and authorized the Mayor and City Clerk to enter into same. Vice Mayor Vinson seconded the motion.

### **The vote:**

**AYES: Weller, Jurgensen, Friesen, Rundel, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **13. Adjournment**

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Steve Friesen, Mayor

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Patricia G. Hargis, City Clerk