

# Minutes



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## City Council Minutes December 2, 2002

The Yukon City Council met in regular session on December 2, 2002, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

Invocation was given by Personnel Director Tim Rundel.

Flag salute was given in unison.

ROLL CALL: (Present)           Earline Smaistrle, Mayor  
                                          Dewayne Maxey, Vice Mayor  
                                          Ron Jurgensen, Council Member  
                                          John Alberts, Council Member  
                                          Genie Vinson, Council Member

### Others Present:

Jim Crosby, City Manager  
Pat Hargis, City Clerk  
Mike Segler, City Attorney  
Robbie Williams, City Engineer  
Tammy Nemecek, Administrative Assistant  
Ton Lum, Building Maintenance  
Mitchell Hort, Community Development Director  
Jan Scott, Parks and Recreation Director  
J. R. Reed, Public Works Director  
Jeff Lara, Fire Chief  
Ike Shirley, Police Chief  
John Knuppel, Historical Society  
Russell Still, U.S. Filters

### Presentations and Proclamations

#### Visitors

Darryl Andrews, instructor of the Leaders of Tomorrow classes at Yukon High School, stated they would be holding a mock City Council meeting tonight after the Council's meeting. Mr. Andrews advised the group consists of members of the Leadership class and Leaders of Tomorrow group.

Mayor Smaistrle said the Council is honored to have this group of young people in attendance.

(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) Minutes of the regular meeting of November 19, 2002
- B) Claims in the amount of \$130,836.56

A motion was made by Trustee Vinson, seconded by Trustee Jurgensen, to approve the YMA consent docket, being the minutes of the regular meeting of November 19, 2002 and approval of claims in the amount of \$130,836.56.

**The vote:**

**AYES: Alberts, Jurgensen, Smaistrla, Maxey, Vinson**

**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 November 19, 2002
- B) Salary and material claims in the amount of \$202,283.35
- C) Mable Fry and Ranchwood waterline extension repair in an amount not to exceed \$13,969.75
- D) Mable Fry roadway and drainage pipe repair in an amount not to exceed \$9,563.00
- E) The Planning Commission's recommendation for a Commercial Planned Unit Development (PUD) and directing Staff to prepare ordinance for same
- F) Setting date for the next regular Council meeting for December 17, 2002, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Vice Mayor Maxey made a motion to approve the consent docket, being the minutes of the regular meeting of November 19, 2002; salary and material claims in the amount of \$202,283.35; Mable Fry and Ranchwood waterline extension repair in an amount not to exceed \$13,969.75; Mable Fry roadway and drainage pipe repair in an amount not to exceed \$9,563.00; the Planning Commission's recommendation for a Commercial Planned Unit Development (PUD) and directing Staff to prepare ordinance for same; and setting date for the next regular Council meeting for December 17, 2002, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. Second was made by Council Member Vinson.

**The vote:**

**AYES: Jurgensen, Maxey, Smaistrla, Vinson, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

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

**3. Consider entering into an agreement in the amount of \$122,000.00 with the Oklahoma Department of Transportation for Project Number STP-109B(043) AG for the road work at the intersection of Vandament Avenue and Garth Brooks Boulevard and approving Resolution No. 2002-20**

Council Member Jurgensen made a motion, seconded by Vice Mayor Maxey, to approve entering into an agreement in the amount of \$122,000.00 with the Oklahoma Department of Transportation for Project Number STP-109B(043) AG for the road work at the intersection of Vandament Avenue and Garth Brooks Boulevard and approving Resolution No. 2002-20.

**The vote:**

**AYES: Smaistrla, Jurgensen, Alberts, Maxey, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**4. A) Consider accepting a letter of credit in the amount of \$23,850.31 representing the fee-in-lieu for the half-street paving of North Mustang Road north of U. S. Highway 66**

Council Member Vinson made a motion to accept a letter of credit in the amount of \$23,850.31 representing the fee-in-lieu for the half-street paving of North Mustang Road north of U. S. Highway 66. Vice Mayor Maxey seconded the motion.

**The vote:**

**AYES: Maxey, Alberts, Vinson, Smaistrla, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider accepting a letter of credit #BOK02SDF00775 for the storm and sanitary sewer improvements for Yukon Holdings subdivision**

Council Member Vinson moved to accept a letter of credit #BOK02SDF00775 for the storm and sanitary sewer improvements for Yukon Holdings subdivision. Motion was seconded by Vice Mayor Maxey.

**The vote:**

**AYES: Alberts, Vinson, Jurgensen, Smaistrla, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**C) Consider accepting a permanent easement from Donelda Wheatley for the exclusive purpose of constructing, maintaining and operating a sanitary sewer and other public utilities and appurtenances thereto for Yukon Holdings**

Council Member Vinson made a motion, seconded by Vice Mayor Maxey, to approve

accepting a permanent easement from Donelda Wheatley for the exclusive purpose of constructing, maintaining and operating a sanitary sewer and other public utilities and appurtenances thereto for Yukon Holdings.

**The vote on the motion:**

**AYES: Vinson, Smaistrila, Maxey, Alberts, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. Consider approval of the revised Yukon Holdings final plat, as recommended by the Planning Commission**

Council Member Jurgensen made a motion to approve the revised Yukon Holdings final plat as recommended by the Planning Commission, with the second being made by Council Member Vinson.

**The vote:**

**AYES: Jurgensen, Smaistrila, Alberts, Maxey, Vinson**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**6. Consider approving a Conditional Use Permit for D. E. Brower, Jr. and Niki Brower for a hair salon in C-1 (Office District) zoning, as recommended by the Planning Commission**

Council Member Jurgensen made a motion, seconded by Vice Mayor Maxey, to approve a Conditional Use Permit for D. E. Brower, Jr. and Niki Brower for a hair salon in C-1 (Office District) zoning, as recommended by the Planning Commission.

**The vote:**

**AYES: Smaistrila, Jurgensen, Maxey, Vinson, Alberts**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. Consider approving Planning Commission's recommendation for a rezoning application by D. E. Brower to rezone from A (Agriculture) to C-1 (Office District) for a tract of land in the SW corner of the SW/4, Section 28, T12N, R5W (northeast corner of N. W. 10th and Cornwell Drive)**

Council Member Jurgensen made a motion to approve the Planning Commission's recommendation for a rezoning application by D. E. Brower to rezone from A (Agriculture) to C-1 (Office District) for a tract of land in the SW corner of the SW/4, Section 28, T12N, R5W (northeast corner of N. W. 10th and Cornwell Drive). Second to the motion was made by Vice Mayor Maxey.

**The vote:**

**AYES: Alberts, Vinson, Maxey, Smaistrila, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8. Consider approving Planning Commission's recommendation for approval of a preliminary plat for Brower Law Office at the northeast corner of N. W. 10th Street and Cornwell Drive**

Vice Mayor Maxey made a motion to approve the Planning Commission's recommendation for approval of a preliminary plat for Brower Law Office at the northeast corner of N. W. 10th Street and Cornwell Drive. Council Member Jurgensen seconded the motion.

**The vote:**

**AYES: Maxey, Alberts, Jurgensen, Vinson, Smaistrila**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**9. 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>
615 S. 2 <sup>nd</sup>	Rea	Trash, Grass, Weeds
1312 Kingston Drive	Cagle	Trash, Grass, Weeds
313 Cherokee	McKinney	Trash, Grass, Weeds
1024 Arlington	Shafer	Nuisance Vehicle
903 Glenwood	Marler	Nuisance Vehicle
720 Maple	Heights	Trash, Grass, Weeds
1105 Glenwood	Caudle	Nuisance Vehicle
1005 Montreal	Tartaglia	Nuisance Vehicle
1101 Kingston Drive	King	Nuisance Vehicle

This item was tabled due to a wrong date being given to the property owners.

**10. New Business**

**11. Council Discussion**

Vice Mayor Maxey congratulated Council Member Albert for "his team's win."

Council Member Vinson welcomed the high school students here tonight. She also stated there are many good things happening in Yukon for the holiday season and for everyone to get out and enjoy them, and that the Philharmonic will be here on December 19th.

Council Member Jurgensen stated he hoped everyone had a happy Thanksgiving.

Council Member Alberts stated he was glad to see everyone here tonight. He advised the students they were lucky to have Mr. Andrews as a teacher.

Council Member Alberts stated that it is very important that we keep our money in Yukon, as it is from the tax money that we can make Yukon a better place to live and pays for our road repairs, etc. He encouraged citizens to spend their money in Yukon when they can to help

our community.

Mayor Smaistrle welcomed the leadership classes to the Council meeting and advised Mr. Andrews and Mr. Gomez she appreciated their dedication and that she is proud of all of them.

City Manager Jim Crosby stated that the Garth Brooks Boulevard/Vandament street project is an 80%/20% effort that will be let February 1st and should be finished by June. Mr. Crosby advised that after the work on Garth Brooks is completed, the state will begin on repairs to Main Street.

**12. Consider recessing as Yukon City Council and reconvening into Executive Session to discuss pending litigation**

A motion was made by Council Member Vinson, seconded by Vice Mayor Maxey, to recess as Yukon City Council and reconvene into Executive Session to discuss pending litigation.

**The vote:**

**AYES: Vinson, Jurgensen, Smaistrle, Alberts, Maxey**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**13. Consider adjourning from Executive Session and reconvening as Yukon City Council**

Council Member Vinson made a motion, seconded by Vice Mayor Maxey, to adjourn from Executive Session and reconvene as Yukon City Council.

**The vote:**

**AYES: Maxey, Smaistrle, Vinson, Alberts, Jurgensen**

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**14. Adjournment**

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Earline Smaistrle, Mayor

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Patricia G. Hargis, City Clerk