



major tree replanting soon.

Judy Chancellor, 1209 Kingston, asked the City Manager if he was saying the bulldozing stopped today.

The City Manager said they were not dozing today, but burying trees and cleaning up.

Ms. Chancellor asked, "How do you bury a tree?"

(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 \$40,907.22

City Clerk advised the date in Item A should read "December 2, 2002."

A motion was made by Vice Chair Maxey, seconded by Trustee Jurgensen, to approve the YMA Consent Docket, being the minutes of the regular meeting of December 2, 2002 and claims in the amount of \$40,907.22.

#### **The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**2A. Consider approving Resolution No. YMA 02-03, a resolution authorizing the issuance of the Yukon Municipal Authority 2002A Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving documents, procedures and payments related to issuance of the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" and providing that the Revenue Note shall qualify for the exception for small governmental units, each as contained in the Internal Revenue Code of 1986; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratifying a lease agreement and operation and maintenance contract between the City of Yukon and the Yukon Municipal Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains outstanding and unpaid**

A motion was made by Vice Chair Maxey, seconded by Trustee Vinson, approving Resolution No. YMA 02-03, a resolution authorizing the issuance of the Yukon Municipal Authority 2002A Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a

price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving documents, procedures and payments related to issuance of the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" and providing that the Revenue Note shall qualify for the exception for small governmental units, each as contained in the Internal Revenue Code of 1986; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratifying a lease agreement and operation and maintenance contract between the City of Yukon and the Yukon Municipal Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains outstanding and unpaid.

Trustee Alberts asked if Bob Lewis, representative from Leo Oppenheim & Company, would explain this item to them.

Mr. Lewis advised this money was used for capital improvement projects, and the loan comes due tomorrow.

Trustee Alberts asked if this note came due yearly. Mr. Lewis stated it does, and this is the second renewal of the note and we only commit for one year due to the favorable interest rate, and hopefully we will pay the note off in one year.

Mr. Alberts asked what the statement "waiving competitive bidding" meant.

Mr. Lewis said that rather than bidding, quotes are obtained for the interest rate on this type loan. Mr. Lewis stated it also would have cost an additional \$5,000 to bid this out and it would not have been economical to do that on a note of this size.

City Manager Jim Crosby stated the money went for several projects, such as the roadway at the hospital, Highway 92 and 10th Street, the booster station, and part of the Vandament/Holly widening project.

Trustee Jurgensen asked what fees were associated with a year to year renewal, and if this was not paid now if we would be in default on the loan.

Mr. Lewis advised the City would be in default if they did not pay or renew this loan, and the fees associated with this particular closing would be about \$14,000.

Mr. Jurgensen asked if the fees were negotiable.

Mr. Lewis said the fees were negotiated with the City Manager.

Trustee Jurgensen stated that in the future, he would like to see a copy of the closing statement included with this backup.

**The vote:**

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

**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 \$157,777.40
- C) Entering into an agreement with Southwestern Bell Company for Plexar phone services for City phone systems
- D) Denial of Claim No. 15852 from Pamela Calalay for sewer backup at 126 Poplar, as recommended by the Oklahoma Municipal Assurance Group
- E) Denial of Claim No. 15837 from Deanna Dowell for sewer backup at 122 Poplar, as recommended by the Oklahoma Municipal Assurance Group
- F) Setting date for the next regular Council meeting for January 7, 2003, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

City Clerk advised the date in Item A should be December 2, 2002.

Council Member Jurgensen made a motion to approve the Consent Docket, that being the minutes of the regular meeting of December 2, 2002; salary and material claims in the amount of \$157,777.40; entering into an agreement with Southwestern Bell Company for Plexar phone services for City phone systems; denial of Claim No. 15852 from Pamela Calalay for sewer backup at 126 Poplar, as recommended by the Oklahoma Municipal Assurance Group; denial of Claim No. 15837 from Deanna Dowell for sewer backup at 122 Poplar, as recommended by the Oklahoma Municipal Assurance Group; setting date for the next regular Council meeting for January 7, 2003, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. A second to the motion was made by Council Member Maxey.

Vice Mayor Maxey stated he would like to pull Item C for a separate vote.

**The vote on Items A, B, D, E and F:**

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

Vice Mayor Maxey stated he would excuse himself from the vote on Item C, as he works for Southwestern Bell. Council Member Jurgensen made a motion to approve Item C, entering into an agreement with Southwestern Bell Company for Plexar phone services for City phone systems. Council Member Alberts seconded the motion.

**The vote on Item C:**

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

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

Vice Mayor Maxey returned to the Council Chambers.

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

Mayor Smaistrle said that Jan Scott asked her to announce that the Philharmonic would be playing this Thursday at the Yukon High School. Ms. Smaistrle said this is a wonderful gift to the city and everyone should try to come.

### **3. A) Consider approving Ordinance No. 1104, amending Section 2-137(b) of the Code of Ordinances of the City of Yukon by determining that certain obligations, including the Yukon Municipal Authority 2002A Revenue Note in an aggregate principal amount not to exceed \$1,500,000, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency**

City Attorney Mike Segler read Ordinance No. 1104 in full.

A motion was made by Vice Mayor Maxey, seconded by Council Member Jurgensen, to approve Ordinance No. 1004, amending Section 2-137(b) of the Code of Ordinances of the City of Yukon by determining that certain obligations, including the Yukon Municipal Authority 2002A Revenue Note in an aggregate principal amount not to exceed \$1,500,000, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency.

#### **The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

### **B) Consider approval of the emergency clause of Ordinance No. 1104**

Vice Mayor Maxey made a motion to approve the emergency clause of Ordinance No. 1004. Second was made by Council Member Jurgensen.

#### **The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

## **4. Consider approving Resolution No. 2002-23, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2002A Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving a sales tax agreement providing security for the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" under the Internal Revenue Code of 1986 (the "Code"); making determinations necessary for the exception for small governmental units under the Code; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratification of lease agreement and operation and maintenance contract between the City and the Authority and agreeing that the term of the lease shall extend so long as the**

**Revenue Note remains unpaid; and, authorization of documents and procedures related to issuance of the Revenue Note**

A motion was made by Vice Mayor Maxey, seconded by Mayor Smaistrla, to approve Resolution No. 2002-23, a resolution approving the incurrence of indebtedness by the Yukon Municipal Authority (the "Authority") issuing its 2002A Revenue Note (the "Revenue Note"), in an aggregate principal amount of not to exceed \$1,500,000; waiving competitive bidding and authorizing said Revenue Note to be sold at a price less than par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving a sales tax agreement providing security for the Revenue Note; designating the Revenue Note as "qualified tax-exempt obligations" under the Internal Revenue Code of 1986 (the "Code"); making determinations necessary for the exception for small governmental units under the Code; providing that the Trust Indenture shall be subject to provisions of the Revenue Note; ratification of lease agreement and operation and maintenance contract between the City and the Authority and agreeing that the term of the lease shall extend so long as the Revenue Note remains unpaid; and, authorization of documents and procedures related to issuance of the Revenue Note.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**5. A) Consider approving Ordinance No. 1105, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of the Southwest Quarter (SW/4) of Section 22, Township 12 North, Range 5 West of the Indian Meridian, Canadian County, Oklahoma, (SE corner of Cameo Drive and Mustang Road; 1100 and 1108 Cameo Drive) according to the recorded plat thereof be changed from "R-1" (Single Family Residential District) to "C-1" (Office District); and declaring an emergency [This property was recommended to be rezoned by the Council 2-6-02]**

Council Member Vinson made a motion, seconded by Council Member Alberts, to approve Ordinance No. 1105, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of the Southwest Quarter (SW/4) of Section 22, Township 12 North, Range 5 West of the Indian Meridian, Canadian County, Oklahoma, (SE corner of Cameo Drive and Mustang Road; 1100 and 1108 Cameo Drive) according to the recorded plat thereof be changed from "R-1" (Single Family Residential District) to "C-1" (Office District); and declaring an emergency.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider approving Emergency Clause to Ordinance No. 1105**

Council Member Vinson moved to approve the emergency. Motion was seconded by Council Member Alberts.

Council Member Jurgensen asked the City Manager to explain why there are emergency clauses on ordinances.

The City Manager stated they are needed to make the ordinance go into effect immediately and calling for only the title of the ordinance to be printed in the newspaper. If an emergency is not passed, the entire ordinance has to be printed in the paper, which is quite costly, and there is a 30 day waiting period before the ordinance can go into effect. The City Manager said this saves a lot of money.

**The vote on the motion:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**6. A) Consider approving Ordinance No. 1106, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that Lot 1, Block 2, Yukon Business Park and Part of Lot 2, Block 2, Yukon Business Park (700-720 South Ranchwood Boulevard), an addition to the City of Yukon, Canadian County, Oklahoma according to the recorded plat thereof be changed from "I-1" (Light Industrial District) to "C-3" (Restricted Commercial District); and declaring an emergency [This property was recommended to be rezoned by the Council 8-6-02]**

Council Member Jurgensen made a motion, seconded by Vice Mayor Maxey, to approve Ordinance No. 1106, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that Lot 1, Block 2, Yukon Business Park and Part of Lot 2, Block 2, Yukon Business Park (700-720 South Ranchwood Boulevard), an addition to the City of Yukon, Canadian County, Oklahoma according to the recorded plat thereof be changed from "I-1" (Light Industrial District) to "C-3" (Restricted Commercial District); and declaring an emergency.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider approving Emergency Clause to Ordinance No. 1106**

A motion was made by Council Member Vinson, seconded by Council Member Alberts, to approve the Emergency Clause to Ordinance No. 1106.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**7. A) Consider approving Ordinance No. 1107, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of the Northeast Quarter (NE/4) of Section Twenty-Eight**

**(28), Township Twelve (12) North, Range Five (5) West of the Indian Meridian (east of Nina Willingham Senior Housing on East Vandament), Canadian County, Oklahoma, according to the recorded plat thereof be changed from "I-2" (Heavy Industrial District) to "C-1" (Office District); and declaring an emergency [This property was recommended to be rezoned by the Council 8-6-02]**

A motion was made by Council Member Jurgensen, seconded by Vice Mayor Maxey, to approve Ordinance No. 1107, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of the Northeast Quarter (NE/4) of Section Twenty-Eight (28), Township Twelve (12) North, Range Five (5) West of the Indian Meridian (east of Nina Willingham Senior Housing on East Vandament), Canadian County, Oklahoma, according to the recorded plat thereof be changed from "I-2" (Heavy Industrial District) to "C-1" (Office District); and declaring an emergency.

**The vote on the motion:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider approving Emergency Clause to Ordinance No. 1107**

Council Member Jurgensen made a motion to approve the Emergency Clause to Ordinance No. 1107. Vice Mayor Maxey seconded the motion.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**8. A) Consider approving Ordinance No. 1108, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of Lot 4, and all of Lots 5, 6, 7 and 8 of Block One (1) in Harris Acres Addition to the City of Yukon, Canadian County, Oklahoma (on South Ranchwood Boulevard across from 7-11, to the north) according to the recorded plat thereof be changed from "C-3" (Restricted Commercial District) to "C-5" (Automotive and Commercial Recreation District); and declaring an emergency [This property was recommended to be rezoned by the Council 8-20-02]**

Vice Mayor Maxey made a motion, seconded by Council Member Alberts, to approve Ordinance No. 1108, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of Lot 4, and all of Lots 5, 6, 7 and 8 of Block One (1) in Harris Acres Addition to the City of Yukon, Canadian County, Oklahoma (on South Ranchwood Boulevard across from 7-11, to the north) according to the recorded plat thereof be changed from "C-3" (Restricted Commercial District) to "C-5" (Automotive and Commercial Recreation District); and declaring an emergency.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**



**MOTION CARRIED**

**B) Consider approving Emergency Clause to Ordinance No. 1108**

Vice Mayor Maxey made a motion approving the Emergency Clause to Ordinance No. 1108. The second was made by Council Member Jurgensen.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**9. A) Consider approving Ordinance No. 1109, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of the Southwest Corner of the Southwest Quarter (SW/4) of Section Twenty-Eight (28), Township Twelve (12) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, (NE corner of Cornwell Drive and N. W. 10th Street) be changed from Zoning District "A" (Agriculture) to "C-1" (Office District); and declaring an emergency**

A motion was made by Vice Mayor Maxey, seconded by Council Member Jurgensen, to approve Ordinance No. 1109, an ordinance amending Ordinance No. 657, Appendix A, of the Code of the City of Yukon, Oklahoma, by providing that a part of the Southwest Corner of the Southwest Quarter (SW/4) of Section Twenty-Eight (28), Township Twelve (12) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, (NE corner of Cornwell Drive and N. W. 10th Street) be changed from Zoning District "A" (Agriculture) to "C-1" (Office District); and declaring an emergency.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider approving Emergency Clause to Ordinance No. 1109**

Vice Mayor Maxey made a motion, seconded by Council Member Jurgensen, to approve the Emergency Clause to Ordinance No. 1109.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**10. Consider re-approval of a final plat for Preston Park, as recommended by the Planning Commission**

The City Manager explained that this is being presented for re-approval because the company did not file the plat in the required time limit.

Vice Mayor Maxey moved to approve the final plat for Preston Park, as recommended by the Planning Commission. The second was made by Council Member Alberts.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**11. Consider approving a rezoning application by John Nail/John Coffey from C-4 to R-1 for a part of the SE/4 of Section 19, T12N, R5W, containing 20.86 acres more or less, as recommended by the Planning Commission (west of Garth Brooks Boulevard and north of West Vandament)**

Vice Mayor Maxey made a motion to approve a rezoning application by John Nail/John Coffey from C-4 to R-1 for a part of the SE/4 of Section 19, T12N, R5W, containing 20.86 acres more or less, as recommended by the Planning Commission (west of Garth Brooks Boulevard and north of West Vandament). Motion was seconded by Council Member Jurgensen.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**12. Consider approving a preliminary plat for Stone Creek Addition, as recommended by the Planning Commission**

Council Member Jurgensen made a motion, seconded by Vice Mayor Maxey, to approve a preliminary plat for Stone Creek Addition, as recommended by the Planning Commission.

**The vote on the motion:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**13. Consider approving a final plat for Brower Law Office as recommended by the Planning Commission**

A motion was made by Vice Mayor Maxey to approve a final plat for Brower Law Office as recommended by the Planning Commission. Council Member Jurgensen seconded the motion.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**14. A) Consider approving Ordinance No. 1110, an ordinance which provides**

**amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 114-52(a); 114-53(d) and (f); and 114-54 (a), (b) and adding (c) of the Code of Ordinances, to provide for delinquent charges to be added to and collected for nonpayment of charges for utility services, removal of water meter if tampering has occurred, and increase in fees associated with disconnecting service, and declaring an emergency**

Vice Mayor Maxey made a motion approving Ordinance No. 1110, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Sections 114-52(a); 114-53(d) and (f); and 114-54 (a), (b) and adding (c) of the Code of Ordinances, to provide for delinquent charges to be added to and collected for nonpayment of charges for utility services, removal of water meter if tampering has occurred, and increase in fees associated with disconnecting service, and declaring an emergency. Council Member Alberts seconded the motion.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**B) Consider approving Emergency Clause to Ordinance No. 1110**

Vice Mayor Maxey made the motion to approve the Emergency Clause to Ordinance No. 1110, with the second being made by Council Member Jurgensen.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**15. Consider setting the cost of abatement at 1741 Greenway Circle (Lot 4, Block 9, Skyview 2nd Addition) at \$201.23 and assessing lien through Canadian County Treasurer**

Vice Mayor Maxey made a motion to set the cost of abatement at 1741 Greenway Circle (Lot 4, Block 9, Skyview 2nd Addition) at \$201.23 and assessing lien through Canadian County Treasurer. Council Member Alberts made the second to the motion.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**16. Consider setting the cost of abatement at 501 Teakwood (Lot 21, Block 4, Glenwood Addition) at \$189.38 and assessing lien through Canadian County Treasurer**

Vice Mayor Maxey made a motion, seconded by Council Member Jurgensen, to set the cost of abatement at 501 Teakwood (Lot 21, Block 4, Glenwood Addition) at \$189.38 and

assessing lien through Canadian County Treasurer.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**17. Consider approving a ninety (90) day extension of the original Letter of Credit for TM Holdings, L.L.C. for storm and sanitary sewer improvements in the Yukon Holdings Addition to Yukon, Oklahoma**

Vice Mayor Maxey made the motion to approve a ninety (90) day extension of the original Letter of Credit for TM Holdings, L.L.C. for storm and sanitary sewer improvements in the Yukon Holdings Addition to Yukon, Oklahoma; second was made by Council Member Alberts.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**18. Consider approving Resolution No. 2002-21, authorizing the calling and holding of an election in the City of Yukon, Canadian County, Oklahoma, for the purpose of electing one Council Member from Ward 1 and one Council Member from Ward 2, each for three year terms ending in May, 2006**

Vice Mayor Maxey made a motion, seconded by Council Member Alberts, approving Resolution No. 2002-21, authorizing the calling and holding of an election in the City of Yukon, Canadian County, Oklahoma, for the purpose of electing one Council Member from Ward 1 and one Council Member from Ward 2, each for three year terms ending in May, 2006.

**The vote:**

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**19. Consider approving Resolution No. 2002-22, expressing opposition to the actions of Southwestern Bell Telephone Company in filing a proposed E9-1-1 tariff with the Oklahoma Corporation Commission creating per-call charges for each 9-1-1 call placed from a cellular phone, and authorizing the Municipal Counselor to institute legal proceedings to protest and prevent the approval of said per-call E-9-1-1 wireless tariff**

Vice Mayor Maxey excused himself from the Council Chambers and did not participate in discussion or vote on this item.

A motion was made by Council Member Vinson, seconded by Council Member Alberts, approving Resolution No. 2002-22, expressing opposition to the actions of Southwestern Bell Telephone Company in filing a proposed E9-1-1 tariff with the Oklahoma Corporation

Commission creating per-call charges for each 9-1-1 call placed from a cellular phone, and authorizing the Municipal Counselor to institute legal proceedings to protest and prevent the approval of said per-call E-9-1-1 wireless tariff.

**The vote:**

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

**NAYS: None**

**VOTE: 4-0**

**MOTION CARRIED**

Vice Mayor Maxey returned to the Council Chambers.

**20. 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>
903 Glenwood	Marler	Nuisance Vehicle
1101 Kingston Drive	King	Nuisance Vehicle
1005 Montreal	Tartaglia	Nuisance Vehicles
1105 Kingston Drive	Caudle	Nuisance Vehicle
4805 Wilcox Lane	Day	Trash, Grass, Weeds
1102 Glenwood	Swanson	Nuisance Vehicles

Community Development Director Mitchell Hort presented pictures of 1101 Kingston Drive, the only residence remaining to be considered.

Vice Mayor Maxey made a motion, seconded by Council Member Alberts, to approve declaring 1101 Kingston Drive as detrimental to the health, benefit and welfare of the public and community and directed Staff to take appropriate action to abate same.

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

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

**NAYS: None**

**VOTE: 5-0**

**MOTION CARRIED**

**21. New Business**

**22. Council Discussion**

Vice Mayor Maxey stated this is Council Member Vinson's last meeting and we will miss her on the Council. Mr. Maxey stated she has done a great job for the City of Yukon.

Council Member Vinson said she has appreciated the opportunity to serve the citizens of Yukon and thanked them for their support.

Council Member Jurgensen advised that he wanted to ask that Staff and the individuals who do the bonds to give them 30-60 days lead time on actions of this nature in the future. He said he did not like "spur of the moment" decisions.

The City Manager apologized for the timeliness, stating the bond attorney just got the information to us.

The bond attorney advised it was he that asked it to be placed on this particular agenda, as this is the way it has historically been done. Mr. Williams advised he will try to get paperwork to us earlier in the future.

Council Member Alberts stated at the NLC convention in Utah, he had the opportunity to listen to speakers and hear about their towns. He said he learned they are experiencing the same problems we are, but he also saw what could be done if you work as a group.

Council Member Alberts thanked Mrs. Vinson for her service to the City, and advised he looks forward to working with Bob Bradway. Mr. Alberts said he hopes we will move forward with positive leadership on the Council.

Mr. Alberts wished everyone a Merry Christmas and said to "go do something nice" for someone.

Mayor Smaistrle stated she is going to miss Council Member Vinson. The Mayor presented a bulldog plaque to Genie Vinson in appreciation for her service to the City of Yukon.

City Manager Jim Crosby wished everyone a very Merry Christmas.

### **23. Adjournment**

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Earline Smaistrle, Mayor

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Patricia G. Hargis, City Clerk