



**City Council Minutes
September 7, 2004**

The Yukon City Council met in regular session on September 7, 2004, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by John Miller, pastor of Christ's Church.

The flag salute was given in unison.

Roll Call: Present: John Alberts, Mayor
Bob Bradway, Vice Mayor
Earline Smaistrla, Council Member
Ward Larson, Council Member
Dewayne Maxey, Council Member

Others Present:
Jim Crosby, City Manager
Pat Hargis, City Clerk
Mike Segler, City Attorney
Robbie Williams, City Engineer
Tony Lum, Building Maintenance Department
Tammy Kretchmar, Administrative Assistant
Mitchell Hort, Community Development Director
J. R. Reed, Public Works Director
Jeff Lara, Fire Chief
Ike Shirley, Police Chief

Presentations and Proclamations



Visitors



Kelle Freels, representative for the Yukon BMX Club, stated they had hosted the state finals here in Yukon over the Labor Day weekend and there were 241 riders competing. Out of those, there were 8 children that lived in the Yukon city limits who placed first, 9 more that took 2nd, 3rd, or 4th, and several others that medaled that were part of the club, but did not live in the city limits. Mrs. Freels thanked Jan Scott and the Park and Recreation Department for their assistance with the event.

Vice Mayor Bradway asked if there had been an increase in the membership since the racetrack had been built.

Mrs. Freels stated there had been, with three new members over the weekend. She stated they are getting the information out that the racetrack is available, and have had two people

host birthday parties there (at no charge). Mrs. Freels said membership fees are \$45 annually, or \$25 for a temporary (30 day) membership.

Arch Treadway, 855 North 11th Street, stated that after the recent rains, 11th Street is flooded and needs to have caution signs put out when it rains. He asked who would be responsible for the flooding now that the race track is being developed.

City Manager Jim Crosby advised that there is no concrete surface, that the track is dirt, so there would not be any additional drainage problems caused by the bike track.

Mr. Treadway asked if the roads would be paved, and if so, who would be responsible for the drainage once they were paved.

The City Manager said if the roads are paved, it would be the responsibility of the property owners (the City) to maintain the drainage. Mr. Crosby said they would make sure signs are put out after heavy rains to warn of flooding.

Council Member Bradway asked, "On a different issue," what is the status of closing the wells that are on Mr. Treadway's property.

The City Manager said the environmental study is in, but we cannot perform the work that DEQ requires, so we have asked the DEQ to obtain costs for having someone else come in and close the wells down to their specifications. Mr. Crosby said that information should be available to us soon.



(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) The minutes of the regular meeting of August 17, 2004
- B) Payment to Brewer Construction in the amount of \$2,167.80 for the emergency repair of a manhole at 3rd and Main

A motion was made by Trustee Larson to approve the YMA Consent Docket, consisting of approval of the minutes of the regular meeting of August 17, 2004, and payment to Brewer Construction in the amount of \$2,167.80 for the emergency repair of a manhole at 3rd and Main. Vice Chair Bradway made the second to the motion.

The vote:

AYES: Alberts, Bradway, Maxey, Smaistrla, Larson

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 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) The minutes of the regular meeting of August 17, 2004
- B) Salary and material claims in the amount of \$556,780.87
- C) Entering into an agreement with the Yukon Girls' Basketball League to use the Jackie Cooper Gym on Saturdays beginning August 28, 2004 through November 20, 2004
- D) Entering into an agreement with the Canadian County 4-H for fiscal year 2005 in an amount not to exceed \$1,200.00
- E) Removing the stop signs on McConnell at the three-way intersection of McConnell and Sunrise, as recommended by the Traffic Commission
- F) Denying tort claim #18837 from Billy Akerman, as recommended by the Oklahoma Municipal Assurance Group
- G) Setting the date for the next regular Council meeting for September 21, 2004, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Council Member Maxey moved to approve the Consent Docket, consisting of approval of the minutes of the regular meeting of August 17, 2004; salary and material claims in the amount of \$556,780.87; entering into an agreement with the Yukon Girls' Basketball League to use the Jackie Cooper Gym on Saturdays beginning August 28, 2004 through November 20, 2004; entering into an agreement with the Canadian County 4-H for fiscal year 2005 in an amount not to exceed \$1,200.00; removing the stop signs on McConnell at the three-way intersection of McConnell and Sunrise, as recommended by the Traffic Commission; denying tort claim #18837 from Billy Akerman, as recommended by the Oklahoma Municipal Assurance Group; and setting the date for the next regular Council meeting for September 21, 2004, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth. The second to the motion was made by Council Member Larson.

The vote:

AYES: Smaistrle, Alberts, Larson, Maxey, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

3. Consider approving and entering into a contract for sale of real estate for the two (2) tracts of land located in the Northeast Quarter of Section Twenty-One, Township Twelve North, Range Five West of the Indian Meridian in Yukon, Canadian County, Oklahoma (Tract III and Tract IV on Exhibit A, attached)

A motion was made by Council Member Larson, seconded by Council Member Maxey, to approve entering into a contract for the sale of real estate for the two (2) tracts of land located in the Northeast Quarter of Section Twenty-One, Township Twelve North, Range Five West of the Indian Meridian in Yukon, Canadian County, Oklahoma (Tract III and Tract IV on Exhibit A, attached). Purchase price of this building will be \$150,000.00, payable at the time of closing.

The vote:

AYES: Larson, Maxey, Bradway, Alberts, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider approving Change Order #1 in the amount of \$56,213.00 for an air blower replacement for the Wastewater Treatment Plant (GO Bond Proposition #4)

Change Order #1 in the amount of \$56,213.00 for an air blower replacement for the Wastewater Treatment Plant (GO Bond Proposition #4) was approved on a motion made by Council Member Smaistrla; seconded by Council Member Maxey.

The vote:

AYES: Maxey, Smaistrla, Larson, Bradway, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. Consider approving the purchase of a permanent and temporary easement from Ruth Sayre, 502 Oakcreek Drive, in the amount of \$250.00

Vice Mayor Bradway made a motion to approve the purchase of a permanent and temporary easement from Ruth Sayre, 502 Oakcreek Drive, in an amount not to exceed \$250.00. The second to the motion was made by Council Member Larson.

The vote:

AYES: Bradway, Larson, Smaistrla, Alberts, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. Consider entering into an agreement between the City of Yukon and the Board of County Commissioners of Canadian County, District #3, for oil and chipping of two miles of Frisco Road, south of Highway 66, in an amount not to exceed \$24,226.67

A motion was made by Council Member Maxey to enter into an agreement between the City of Yukon and the Board of County Commissioners of Canadian County, District #3, for oil and chipping of two miles of Frisco Road, south of Highway 66, in an amount not to exceed \$24,226.67. Vice Mayor Bradway seconded the motion.

The vote:

AYES: Alberts, Bradway, Larson, Smaistrla, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. Consider approving budget adjustments for year ending June 30, 2004

Council Member Maxey made a motion to approve the budget adjustments for year ending

June 30, 2004. The second to the motion was made by Vice Mayor Bradway.

The vote:

AYES: Maxey, Smaistrila, Larson, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. Consider a motion setting the abatement costs at 720 Maple, Lots 1-4, Block 91, Spencer Addition, at \$408.60, and authorizing a lien in the same amount be placed against the property with Canadian County Clerk

A motion setting the abatement costs at 720 Maple, Lots 1-4, Block 91, Spencer Addition, at \$408.60, and authorizing a lien in the same amount be placed against the property with Canadian County Clerk, was made by Council Member Larson, with Council Member Maxey seconding the motion.

Council Member Maxey asked if there was any other penalty that might be imposed to deter the repeat offenders.

The City Attorney said that we can continue to levy the cost of abatement and placing the liens on the properties, and we can also foreclose on the liens at any time we desire.

The vote:

AYES: Smaistrila, Bradway, Larson, Maxey, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. Consider a public hearing to determine whether the following properties should be declared detrimental to the health, safety, benefit and welfare of the public and community and, if necessary, direct the City Manager to take appropriate action to abate same

LOCATION	OWNER	VIOLATION
436 South 6 th	Rodriquez	Trash, Grass, Weeds
1202 Yuhoma	Reed	Trash, Grass, Weeds
314 Willow	Ragsdale	Trash, Grass, Weeds
101 Pine	Christian	Trash, Grass, Weeds
1070 Castlebury Mansion	Stonebraker/Citifinancial	Trash, Grass, Weeds
613 Okieridge	Carr	Trash, Grass, Weeds
612 Okieridge	Carr	Trash, Grass, Weeds
1122 Elk	Sigler	Trash, Grass, Weeds
1122 Elk	Sigler	Nuisance Vehicle
331 Birch	Garrett	Trash, Grass, Weeds
1144 Landmark	Express Home Buyers	Trash, Grass, Weeds
1103 Ridgeway	Stratton	Trash, Grass, Weeds
1103 Ridgeway	Stratton	Nuisance Vehicle
118 North 9 th	Sperry	Trash, Grass, Weeds
1101 Kingston Drive	King/Renevillia	Trash, Grass, Weeds
311 Vickie	Genkins	Trash, Grass, Weeds

900 Westport Boulevard	Body Builders	Trash, Grass, Weeds
Lots 19-25, Block 6, Smoking Oaks 2 nd	Church	Trash, Grass, Weeds

Community Development Director Mitchell Hort presented pictures of the properties remaining to be considered, which were 311 Vickie, 1101 Kingston Drive, 1070 Castlebury Mansion, and 331 Birch.

A motion was made by Vice Mayor Bradway, seconded by Council Member Maxey, to declare the properties at 311 Vickie, 1101 Kingston Drive, 1070 Castlebury Mansion, and 331 Birch as detrimental to the health, safety, benefit and welfare of the public and community and, if necessary, directed the City Manager to take appropriate action to abate same.

Ann Zacker, 309 Vickie, asked if the boat at 311 Vickie had been taken care of. Mr. Hort stated it was not on the list, therefore, it must have been abated earlier.

Vice Mayor Bradway advised the boat has not been tagged since 2001.

Mrs. Zacker advised they have witnessed animals, birds and mice going into this house, and there has been no contact from the home owner in four or five years. Mrs. Zacker said she is concerned that this house is a fire hazard, and that the house has been broken into many times.

Mayor Alberts told Mrs. Zacker that we are trying to deal with the repeat offenders of this type ordinance and invited her back to the October meeting when this will be addressed.

Al Semler, 1105 Kingston Drive, said he did not like it because it takes a “year” to get the grass mowed and would like to see quicker resolution to this type of situation. He advised there are also old tires in the back yard that hold water and cause for a lot of mosquitos.

The vote:

AYES: Maxey, Bradway, Alberts, Smaistrila, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

10. New Business

11. Council Discussion

○ Vice Mayor Bradway thanked the people in attendance who turned out to address the abatement issues. He assured them the Council would keep with this until the issue is resolved.

Vice Mayor Bradway asked if all our projects, payments, contracts are all up to date?

Jim Crosby, City Manager, assured they were. He advised the City is required to pay 10-20% of the project cost up front.

○ Council Member Smaistrila said that she wanted to thank the Fire Department employees that responded when she recently had to call 911 when a dear friend was having

a heart attack. She stated the dispatcher talked her through what to do until the fire department got there and feels that without their excellent response, her friend might not have made it. Ms. Smaistrla said she and the patient were treated wonderfully and that the treatment by the employees, the response time, and everything involved was wonderful.

○ Mayor Alberts stated the Council had met with some of the downtown merchants and building owners tonight and, as a result, there will probably be some modifications made to the ordinance governing the downtown buildings. He asked that if anyone has any input on this issue to call him.

Mayor Alberts reminded the audience that the Mayor's Prayer Breakfast would be Friday, September 17th at 7:30 a.m. at the First Baptist Church Family Life Center and that Assistant District Attorney Nathan Gills will be speaking on drug abuse.

12. Adjournment

John Alberts, Mayor

Pat Hargis, City Clerk

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