

Minutes



City Council Minutes June 21, 2005

The Yukon City Council met in regular session on June 21, 2005, at 7:30 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth.

The invocation was given by Kent Spaulding, West Point Christian Church pastor.

The flag salute was given in unison.

Roll Call: Present: Bob Bradway, Mayor
Earline Smaistrla, Vice Mayor
Dewayne Maxey, Council Member
Ward Larson, Council Member
John Alberts, 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
Mitchell Hort, Community Development Director
Tammy Kretchmar, Administrative Assistant
J. R. Reed, Public Works Director
Ike Shirley, Police Chief
Jeff Lara, Fire Chief
John Knuppel, Historical Committee

●●●
Presentations and Proclamations

●●●
Visitors

●●●

(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 June 7, 2005
- B) Payment of claims in the amount of \$18,381.55

A motion to approve the YMA Consent Docket, consisting of the minutes of the regular meeting of June 7, 2005, and payment of claims in the amount of \$18,381.55 was made by Trustee Larson, with Trustee Maxey seconding the motion.

The vote:

AYES: Alberts, Larson, Bradway, Smaistrila, Maxey

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) The minutes of the regular meeting of June 7, 2005
- B) Payment of the salary and material claims in the amount of \$755,846.76
- C) DEQ Permit No. WL000009050559 for the construction of 3,031 L.F. of 12" and 63 L.F. of 8" (offsite) water lines to serve the Westport 66 Addition, Canadian County, Oklahoma
- D) DEQ Permit No. WL000009050560 for the construction 738 L.F. of 10" water line to serve the Yukon Parkway West, Phase V, Canadian County, Oklahoma
- E) Entering into a Public Works Project Contract with the Oklahoma Department of Corrections for assignment of prisoners for public work projects
- F) Entering into an Agreement for Services with the Yukon Chamber of Commerce for fiscal year 2005-06
- G) Approving the appointment of Don Blose to Office 5 of the Spanish Cove Housing Authority, as recommended by the Board of Trustees
- H) Approving the appointment of Dr. Darrell Hill to Office 6 of the Spanish Cove Housing Authority, as recommended by the Board of Trustees
- I) Setting the date for the next regular Council meeting for July 5, 2005, 7:30 p.m., in the Council Chambers of the Centennial Building, 12 South Fifth

Mayor Bradway stated that Item E will be removed from the consent docket and will not be acted upon at this time.

Council Member Maxey moved to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of June 7, 2005; payment of the salary and material claims in the amount of \$755,846.76; DEQ Permit No. WL000009050559 for the construction of 3,031 L.F. of 12" and 63 L.F. of 8" (offsite) water lines to serve the Westport 66 Addition, Canadian County, Oklahoma; DEQ Permit No. WL000009050560 for the construction 738 L.F. of 10" water line to serve the Yukon Parkway West, Phase V, Canadian County, Oklahoma; entering into an Agreement for Services with the Yukon Chamber of Commerce for fiscal year 2005-06; approving the appointment of Don Blose to Office 5 of the Spanish Cove Housing Authority, as recommended by the Board of Trustees; approving the

appointment of Dr. Darrell Hill to Office 6 of the Spanish Cove Housing Authority, as recommended by the Board of Trustees; and setting the date for the next regular Council meeting for July 5, 2005, 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 Alberts.

Vice Mayor Smaistrla asked if either of the gentlemen being proposed to be appointed to the Spanish Cove Board of Trustees was in attendance. They were not. Ms. Smaistrla stated that she wished they were at the meeting, as she would like to ask them to please keep all the residents of Spanish Cove in mind, in their hearts and prayers when doing their duties on the Board. Council Member Larson said he would "second" that request.

The vote:

AYES: Bradway, Maxey, Larson, Smaistrla, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Report of Boards, Commissions and City Officials

3. A) Consider approving Ordinance No. 1172, an ordinance amending the Employee Retirement System, Defined Benefit Plan for the City of Yukon, Oklahoma, and declaring an emergency

A motion was made by Council Member Larson to approve Ordinance No. 1172, an ordinance amending the Employee Retirement System, Defined Benefit Plan for the City of Yukon, Oklahoma, and declaring an emergency. Council Member Maxey seconded the motion for approval.

The vote:

AYES: Maxey, Alberts, Smaistrla, Bradway, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving the Emergency Clause of Ordinance No. 1172

A motion to approve the Emergency Clause of Ordinance No. 1172 was made by Council Member Larson and seconded by Council Member Alberts.

The vote:

AYES: Smaistrla, Larson, Alberts, Maxey, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. A) Consider approving Ordinance No. 1173, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Section 74-11 to comply with State law regarding the correct ages for truancy, and declaring an emergency

Council Member Alberts made a motion to approve Ordinance No. 1173, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by

amending Section 74-11 to comply with State law regarding the correct ages for truancy, and declaring an emergency. The motion was seconded by Vice Mayor Smaistrla.

The vote:

AYES: Larson, Bradway, Smaistrla, Alberts, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving the Emergency Clause of Ordinance No. 1173

Council Member Larson moved to approve the Emergency Clause of Ordinance No. 1173, with Council Member Alberts seconding the motion.

The vote:

AYES: Maxey, Alberts, Bradway, Larson, Smaistrla

NAYS: None

VOTE: 5-0

MOTION CARRIED

5. A) Consider approving Ordinance No. 1174, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Section 1-7 of the Code of Ordinances to provide for increased maximum fine, and declaring an emergency

A motion was made by Vice Mayor Smaistrla, seconded by Council Member Maxey, to approve Ordinance No. 1174, an ordinance which provides amendment to the Code of Ordinances of the City of Yukon, Oklahoma, by amending Section 1-7 of the Code of Ordinances to provide for increased maximum fine, and declaring an emergency.

The vote:

AYES: Larson, Alberts, Smaistrla, Maxey, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

B) Consider approving the Emergency Clause of Ordinance No. 1174

The Emergency Clause of Ordinance No. 1174 was approved on a motion made by Vice Mayor Smaistrla and seconded by Council Member Larson.

The vote:

AYES: Bradway, Smaistrla, Maxey, Alberts, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

6. Consider approving Resolution No. 2005-07, a Resolution authorizing the calling and holding of a special election in the City of Yukon, County of Canadian, State of Oklahoma, to be held on the 13th day of September, 2005, for the purpose of submitting to the qualified electors of the City of Yukon, Oklahoma, the question of whether the proposed amendment to the City Charter, Sections 35 and 36(a), of the City of Yukon, should be ratified, approved and adopted, which proposed amendment would be different from the present charter by changing the time specified in Section 35 for filing a declaration of candidacy from the first Monday in February through the succeeding Wednesday to the second Monday in January through the succeeding Wednesday and the day specified in Section 36(a) for the primary election from the third Tuesday in March to the first Tuesday in March; setting forth the proposition to be voted upon; directing the City Clerk to cause this resolution to be published in a newspaper of general circulation in the City; directing the City Clerk to deliver a copy of this resolution to the Secretary of the Canadian County Election Board and to furnish said board a current map of the city, a copy of the City Charter, as it relates to the conduct of elections, and any other information required by law or necessary for conducting said election

Council Member Maxey moved to approve Resolution No. 2005-07, a Resolution authorizing the calling and holding of a special election in the City of Yukon, County of Canadian, State of Oklahoma, to be held on the 13th day of September, 2005, for the purpose of submitting to the qualified electors of the City of Yukon, Oklahoma, the question of whether the proposed amendment to the City Charter, Sections 35 and 36(a), of the City of Yukon, should be ratified, approved and adopted, which proposed amendment would be different from the present charter by changing the time specified in Section 35 for filing a declaration of candidacy from the first Monday in February through the succeeding Wednesday to the second Monday in January through the succeeding Wednesday and the day specified in Section 36(a) for the primary election from the third Tuesday in March to the first Tuesday in March; setting forth the proposition to be voted upon; directing the City Clerk to cause this resolution to be published in a newspaper of general circulation in the City; directing the City Clerk to deliver a copy of this resolution to the Secretary of the Canadian County Election Board and to furnish said board a current map of the city, a copy of the City Charter, as it relates to the conduct of elections, and any other information required by law or necessary for conducting said election. The second to the motion was made by Council Member Larson.

The City Manager advised this resolution is to bring our Charter into compliance with state law.

The vote:

AYES: Alberts, Larson, Smaistrla, Bradway, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

7. Consider approving Resolution No. 2005-08, a resolution authorizing the calling and holding of a special election in the City of Yukon, County of Canadian, State of Oklahoma, to be held on the 13th day of September, 2005 for the purpose of sub-mitting to the qualified electors of the City of Yukon, Oklahoma, the question of whether the proposed amendment to the City Charter, Sections 10 and 34, of the City of Yukon, should be ratified, approved and adopted, which proposed amend-ment would be different from the present Charter by changing Section 10, the date Councilmen begin their term of office following their election, and Section 34, the term of office of all Councilmen from three years to four years; setting forth the proposition to be voted upon; directing the City Clerk to cause this Resolution to be published in a newspaper of general circulation in the City; directing the City Clerk to deliver a copy of this Resolution to the Secretary of the Canadian County Election Board and to furnish said Board a current map of the city, a copy of the City Charter, as it relates to the conduct of elections, and any other information required by law or necessary for conducting said election

A motion for approval of Resolution No. 2005-08, a resolution authorizing the calling and holding of a special election in the City of Yukon, County of Canadian, State of Oklahoma, to be held on the 13th day of September, 2005 for the purpose of submitting to the qualified electors of the City of Yukon, Oklahoma, the question of whether the proposed amendment to the City Charter, Sections 10 and 34, of the City of Yukon, should be ratified, approved and adopted, which proposed amendment would be different from the present Charter by changing Section 10, the date Councilmen begin their term of office following their election, and Section 34, the term of office of all Councilmen from three years to four years; setting forth the proposition to be voted upon; directing the City Clerk to cause this Resolution to be published in a newspaper of general circulation in the City; directing the City Clerk to deliver a copy of this Resolution to the Secretary of the Canadian County Election Board and to furnish said Board a current map of the city, a copy of the City Charter, as it relates to the conduct of elections, and any other information required by law or necessary for conducting said election, was made by Council Member Alberts, with the second to the motion being made by Council Member Larson.

Council Member Alberts stated he supports four year terms, as it takes a year or two to become acquainted with the projects and goals of the City and learn what is going on, and this would give an individual the opportunity to become a better Council member.

Mayor Bradway said he too feels this is a good idea, and that if passed, this would not go into effect until the next council person is elected. Mr. Bradway said this would not affect term limits - a person would still be limited to serving two terms.

The vote:

AYES: Smaistrla, Bradway, Alberts, Maxey, Larson

NAYS: None

VOTE: 5-0

MOTION CARRIED

8. Consider entering into an Interlocal Cooperation Agreement for Municipal Court Jurisdiction Concerning Juveniles

Council Member Alberts made a motion to approve entering into an Interlocal Cooperation

Agreement for Municipal Court Jurisdiction Concerning Juveniles. Council Member Maxey moved the second to the motion for approval.

The vote:

AYES: Maxey, Smaistrla, Larson, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

9. Consider approving the resignation of Philip Maune from the Planning Commission and appointing R. W. Schwaninger to fill the unexpired term, and approving the reappointment of all other Board, Commission, and Committee members whose terms expire June, 2005, for three year terms ending June, 2008

Vice Mayor Smaistrla moved to approve the resignation of Philip Maune from the Planning Commission and appointing R. W. Schwaninger to fill the unexpired term, and approving the reappointment of all other Board, Commission, and Committee members whose terms expire June, 2005, for three year terms ending June, 2008. The second to the motion was made by Council Member Maxey.

Mayor Bradway said that he appreciated Mr. Maune's service on the Planning Commission and felt he had done an excellent job. Mr. Bradway explained Mr. Maune's resignation was due to the fact he moved to El Reno.

The vote:

AYES: Larson, Smaistrla, Bradway, Alberts, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

10. 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
525 South 8 th Street Drive	Burris/Johnston	Nuisance Vehicle
1511 Dianna Drive	Kelly	Trash, Grass, Weeds
809 South 2 nd	Zigler/Smith	Trash, Grass, Weeds
711 Poplar	Lozoya/Brown	Trash, Grass, Weeds
415 South 8 th Street Drive	Hayes/Henry	Nuisance Vehicle
930 Windsor Court	Dwiggins	Trash, Grass, Weeds
1003 Ridgeway	Moore	Trash, Grass, Weeds
814 Ranchoak Drive	Gerten	Trash, Grass, Weeds
1849 Ridgeway Drive	Cox	Nuisance Vehicle
324 Choctaw Place	Anitino	Nuisance Vehicle
812 Victoria Drive	Sestak/MERS, Inc.	Trash, Grass, Weeds

Community Development Director Mitchell Hort advised only two properties remained un-abated. He presented pictures of the properties to be addressed to the City Council. After review of the pictures, a motion was made by Council Member Maxey and seconded by Council Member Larson to declare the property at 812 Victoria and 1511 Dianna 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.

The vote:

AYES: Bradway, Maxey, Larson, Smaistrla, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

11. New Business

12. Council Discussion

- Council Member Maxey advised he agreed four year terms were a good idea.
- Council Member Alberts congratulated the new Trustees on the Spanish Cove Housing Authority Board. Mr. Alberts said there are several nights of entertainment coming up for the 4th of July celebration and invited everyone to join in.
- Council Member Larson said he would be happy to receive calls from his constituents at any time and for them to always feel free to call him.
- Vice Mayor Smaistrla congratulated the new Trustee members and said she hopes they will always vote how they feel. She also encouraged the public to attend the Independence Day celebrations.
- Mayor Bradway said that regarding the recent police problem, the Council and City Manager have been discussing this a lot and they can assure the citizens that the city is following all the rules and policies to insure they are handling things correctly. He stated that “no one in Yukon has anything to worry about in the Police Department.” Mr. Bradway said the officers will treat everyone professionally and if they do not, to contact the Chief, City Manager or a Council Member.

13. Consider recessing as Yukon City Council and convening into Executive Session to discuss personnel

Council Member Alberts moved, with Vice Mayor Smaistrla seconding, to recess as Yukon City Council and convene into Executive Session to discuss personnel.

The vote:

AYES: Alberts, Larson, Bradway, Smaistrla, Maxey

NAYS: None

VOTE: 5-0

MOTION CARRIED

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

A motion was made by Council Member Maxey to adjourn from Executive Session and reconvene as Yukon City Council. The second to the motion was made by Council Member Larson.

The vote:

AYES: Smaistrla, Maxey, Larson, Alberts, Bradway

NAYS: None

VOTE: 5-0

MOTION CARRIED

15. Adjournment

Bob Bradway, Mayor

Patricia G. Hargis, City Clerk

Copyright 2001 - INCODE, Inc.â