

**Yukon City Council Minutes
November 18, 2014**

The Yukon City Council met in regular session November 18, 2014 at 7:00 p.m. in the Council Chambers of the Centennial Building, 12 South Fifth Street, Yukon, Oklahoma.

The invocation was given by Pastor Kent Mullins, Church of the Nazarene
The flag salute was given in unison.

— ROLL CALL: (Present) Ken Smith, Mayor
Michael McEachern, Vice Mayor
John Alberts, Council Member
Richard Russell, Council Member
Donna Yanda, Council Member

OTHERS PRESENT:

Grayson Bottom, City Manager	Doug Shivers, City Clerk
Tammy Despain, Assistant City Manager	Robbie Williams, City Engineer
Mike Segler, City Attorney	Larry Mitchell, Economic Dev. Director
Arnold Adams, Public Works Director	John Corn, Police Chief
Gary Cooper, Information Technology Dir.	Dana Deckard, Admin. Coordinator
Mitchell Hort, Development Services Dir.	Ken Silk, Development Services
Jenna Roberson, Public Info. Officer	Bill Stover, Sanitation Director
Sara Schieman, Librarian	Jerome Brown, Technology

Presentations and Proclamations

— Genie Vinson and David Bloom accepted the "Small Business Saturday" Proclamation from Mayor Smith. Mayor Smith read the proclamation. Mr. Bloom encouraged everyone to shop small businesses all over, please support.

Visitors

There were no 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 an 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 November 4, 2014**
- B. Payment of material claims in the amount of \$27,073.69**

— The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of November 4, 2014; and payment of material claims in the amount of \$27,073.69, was made by Trustee McEachern and seconded by Trustee Russell.

The vote:

AYES: McEachern, Smith, Yanda, Russell, Alberts

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 an 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 November 4, 2014**
- B) Payment of material claims in the amount of \$355,588.15**
- C) Denial of Claim No. 140344-KW from John Miller, as recommended by the Oklahoma Municipal Assurance Group**
- D) Setting the date for the next regular Council meeting for December 2, 2014, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St.**

The motion to approve the Consent Docket, consisting of the approval of the minutes of the regular meeting of November 4, 2014; Payment of material claims in the amount of \$355,588.15; Denial of Claim No. 140344-KW from John Miller, as recommended by the Oklahoma Municipal Assurance Group; and Setting the date for the next regular Council meeting for December 2, 2014, 7:00 p.m., in the Council Chambers of the Centennial Building, 12 S. Fifth St., was made by Council Member Yanda and seconded by Council Member Alberts.

The vote:

AYES: Yanda, Alberts, Smith, McEachern, Russell

NAYS: None

VOTE: 5-0

MOTION CARRIED

2. Reports of Boards, Commissions and City Officials – None

Public Hearing regarding the condemnation, demolition and removal of buildings located at 300 Walnut Ave

Mr. Hort stated the staff is ready to address. Mr. Silk asked the Council to please accept the following condensed statement. The City of Yukon has been dealing with 300 Walnut, Cotton Wood Manor, for a number of years. Cotton Wood Manor for the past 8-10 years has been vacant and become a nuisance. Mr. Silk asked the Council to please see map. He then stated we are making the recommendation for this property for demolition and removal. The City had requested from the owner a contract for demolition by June 16. If this did not happen, the City of Yukon will take steps necessary to demolish and remove. This recommendation was mailed to Mrs. Waller on June 28. Mr. Silk then stated today, November 18, 2014 the City of Yukon is making the recommendation to relieve the community of this public nuisance and the property should be condemned. He then cited Code. This is the official and final recommendation.

Barbara Waller, 111 S. K Ave., El Reno, has lived in Canadian County for many years. Our family has always been progressive, responsible and active in our community development. Mrs. Waller gave examples of family involvement. She is familiar with Yukon and Cotton Wood Manor. Mrs. Waller thanked the City Council for the new bridge at 2nd and Oak. She would like copy of the packet Mr. Silk gave to Council. Mayor Smith stated there is a three minute time limit and he does appreciate her family's contributions. Mrs. Waller stated she purchased this property at an auction in March. They stated the property could be rehabilitated and it may be in flood zone. City should clean up the streams. She is not sure what problems Yukon has had with this property, but she has had problems with people on the property daily. She has met all requests by the Code Enforcement. She stated she sent an email to the City Attorney and he was going to contact Development Services to request the item be

removed from agenda. Mrs. Waller's realtor suggested she should request a continuance for this item. She likes the property and would like 120 days to correct problems. Mayor Smith thanked Mrs. Waller.

Mr. Bottom informed Chief Corn he may want to make a call, because there is trespassing going on at Cotton Wood Manor at this very moment.

3. Consider approving the condemnation, demolition and removal of all buildings currently located on property identified in the Notice of Violation and Hearing (300 Walnut Ave.), as recommended by Development Services

The motion to approve the condemnation, demolition and removal of all buildings currently located on property identified in the Notice of Violation and Hearing (300 Walnut Ave.), as recommended by Development Services, was made by Council Member Alberts and seconded by Council Member Yanda.

Mr. Alberts asked Mr. Segler if an email was sent referring to the removal of the item from the agenda. Mr. Segler stated that is not what occurred. He stated this property was posted in May and was supposed to come to Council in June. Bass Law Firm contacted us in June and stated the intent was to rehabilitate the property or demolish it. We reached an agreement that the item would be removed and held for 90 days. During the 90 days, updates were to be sent to Mr. Segler. This never happened. However, last week, the Bass Law Firm sent pics and a statement saying they no longer represent Mrs. Waller. Mr. Segler did forward this email to Development Services.

Council Member Alberts questioned if proper notice was given. Mr. Segler did not review the notice. Mr. Silk stated the letter was mailed and property was posted on November 6. He received a call from the Attorney that same Friday. Council Member Alberts questioned handout and dates. He asked Mr. Segler, if this was adequate notice. Mr. Segler stated no. Mr. Segler asked how letter was sent. Mr. Silk stated certified. Mayor Smith asked if date is date mailed or received. Mr. Segler stated depends on rules. He then stated we did not give proper notice.

The Motion to amend motion and table the item, until December 2, 2014, was made by Council Member Alberts and seconded by Council Member Russell.

The vote:

AYES: Russell, Smith, McEachern, Alberts, Yanda

NAYS: None

VOTE: 5-0

MOTION CARRIED

4. Consider approving a correction to Ordinance No. 1306, to adopt the International Plumbing Code, 2009 Edition

The motion to approve a correction to Ordinance No. 1306, to adopt the International Plumbing Code, 2009 Edition, was made by Council Member Russell and seconded by Council Member McEachern.

The vote:

AYES: Smith, Alberts, Russell, Yanda, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 5. Consider nominating and selecting a Trustee and Alternate Trustee to serve on the Oklahoma Environmental Management Authority Board of Trustees for the term of July 1, 2014 thru June 30, 2017**

The motion to nominate and select Richard Russell as Trustee and Ken Smith as Alternate Trustee to serve on the Oklahoma Environmental Management Authority Board of Trustees for the term of July 1, 2014 thru June 30, 2017, was made by Council Member Alberts and seconded by Council Member McEachern.

The vote:

AYES: Russell, McEachern, Yanda, Alberts, Smith

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 6. Consider approving Change Order No.1 to the 2014 Wastewater Treatment Plant Rehabilitation and Improvements contract, for new walkway stairs for the rehabilitated clarifier and additional parts for the rehabilitation of the existing bar screen, in the amount of \$29,273.00 and extension of time to January 31, 2015, as recommended by the City Engineer**

The motion to approve Change Order No.1 to the 2014 Wastewater Treatment Plant Rehabilitation and Improvements contract, for new walkway stairs for the rehabilitated clarifier and additional parts for the rehabilitation of the existing bar screen, in the amount of \$29,273.00 and extension of time to January 31, 2015, as recommended by the City Engineer, was made by Council Member Yanda and seconded by Council Member Alberts.

The vote:

AYES: Alberts, Yanda, Russell, Smith, McEachern

NAYS: None

VOTE: 5-0

MOTION CARRIED

- 7. City Manager's Report – Information items only**

A. Sales Tax

B. Events Report

C. Fall Leaf/Yard Waste Collection

Mr. Bottom stated Sales Tax is down .3% and up .37% year to date. Flat collection is not what we expected. Finance Department researched the top 10 sales tax paying businesses. 7 had increases and would have sustained the 4% sales tax projection. However, 3 of the larger businesses are down, so we are flat. I-40 and Garth Brooks projects have affected these businesses. We think completion of project will lead to rebound. This report is from the September 15 cut off of collections.

Saturday, November 22 is the opening for Christmas in the Park. It is a great time to show off Yukon to 250,000 visitors. Saturday, December 6 is Mayor's Christmas party. Thursday, December 18 is Sounds of the Season at 7:30pm at the Fine Arts Auditorium. Enjoy all that Yukon has to offer.

Starting yesterday, the collection for fall leaves started. Leave these bags at curb for pick up at free of charge. Thanksgiving Day sanitation pickup will change. Regular Thursday pickup will be on Wednesday and Friday will move to Monday the 1st.

Council Member Alberts questioned alternative plan for tax. Mr. Bottom stated yes, slow Capital Improvement Projects. We are 30 days from implementation.

8. New Business - None

9. Council Discussion

Council Member Yanda wished all a Happy Thanksgiving and encouraged all to shop local.

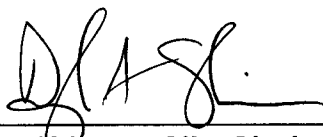
Council Member Alberts wished all a Happy Thanksgiving and reminded all to shop Main Street Businesses and community. He appreciates the hard work.

Council Member McEachern congratulated the small businesses. They are a critical component. The Sounds of the Season is a good show.

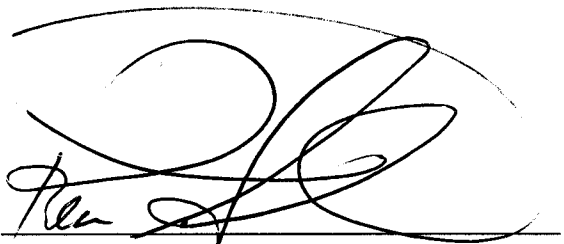
Council Member Russell wished all a Happy Thanksgiving and thanks for coming and supporting.

Mayor Smith is excited about lights. Thanks for leaf pickup. Small business Saturday is a great event, keep it up year round. Congrats to Officer Dave Carroll for heroic actions.

10. Adjournment



Doug Shivers, City Clerk



Ken Smith, Mayor

