

MINUTES OF THE SPECIAL SESSION OF THE FREDERICK CITY COUNCIL, HELD AT THE WATER & LIGHT OFFICE AT 200 W. GRAND AT 12:00P.M. ON JANUARY 19, 2010.

Pursuant to the giving and posting of notice under 25 O.S. Section 301-314 and in accordance with the posted agenda, the City Council held a meeting.

Mayor Whitworth called the meeting to order. Councilwoman Evaige led the invocation. Officials present: Whitworth, Evaige, Meador, Smith and Shanks. Staff Present: City Manager Johnston, City Attorney Kent, City Treasurer Reyes and City Clerk Arumugam.

The purpose of the Special Meeting was regarding a possible Summary Abatement of storm-damaged buildings at 114 S. 10th and 118 S. 10th, pursuant to the Provisions of Section 8-508, et. seq. of the Frederick City Code, and Section 16, Title 50, Oklahoma Statutes, including finding(s) that nuisance(s) do exist and directing the responsible person(s) to abate the nuisance(s) within a specified time, and if not abated within the specified time, directing abatement by City Resources and/or Contract Resources at the responsible person(s) expense.

Tim Ayling, owner of 114 S. 10th, was present and he reported that he is working diligently to remove the damaged structure but that he is working alone and does not have any funds to hire additional help. He reported that he could complete the work by the end of February and bring down the south wall to meet the height required by Mr. Wimble.

J.D. Wimble, owner of 118 S. 10th, was present and he provided the Council with a written timetable of his cleanup schedule. One of his main concerns is the height of the north/south walls adjacent to his building, because he cannot conclude his order for his new structure until this is determined. In addition, to this Loss of income is also a concern.

Other discussion included; public nuisance, liability to the City, danger to citizens, time limits, and getting a Structural Engineer to evaluate the damaged buildings.

Motion by Smith and second by Meador to table the Summary Abatement of storm damaged buildings at 114 S. 10th and 118 S. 10th for now and to review progress at the 01-26-10 Council Meeting.

**ROLL CALL: (AYE) Evaige, Meador, Smith and Whitworth
(NAY) Shanks**

Motion by Smith and second by Evaige to adjourn.

**ROLL CALL: (AYE) Evaige, Meador, Smith, Shanks and Whitworth
(NAY) None**