

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
AUGUST 22, 2011

Pursuant to notice as required by law, the Ponca City Board of Commissioners met in regular session at 5:30 p.m. in the Commission Chamber at City Hall, 516 E. Grand, with Mayor Homer Nicholson presiding:

Present: Homer Nicholson, Mayor
Paul Krueger, Commissioner
Lanita Chapman, Commissioner
Bill Flegler, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, City Clerk/Finance Director

Absent: Diane Anderson, Commissioner

Others Present: Dwaine Vincent, Don Bohon, Sherry Bowers, Chris Henderson, David Keathly, Sandy Graves, Butch Herring, Jim Fairbanks, Tana McKinley, Phil Johnston, City staff; citizens; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:30 p.m.
2. Invocation – Tana McKinley
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

None.

****CONSENT AGENDA****

The Board of Commissioners found #4, #5, #6, #7, #8, and #9 controversial and routine in nature. Commissioner Flegler made the motion to approve the consent agenda. Chapman seconded.

Roll: Yeas; Flegler, Chapman, Nicholson, and Krueger. Nays; None. Motion carried.

4. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held August 8, 2011.

5. **RESOLUTION NO. 5922**

A RESOLUTION APPROPRIATING MONEY FOR THE PAYMENT OF CLAIMS AGAINST THE CITY OF PONCA CITY, OKLAHOMA.

6. **RESOLUTION NO. 5923**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, AMENDING THE OPERATING BUDGETS OF VARIOUS FUNDS, AS OUTLINED ON AMENDMENT #2, FOR THE FISCAL YEAR 2011-12.

7.

RESOLUTION NO. 5924

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, APPOINTING MEMBERS TO VARIOUS BOARDS AND COMMISSIONS AND ESTABLISHING THE TERMS OF THE OFFICE THEREOF.

<u>BOARD OR COMMISSION</u>	<u>NAME</u>	<u>TERM</u>	<u>TERM EXPIRATION</u>
Marland Estate Commission	Michael D. Smith	Appointed	2014

- 8. Consider and vote upon updated agreements with the Oklahoma Tax Commission for administration of City Sales Tax and City Use Tax, and authorize the Mayor to execute all related documents.
- 9. Consider and vote on lease agreement with Air System Components.

****ITEMS REMOVED FROM THE CONSENT AGENDA****

- 10. None.

****COMMUNICATIONS FROM MAYOR AND COMMISSIONERS****

- 11. None.

****REPORTS****

- 12. CITY MANAGER'S REPORT

City Manager Craig Stephenson commented on the following:

The 6th Annual Successful Aging Expo, promoting successful aging was held Saturday, August 20. There were 28 vendors and 155 individuals registered in attendance.

August 26 will be a Ponca Politics forum, which will be focusing on the state of the City. Mayor Nicholson and I will be making a presentation. The forum will begin at 11:30 and end by 1:00 PM.

The War Memorial Park Splash pad opened a week ago today. It has been extremely well received and busy daily since the opening. This is a great addition to the park system.

Burlington Northern Santa Fe railroad has advised the City of a change in the original work plan for the mainline rail replacement project. The revised plan will close three crossings simultaneously from today August 22 through August 30th. They are Broadway Avenue, Detroit Avenue and Emporia Avenue crossings. Traffic detours are marked for the public.

Kay County is currently bidding a project to replace the bridge on Hubbard Road at the north end of Lake Ponca. The bridge is currently eighteen feet wide and will be replaced with a new thirty-two foot wide bridge. The bridge will also have a separated pedestrian walkway on the south side that can be used for fishing. As part of the project they will also install an asphalt parking area just east of the bridge on the south side of Hubbard Road. This is a joint project between Kay County and the Kaw Nation.

13. PONCA CITY POLICE DEPARTMENT 2010 ANNUAL REPORT.

Captain Don Bohon of the Ponca City Police Department presented the Police Department's Annual Statistical Report for 2010 to the City Commission.

****PUBLIC HEARINGS****

14A. Conduct a Public Hearing on Subparagraph (B) Hereof.

Development Services Director Chris Henderson informed the Commission that every three years, the City updates its building codes by the adoption of the individual elements that comprise the set of International Building Codes. Henderson further advised that these codes apply to the construction, remodel and addition to residential and commercial buildings and structures. Henderson stated that this Ordinance amending Chapter 10, Chapter 1 of the City Code of Ponca City, would provide for the adoption of the 2009 Edition of the International Building Code.

This being a Public Hearing, Mayor Nicholson opened the floor to anyone who would like to address the adoption of the 2009 Edition of the International Building Code. Mayor Nicholson closed the Public Hearing as no one came forward to speak.

14B.

ORDINANCE NO. 6143

AN ORDINANCE AMENDING TITLE 10, CHAPTER 1 OF THE CITY CODE OF PONCA CITY, ENTITLED "BUILDING CODES AND REGULATIONS," PROVIDING FOR THE ADOPTION OF THE 2009 EDITION OF THE INTERNATIONAL BUILDING CODE; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND SETTING AN EFFECTIVE DATE.

Commissioner Chapman made the motion to approve an Ordinance amending Title 10, Chapter 1 of the City Code of Ponca City, entitled "Building Codes and Regulations," providing for the adoption of the 2009 Edition of the International Building Code; providing for repealer; severability; codification; and setting an effective date. Flegler seconded.

Roll: Yeas; Chapman, Flegler, Nicholson, and Krueger. Nays; None. Motion carried.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

15. Consider and vote on upgrade of each of the three 911 Workstations with the Installation of new Telephone Hardware and Call Taking and Mapping Software.

Commissioner Flegler made the motion to approve the upgrade of each of the three 911 Workstations with the Installation of new Telephone Hardware and Call Taking and Mapping Software. Krueger seconded.

Roll: Yeas; Flegler, Krueger, Nicholson, and Chapman. Nays; None. Motion carried.

16. Consider and vote upon a contract with Rick Scott Construction, Inc. of Ponca City, Oklahoma in the amount of \$195,188.97 for "Marland Estate Walking Trail-Phase II" Project No. GEN 09-7.

Commissioner Krueger made the motion to approve the contract with Rick Scott Construction, Inc. of Ponca City, Oklahoma in the amount of \$195,188.97 for "Marland Estate Walking Trail-Phase II" Project No. GEN 09-7. Flegler seconded.

Roll: Yeas; Krueger, Flegler, Nicholson, and Chapman. Nays; None. Motion carried.

17. Consider and vote upon exhibit enhancements and building renovations at the Marland Estate Artist Studio.

Commissioner Flegler made the motion to approve the exhibit enhancements and building renovations at the Marland Estate Artist Studio. Chapman seconded.

Roll: Yeas; Flegler, Chapman, Nicholson, and Krueger. Nays; None. Motion carried.

****CITIZENS COMMENTS****

18. Steve Little, 1117 Brentwood, questioned how Ponca City Energy is reacting to recent outages and what efforts are being made to improve reliability. Phil Johnston, Director of Ponca City Energy gave a review of problems experienced recently.

Charles Clark, 1316 Meadowbrook, expressed gratitude to City staff for support in putting on the recent Successful Aging Expo, and relayed that senior programs in Ponca City are being recognized at the State level.

19. Commissioner Flegler made the motion to adjourn the meeting. Krueger seconded.

Roll: Yeas; Flegler, Krueger, Nicholson, and Chapman. Nays; None. Motion carried.

Mayor Nicholson adjourned the Board of Commissioners at 6:26 p.m.

PASSED IN SESSION AND APPROVED THIS 26TH DAY OF SEPTEMBER 2011.

MAYOR

ATTEST:

CITY CLERK

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
AUGUST 22, 2011

Pursuant to notice as required by law, the Board of Trustees of the Ponca City Utility Authority met in regular session at 5:30 p.m. in the Commission Chamber at City Hall, 516 E. Grand, with Chairman Homer Nicholson presiding.

Present: Homer Nicholson, Chairman
Lanita Chapman, Trustee
Paul Krueger, Trustee
Bill Flegler, Trustee
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Diane Anderson, Trustee

Others Present: Don Bohon, Chris Henderson, Sandy Graves, Butch Herring, Jim Fairbanks, Tana McKinley, Phil Johnston, City staff; citizens; Beverly Bryant, Ponca City News.

1. Chairman Homer Nicholson called the meeting to order at 6:26 p.m.

****CONSENT AGENDA****

The Board of Trustees found items #2, #3, and #4 noncontroversial and routine in nature by the governing body and are approved by one motion.

Trustee Flegler made the motion to approve the consent agenda. Chapman seconded.

Roll: Yeas; Flegler, Chapman, Nicholson and Krueger. Nays; None. Motion carried.

2. Consider and vote upon the minutes of the regular session held August 8, 2011.

3. **RESOLUTION NO.802**

A RESOLUTION APPROPRIATING MONEY FOR THE PAYMENT OF CLAIMS AGAINST THE PONCA CITY UTILITY AUTHORITY OF PONCA CITY, OKLAHOMA.

4. **RESOLUTION NO. 803**

A RESOLUTION OF THE PONCA CITY UTILITY AUTHORITY, PONCA CITY, OKLAHOMA AMENDING THE OPERATING BUDGET OF VARIOUS PCUA FUNDS FOR THE FISCAL YEAR 2011-12.

****ITEMS REMOVED FROM THE CONSENT AGENDA****

5. None.

****NEW BUSINESS****

None.

6. Trustee Flegler moved to adjourn the Ponca City Utility Authority meeting. Krueger seconded.

Roll: Yeas; Flegler, Krueger, Nicholson, and Chapman. Nays; None. Motion carried.

Chairman Nicholson adjourned the Ponca City Utility Authority at 6:29 p.m.

PASSED IN SESSION AND APPROVED THIS 26TH DAY OF SEPTEMBER 2011.

CHAIRMAN:

ATTEST:

TRUST SECRETARY