

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
AUGUST 22, 2005

Pursuant to notice as required by law, the Ponca City Board of Commissioners met in regular session at 5:32 p.m. in the Commission Room at City Hall, 516 E. Grand, with Vice-Mayor Paul Krueger presiding:

Present: Paul Krueger, Vice-Mayor
David Cummings, Commissioner
Stan Paynter, Commissioner
Diane Anderson, Commissioner
Gary Martin, City Manager
Marc LaBossiere, Finance Director/City Clerk
Kevin Murphy, City Attorney

Absent: Mayor Richard Stone

Others Present: Clayton Johnson, Chris Henderson, Terry Brown, Don Nuzum, Burl Herring, Jim Fairbanks, Mike Lane, Craig Stephenson, Tana McKinley, David Horinek, City staff; Carey Head, Jeff Cowan, T.L. Walker, Jayne Detten, citizens, Rog Allen, Rod Bolin, news press

1. Vice-Mayor Paul Krueger called the meeting to order at 5:32 p.m.
2. Mike McNeely, Glad Tidings Church, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

4. Oklahoma Blood Institute Donation Drive Results
5. Proclamation: Local History Month
6. The Character Trait for August is Faith, and was presented by Gerald Graham.

****CONSENT AGENDA****

The Board of Commissioners found items #6, #7, #8, #9, #10, #11, and #12 non-controversial and routine in nature. Commissioner Paynter made the motion to approve the consent agenda. Cummings seconded.

Roll: Yeas; Krueger, Anderson, Paynter, and Cummings. Nays; None. Motion carried.

7. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held August 8, 2005.
8. **RESOLUTION NO. 5494**

A RESOLUTION DESIGNATING CERTAIN CITY EMPLOYEES AS PURCHASING OFFICERS WITH AUTHORITY TO MAKE PURCHASES AGAINST CITY AND MUNICIPAL TRUST APPROPRIATIONS.

9. Consider and vote upon Lease No. DTFASE-05-L-00152, Runway 17, Instrument Landing System (ILS); Medium Intensity Approach Light System (MALSR), Localizer (LOC), Distance Measuring Equipment (DME), Glide Scope (GS), Precision Approach Path Indicator (PAPI) between the City of Ponca City, Oklahoma and the United States of America Department of Transportation, Federal Aviation Administration.
10. Consider and vote upon the renewal of the fiscal year 2005-2006 lease agreement of Building #5, Darr School to Cimarron Transit System, a Division of United Community Action Program, Inc. of Pawnee.

11. **RESOLUTION NO. 5495**

A RESOLUTION ACKNOWLEDGING AUTHORITY OF VICE-MAYOR, PAUL M. KRUEGER, TO EXECUTE THE CERTIFICATE OF AUTHORIZED SIGNATURES, AS WELL AS CONTRACT NO. 11695 ESG 05, WITH THE OKLAHOMA DEPARTMENT OF COMMERCE.

12. **RESOLUTION NO. 5496**

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

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

13. None

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

14. Commissioner Anderson expressed gratitude to the Ponca City Police Department for their work with all the events in the City this past weekend.

Commissioner Paynter gave an update on the U-21 (anti-drinking coalition group) regarding the "Going Back to School" event at Wentz Camp. Paynter stated that several hundred teenagers attended, and through local sponsorship the funds that were required to have this event were very low. Paynter congratulated the kids stating that they did a great job and were very well-behaved. Paynter extended his thanks to the Police and Park and Recreation Department for a job well done.

Commissioner Cummings commented that there was a press conference announcing that the Via Christi system has put the hospital up for sale. Cummings further stated that he felt the sale was caused, at least in part, from perhaps the lack of a full use of the facility by our community. Cummings emphasized that if this community wants to continue to be strong as an Economic Development source in this area, and continue to enjoy its status as a retirement community where people want to come, there need to be strong medical facilities. Cummings communicated that the citizens of Ponca City need to patronize those physicians and medical providers in these facilities, and to think long and hard before taking their business out of Ponca City.

Cummings concluded that if the medical community erodes it will hurt everyone, and the community will not be as attractive as we are at the present.

Vice-Mayor Krueger gave an update on the Mayor's condition stating that he was to return to his doctor tomorrow and was hopeful that he would be able to resume his duties as Mayor very soon.

Krueger reported that school is back in session and asked that all citizens be cautious in the school zones and watch for children on the streets.

****REPORTS****

15. CITY MANAGER'S REPORT

City Manager Gary Martin reported that tomorrow evening some of the staff and Commissioners would be traveling to Pawhuska for a briefing from the Oklahoma Department of Transportation, regarding the improvement of Highway 60 particularly between Pawhuska and Bartlesville. Martin further added that he felt funding would be in place to do this project.

Martin also informed that Commission that there was to be a Leadership Ponca City luncheon on Tuesday, August 23, 2005, and that Fire Chief Butch Herring had been appointed as the representative for the Leadership training for the coming year.

Martin further advised that this is the weekend for the Ponca Pow Wow, starting on Thursday evening, the City picnic will be on September 1, 2005, all employee training sponsored by OMPA will be tomorrow, Cimarron Broadband is considering putting their system up for bid, and have surrounding cities to take it into consideration regarding a purchase, and the next work session will be held on September 6, 2005.

Martin concluded on a somber note stating that former Commissioner Greg Gregson had passed away. Martin stated that Gregson was on the Commission at a time that major changes were being made on how to conduct City business.

16. VISION 2020 TASK FORCE INTERIM REPORT

Carey Head and Jeff Cowan presented and interim report on the Vision 2020 Task Force. Head informed the Commission that Mayor Stone had commissioned a group to develop a vision for Ponca City up to and through the year of 2020. Head further stated that the 30 member Task Force crosses all demographics and is a representation of Ponca City as a whole.

Head iterated to the Commission the Mission Statement of the Task Force and outlined eleven areas which they had identified as needing work. Head went on to say that three (3) projects were determined to have the greatest need if Ponca City is to grow and to be of service to all citizens. These projects are the construction of a multi-use facility, the construction of an indoor/outdoor sports complex, and revitalization of the downtown area.

Head noted that the Committee had learned of a grant from the Kroc Foundation that could serve as a possible means in implementing some of the projects outlined by the Vision 2020 group.

Head explained that the Vision 2020 group had separated the process into three phases: (1) identification of needs and projects; (2) solicit public input; (3) and prepare a final report to be presented to the City Commission for further action.

Cowan added that the Kroc Foundation grant, if received, could provide a mechanism to fund three of the most important projects that Vision 2020 has recommended for the future of Ponca City.

****PUBLIC HEARINGS****

None.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

17.

RESOLUTION NO. 5497

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, GOING ON RECORD IN RECOMMENDING TO THE KAY COUNTY COMMISSIONERS TO CREATE THE COUNTY OF KAY MUNICIPAL SOLID WASTE LANDFILL OPERATION REGULATIONS, INCLUDING ADOPTING AND ENFORCING THE MORE RESTRICTIVE REGULATIONS AS IDENTIFIED IN THE DOCUMENT TITLED KAY COUNTY RURAL SOLID WASTE MANAGEMENT REGULATIONS.

Vice-Mayor Krueger informed citizens that the Commission had met in a special work session prior to the regular meeting to discuss two (2) proposals for the Kay County Solid Waste regulations. Krueger stated that during this meeting the Commission had chosen an alternative to these proposals. Krueger asked Commissioner Cummings to present these alternate recommendations to the Commission and citizens.

Commissioner Cummings stated that what had been brought before the Commission at work session was a proposal of two concepts that have been before the Kay County Commissioners, in terms of how they are going to regulate, or if they are going to regulate solid waste landfill disposal sites.

Cummings stated that the proposal as the agenda item was written, was whether or not the Commission would recommend adopting one of two (2) proposals for Kay County Solid Waste regulations. Cummings further iterated that during the work session the Commission made the decision to take a different direction altogether, and that it should not be the City Commissions position to recommend or suggest to the County Commission any specific language, or specific regulation or series of regulations, but to convey to the County Commission issues that the City Commission thinks are of importance to the citizens of Ponca City.

Cummings detailed the recommendations the City Commission made for an amendment to the Resolution, which were discussed in the special work session, and are to be conveyed to the County Commission: (1) environmental concerns regarding the City's water supply, as Ponca City's source of water is from wells, and sufficient regulations for trash migration; (2) consideration of location of landfills to keep roadways in good condition; (3) consideration of proximity regulations; not too close to schools, businesses, or residences; (4) limitation of number of landfill sites; (4) an ongoing testing and monitoring system; (5) a task force to enforce regulations; and (6) for Ponca City's landfill to be grandfathered in, with no new taxes or fees to be charged.

Commissioner Paynter made the motion to approve the amended Resolution presented by Commissioner Cummings. Anderson seconded.

Roll: Yeas; Cummings, Paynter, Krueger, and Anderson. Nays; None. Motion carried.

18. Consider and vote upon awarding the contract and authorizing the execution of the contract documents for the "Sanitary Sewer Rehabilitation and realignment for US Highway No. 77", Project No. GEN 05-10.

Commissioner Cummings made the motion to reject all bids for the Sanitary Sewer Rehabilitation and Realignment for US Highway No. 77, Project No. GEN 05-10 upon recommendation from City Engineer Jim Fairbanks. Paynter seconded.

Roll: Yeas; Paynter, Cummings, Krueger, and Anderson. Nays; None. Motion carried.

19. Consider and vote to award bid to Chief Fire and Safety in the amount of \$30,964.00 to purchase extrication equipment (similar to Jaws of Life).

Commissioner Anderson made the motion to approve the awarding of the bid to Chief Fire and Safety in the amount of \$30,964.00 to purchase extrication equipment for the Ponca City Fire Department. Cummings seconded.

Roll: Yeas; Cummings, Anderson, Paynter, and Krueger. Nays; None. Motion carried.

****CITIZENS' COMMENTS****

20. Darrell Johns, rural Kay County resident, thanked the Ponca City Commissioners for reviewing the landfill issue, and stated that any input they can provide the County Commissioners will be greatly appreciated.

RECESS TO AUTHORITY MEETING

Vice-Mayor Krueger recessed to the Utility Authority meeting at 6:28 p.m.

21. Vice-Mayor Krueger called the Board of Commissioners regular meeting back to order at 6:39 p.m. and Commissioner Paynter moved to enter into Executive Session pursuant to Title 25, O.S. for the purpose of discussing:
- A. Homeland Security Issues
 - B. Negotiations with the I.A.F.F. Anderson seconded.

Roll: Yeas; Paynter, Cummings, Anderson, and Krueger. Nays; None. Motion carried.

22. The Board of Commissioners returned to regular session at 7:37 p.m. with not action being taken.
23. Vice-Mayor Krueger adjourned the Ponca City Board of Commissioners meeting at 7:37 p.m.

PASSED IN SESSION AND APPROVED THIS 12TH OF SEPTEMBER 2005.

MAYOR

ATTEST

CITY CLERK