

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
OCTOBER 10, 2005

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 Room at City Hall, 516 E. Grand, with Mayor Richard Stone presiding:

Present: Richard Stone, Mayor
Paul Krueger, Commissioner
David Cummings, Commissioner
Stan Paynter, Commissioner
Tana McKinley, Assistant City Manager
Marc LaBossiere, Finance Director/City Clerk
Kevin Murphy, City Attorney

Absent: Diane Anderson, Commissioner
Gary Martin, City Manager

Others Present: Craig Stephenson, Terry Brown, Mike Lane, Chris Henderson, Jim Fairbanks, Dwaine Vincent, Butch Herring, Chad Cunningham, Bill Bridges, City staff; Earl Ball, citizens; Rog Allen, Rod Bolin, news press.

1. Mayor Richard Stone called the meeting to order at 5:30 p.m.
2. Ben Shoemaker, Young Life Church, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

4. Proclamation: White Cane Safety Week
5. Proclamation: Fire Prevention Week

****CONSENT AGENDA****

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

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

6. Consider and vote upon minutes of the Ponca City Board of Commissioners work session held September 19, 2005, and regular session held September 26, 2005.
7. Consider and vote on the Oklahoma Municipal Assurance Group (OMAG) proposal to provide their Municipal Liability Protection Plan for the City of Ponca City for the policy period November 1, 2005 to November 1, 2006.

8. **RESOLUTION NO. 5504**

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

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

9. None.

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

Commissioner Paynter congratulated the Ponca City Wildcats football team for their recent victory, as well as the high-steppers.

****REPORTS****

11. CITY MANAGER'S REPORT

Assistant City Manager Tana McKinley reminded the Commission of the Oklahoma Aeronautics meeting to be held October 12, 2005 at Pioneer Vo-Tech. McKinley also reported that she had received an update from Holly LaBossiere on the fire the library had last Friday, and that measures are being taken to clean and repair the damages. McKinley further informed the Commission of the visit of the City's "Sister City" Beijing, China, on November 2, 2005. McKinley stated that they would return to Oklahoma City on November 3, 2005 to have lunch with the governor.

****PUBLIC HEARINGS****

ORDINANCE NO. 6029

12. ***AN ORDINANCE REZONING REAL PROPERTY LOCATED AT 1415 AND 1501 EAST PROSPECT (MORE SPECIFICALLY SET FORTH BELOW) FROM R-1 SINGLE FAMILY RESIDENTIAL TO C-1 LOCAL COMMERCIAL DISTRICT, AND DIRECTING THE COMMUNITY DEVELOPMENT DIRECTOR TO CHANGE THE OFFICIAL ZONING MAP OF THE CITY ACCORDINGLY, AND DIRECTING THE CITY CLERK TO FILE OF RECORD.***

Conduct a Public Hearing and consider and vote on the above Ordinance rezoning property described as Lots 25 and 26, Block 1, Crown Heights Addition to the City of Ponca City, located at 1415 and 1501 East Prospect, R-1 single family residential to C-1 local commercial.

Chris Henderson, Community Development Director, informed the Commission that this petition is a zoning request involving two residential lots located just east of the Bank of America on East Prospect Avenue. Henderson explained that the applicant is also a local bank seeking the City to rezone the two lots to C-1 Commercial in order to build a branch bank facility at this particular location. Henderson went on to say that the nearby land use pattern is commercial to the west and to the east.

Mayor Stone opened the Public Hearing, and there being no one speaking for or against the Ordinance, Stone closed the Public Hearing.

Commissioner Cummings made the motion to approve the Ordinance rezoning real property located at 1415 and 1501 East Prospect from R-1 single family residential to C-1 local commercial. Krueger seconded.

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

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

13. Consider and vote to authorize the Mayor to sign the 2005-2006 and 2006-2007 collective bargaining agreement between the City of Ponca City and the International Association of Fire Fighters, Local 2479.

Terry Brown, Human Resource Director, and Craig Stephenson, Public Works Director, advised the Commission that a 2-year labor contract had been signed with the Ponca City Firefighters, which included a 3% across the board increase for fiscal year 2005-2006 retroactive to July 1, 2005. Brown further added that the increase for 2006-1007 would be the same percentage that is provided by the Mayor and the Board of Commissioners to the non-represented City employees. Brown informed the Commission that major changes in the contract were the promotional guidelines, a physical fitness incentive program, the ability for the fire chief to move paramedics from station to station and shift to shift as needed, and a substance abuse program.

Stephenson stated that overall the contract is a win/win agreement for both the City and the IAFF.

Commissioner Krueger made the motion to authorize the Mayor to sign the 2005-2006 and 2006 and 2007 collective bargaining agreement between the City of Ponca City and International Association of Fire Fighters, Local 2479. Paynter seconded.

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

14. Consider and vote upon awarding the contract and authorizing the execution of the contract documents for "Sanitary Sewer Rehabilitation and Realignment for U.S. Highway No 77" to United Trenching, Inc. of Mustang, OK in the amount of \$646,613.00, contingent upon approval of the award of the contract by ODOT.

Commissioner Cummings made the motion to approve the awarding of the contract for the "Sanitary Sewer Rehabilitation and Realignment for U.S. Highway No. 77" to United Trenching Inc. of Mustang, OK in the amount of \$646,613.00, contingent upon approval of the award of the contract ODOT. Krueger seconded.

Roll: Yeas; Krueger, Stone, Paynter, and Cummings. Nays; None. Motion approved.

15. Consider and vote on the agreement between the City and the YMCA for lease of land and purchase of portion of new aquatic facility.

Commissioner Cummings made the motion to approve the agreement between the City and the YMCA for the lease of land and the purchase of a portion of the new aquatic facility. Paynter seconded.

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

16. Consider and vote to waive competitive bidding and sell the 1994 Ford Rescue Truck to McCord Community Volunteer Fire Department in the amount of \$12,500.00.

Commissioner Paynter made the motion to waive the competitive bidding and sell the 1994 Ford Rescue Truck to McCord Community volunteer Fire Department in the amount of \$12,500.00. Kruger seconded.

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

****CITIZENS COMMENTS****

17. Mayor welcomed Jordon Moran with Boy Scout Troop 509

18. Mayor Stone adjourned the Ponca City Board of Commissioners meeting at 6:12 p.m.

PASSED IN SESSION AND APPROVED THIS 24TH OF OCTOBER 2005.

MAYOR

ATTEST

CITY CLERK