

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
September 9, 2013

Southwest Business Products E1113067LD

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
R. Mark Macy, Commissioner
Diane Anderson, Commissioner
Steve Hermann, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Lanita Chapman, Commissioner

Others Present: Chris Henderson, Mike Lane, Craige Baird, William Tripp, Judi Newland, Don Bohon, Steve Sullivan, Phil Johnston, Rob Dick, Darwin Haney, Don Nuzum, Terry Brown, Skip Jump, Jim Fairbanks, Tana McKinley, Johnny Barron, City staff.

1. CALL TO ORDER
Mayor Homer Nicholson called the meeting to order at 5:30 p.m.
2. INVOCATION – Pastor Larry Metzger, First Christian Church
3. PLEDGE OF ALLEGIANCE

****CEREMONIES AND PROCLAMATIONS****

4. Character Trait for September: Responsibility

****CONSENT AGENDA****

The Board of Commissioners found items #5 through #13 non-controversial and routine in nature. Mayor Nicholson noted a scrivener error on item # 9 which is written as “Re-Mark 17-34” but should have been written “Re-Mark 17-35”. Commissioner Anderson made the motion to approve the consent agenda. Commissioner Macy seconded.

Roll: Yeas; Anderson, Macy, Nicholson and Hermann. Nays; None. Motion carried.

5. Consider and Vote Upon Minutes Of The Ponca City Board of Commissioners Regular Session Held August 26, 2013.
6. Consider And Vote Upon Resolution Appropriating Money For Payment Of Claims.

RESOLUTION NO. 6061

A RESOLUTION APPROPRIATING MONEY FOR THE PAYMENT OF CLAIMS.

7. Consider And Vote Upon A Resolution Of The Board Of Commissioners Of The City Of Ponca City, Oklahoma, Confirming Nominations Of The Mayor Of Ponca City, Oklahoma, For Appointment Of Officers Of The City Of Ponca City.

RESOLUTION NO. 6062

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, CONFIRMING NOMINATIONS OF THE MAYOR OF PONCA CITY, OKLAHOMA, FOR APPOINTMENT OF OFFICERS OF THE CITY OF PONCA CITY.

8. Consider And Vote Upon A Resolution Amending The Operating Budget Of Various City Funds, As Outlined On Amendment #3, For Fiscal Year 2013-14.

RESOLUTION NO. 6063

A RESOLUTION AMENDING THE OPERATING BUDGET OF VARIOUS CITY FUNDS, AS OUTLINED ON AMENDMENT #3, FOR FISCAL YEAR 2013-14.

9. Consider And Vote On Awarding Contract To Advanced Workzone Services LLC Of Muskogee, Oklahoma In The Amount Of \$98,904 For AIP Project 3-40-0078-015-2013 "Re-Mark17-34" Contingent Upon Receipt Of The FAA Grant Funding.
10. Consider And Vote On Amendment No. 2 To LBR, Inc. For Professional Airport Consulting Services For Airport Improvement Projects (AIP) At The Ponca City Regional Airport.
11. Consider And Vote On Amendment To The City Of Ponca City's Group Benefit Plan (Health Insurance Plan) So As To Bring It Into Conformity With Requirements Of The Affordable Care Act With An Effective Date Of July 1, 2013.
12. Consider And Vote Upon Request For Authorization To Advertise For Bids For Street Improvement Project "Mill And Overlay Of Fairview Street From Patton Drive To Bradley Avenue" Project No. GEN 13-7.
13. Consider And Vote Upon Authorizing Advertisement Of Bids For Project Number GEN 14-3, Mill And Overlay Prospect Avenue, 5th to 14th.

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

14. None.

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

15. Mayor Nicholson noted that on the following week, several members of staff and the Commission will be in Tulsa, Oklahoma for the Oklahoma Municipal League Conference scheduled for September 17, 18 and 19, 2013.

Commissioner Macy recognized that there were several staff members in attendance who were nominated in item #7 of the consent agenda, and expressed appreciation for their service.

****REPORTS****

16. CITY MANAGER'S REPORT

City Manager Craig Stephenson reminded commissioners that the Chamber of Commerce and Governmental Affairs Committee "Thank You Elected Officials Picnic" is scheduled for September 12, 2013 at 6:00 p.m.

Stephenson announced that the USA Swimming Foundation's Make A Splash Tour with Cullen Jones and Rowdy Gaines, which is presented by Phillips 66, is scheduled for the following night at 6:00 p.m. in the Ponca City Aquatic and Family Center. The event will include refreshments, free gifts, a meet and greet and autograph session open to the entire family. Featured is two-time Olympic gold medalist Cullen Jones and three-time Olympic gold medalist Rowdy Gaines.

Stephenson informed all that the Lew Wentz Golf Course will be doing their scheduled aerification process today and tomorrow and the golf course will have discounted rates for all patrons while our greens heal. Also, all memberships are half price at this point and you can play unlimited golf with cart until April 1, 2014 for \$891.00.

Stephenson briefed everyone on the Supervisor Academy which will kick off Thursday, September 12, 2013 at the Pioneer Technology Center, for the third year in a row.

Stephenson concluded with the announcement that the Prospect Quiet Zone is finally getting ready to begin, the contractor plans to start work on September 16, 2013. The traffic control for the work zone will be set up September 13, 2013 and the contract time after the work order is issued will be thirty calendar days.

****NEW BUSINESS****

17. Consider And Vote On An Ordinance Amending Title 11, Chapter 5 Of The City Code Of Ponca City, Entitled "Accessory Structures And Uses," Providing For Standards For The Installation And Operation Of Wind Energy Conversion Systems; Providing For Repealer; Severability; Codification; And Setting An Effective Date.

ORDINANCE NO. 6181

AN ORDINANCE AMENDING TITLE 11, CHAPTER 5 OF THE CITY CODE OF PONCA CITY, ENTITLED "ACCESSORY STRUCTURES AND USES," PROVIDING FOR STANDARDS FOR THE INSTALLATION AND OPERATION OF WIND ENERGY CONVERSION SYSTEMS; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND SETTING AN EFFECTIVE DATE.

Commissioner Hermann made the motion to approve item #17. Commissioner Macy seconded.

Roll: Yeas; Hermann, Macy, Nicholson, Anderson. Nays; None. Motion carried.

18. Consider And Vote On A Resolution Designating Certain Fund Balance Accounts Of Governmental Fund Types And Directing The Finance Director To Implement The Terms Of This Resolution.

RESOLUTION NO. 6064

A RESOLUTION DESIGNATING CERTAIN FUND BALANCE ACCOUNTS OF GOVERNMENTAL FUND TYPES AND DIRECTING THE FINANCE DIRECTOR TO IMPLEMENT THE TERMS OF THIS RESOLUTION.

Commissioner Hermann made the motion to approve the item as presented. Commissioner Macy seconded.

Roll: Yeas; Hermann, Macy, Nicholson, Anderson. Nays; None. Motion carried.

19. Consider And Vote On The Submission Of A Grant Application To The State Of Oklahoma (Department Of Emergency Management) In The Amount Of \$404,093 For The City Of Ponca City's Property Acquisition Program.

Commissioner Hermann made the motion to approve item #19. Commissioner Anderson seconded.

Roll: Yeas; Hermann, Anderson, Nicholson, Macy. Nays; None. Motion carried.

20. Consider And Vote On Participation In The Tropos 5210 Trade-In Program In The Amount Of \$250,000 Which Will Allow The City Of Ponca City To Trade In 115 Tropos 5210 Wireless Radios For 115 Tropos 7320 Wireless Radios.

Commissioner Macy made the motion to approve item #20 as presented. Commissioner Anderson seconded.

Roll: Yeas; Macy, Anderson, Nicholson, Hermann. Nays; None. Motion carried.

****CITIZENS COMMENTS****

21. None.

RECESS TO PONCA CITY UTILITY AUTHORITY MEETING

Commissioner Macy made the motion to recess to the Ponca City Utility Authority meeting. Commissioner Hermann seconded.

Roll: Yeas; Macy, Hermann, Nicholson, Anderson. Nays; None. Motion carried.

Mayor Nicholson recessed to the Ponca City Utility Authority at 6:38 p.m.

At 6:46 p.m. the Commission returned to regular session.

22. Entertain Motion To Enter Executive Session Pursuant To Title 25 Section 307 Oklahoma Statutes For Purposes Of Discussing Negotiations With The International Association of Fire Fighters (IAFF) And The Fraternal Order of Police (FOP).

A motion was made by Commissioner Anderson to enter into executive session. Commissioner Macy seconded.

Roll: Yeas; Anderson, Macy, Nicholson, Hermann. Nays; None. Motion carried.

23. The Board of Commission returned to regular session with no action being taken.

24. ADJOURN

The motion to adjourn was made by Commissioner Anderson and seconded by Commissioner Hermann

Roll: Yeas; Anderson, Hermann, Nicholson, Macy. Nays; None. Motion carried

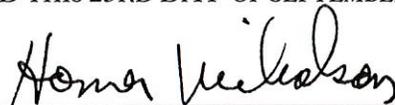
Mayor Nicholson adjourned the Board of Commissioners meeting at 7:26 p.m.

PASSED IN SESSION AND APPROVED THIS 23RD DAY OF SEPTEMBER 2013.



ATTEST:


CITY CLERK


MAYOR



MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
September 9, 2013

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
R. Mark Macy, Trustee
Steve Hermann, Trustee
Diane Anderson, Trustee
Craig Stephenson, City Manager
Marc LaBossiere, Secretary
Kevin Murphy, City Attorney

Absent: Lanita Chapman, Trustee

Others Present: Chris Henderson, Mike Lane, Craige Baird, William Tripp, Steve Sullivan, Phil Johnston, Rob Dick, Darwin Haney, Don Bohon, Terry Brown, Jim Fairbanks, Tana McKinley, Johnny Barron, City staff.

1. CALL TO ORDER

Chairman Homer Nicholson called the meeting to order at 6:38 p.m.

****CONSENT AGENDA****

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

Trustee Anderson made the motion to approve the consent agenda. Trustee Macy seconded.

Roll: Yeas; Anderson, Macy, Nicholson, Hermann. Nays; None. Motion carried.

2. Consider And Vote Upon The Minutes Of The Regular Session Held August 26, 2013.
3. Consider And Vote Upon A Resolution Appropriating Money For Payment Of Claims.

RESOLUTION NO. 874

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

4. Consider And Vote Upon Authorizing Chairman To Submit Monthly Operating Statements To OWRB.

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

5. None.

****NEW BUSINESS****

6. Consider And Vote On The Purchase Of A Hydraulic Excavator In The Amount Of \$97,876 From Ditch Witch Of Tulsa.

Trustee Anderson made the motion to approve the purchase of a hydraulic excavator from Ditch Witch in the amount of \$97,876. Trustee Macy seconded.

Roll: Yeas; Anderson, Macy, Nicholson, Hermann. Nays; None. Motion carried.

7. Consider And Vote On Contract In The Not-To-Exceed Amount Of \$89,000 With C. H. Guernsey & Company Of Oklahoma City, Oklahoma For Design Of The Union Street Substation.

Trustee Macy made the motion to approve item #7 as presented. Trustee Anderson seconded.

Roll: Yeas; Macy, Anderson, Nicholson, Hermann. Nays; None. Motion carried.

8. ADJOURN

Trustee Hermann made the motion to adjourn the meeting of the Ponca City Utility Authority. Trustee Macy seconded.

Roll: Yeas; Hermann, Macy, Nicholson, Anderson. Nays; None. Motion carried.

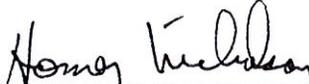
Chairman Nicholson adjourned the PCUA Board of Trustees at 6:46 p.m.

PASSED IN SESSION AND APPROVED THIS 23RD DAY of September 2013.

ATTEST:

The seal is circular with the text "PONCA CITY UTILITY AUTHORITY" around the top edge and "OFFICIAL SEAL" in the center. A star is positioned at the bottom of the seal.
A handwritten signature in blue ink is written over the seal.

TRUST SECRETARY

A handwritten signature in blue ink is written above a horizontal line.

CHAIRMAN: