

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
August 13, 2018

Southwest Business Products E1505510LD

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
Lanita Chapman, Commissioner
Shasta Scott, Commissioner
Paul Taylor, Commissioner
Craig Stephenson, City Manager
Michael Vanderburg, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Ryan Austin, Commissioner

Others Present: Chris Henderson, Jim Fairbanks, Butch Herring, Tana McKinley, Jesse Beck, Don Nuzum, Brad LaRue, Darwin Haney, Eric Newell, Hong Fu, Tim McNew, Richard Evans, John Andrew, City Staff; citizens; Steve Dye, Ponca City News.

1. CALL TO ORDER
Mayor Homer Nicholson called the meeting to order at 5:30 p.m.
2. PLEDGE OF ALLEGIANCE

****CEREMONIES & PROCLAMATIONS****

3. Character Trait For August: Creativity

****CONSENT AGENDA****

The Board of Commissioners found items #4 through #10 non-controversial and routine in nature. Commissioner Scott made the motion to approve consent agenda as presented. Commissioner Chapman seconded.

Roll: Yeas; Scott, Chapman, Nicholson, Taylor. Nays; None. Motion carried.

4. Consider And Vote Upon Minutes Of The Ponca City Board Of Commissioners Regular Session Held July 23, 2018.
5. Consider And Vote Upon Resolution Appropriating Money For Payment Of Claims.

RESOLUTION NO. 6380

A RESOLUTION APPROPRIATING MONEY FOR THE PAYMENT OF CLAIMS.

6. Consider And Vote Upon A Resolution Appointing Members To Various Boards And Commissions And Establishing The Terms Of Office Thereof.

RESOLUTION NO. 6381

A RESOLUTION APPOINTING MEMBERS TO VARIOUS BOARDS AND COMMISSIONS AND ESTABLISHING THE TERMS OF OFFICE THEREOF.

<u>BOARD</u>	<u>NAME</u>	<u>TERM</u>	<u>TERM OF OFFICE</u>
Parks & Recreation Board	Kahle Goff	Appointed	7-1-18 to 6-30-21

7. Consider And Vote Upon Resolution Designating Certain City Employees As Purchasing Officers With Authority To Make Purchases Against City And Municipal Trust Appropriations.

RESOLUTION NO. 6382

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

8. Consider And Vote Upon A Resolution Amending The Operating Budget Of Various City Funds For Fiscal Year 2018-19.

RESOLUTION NO. 6383

A RESOLUTION AMENDING THE OPERATING BUDGET OF VARIOUS CITY FUNDS FOR FISCAL YEAR 2018-19.

9. Consider And Vote On A Resolution Of The Board Of Commissioners Of The City Of Ponca City, Oklahoma, Authorizing The Finance Director/City Clerk To Destroy Municipal Records Under His Control And According To State Statute.

RESOLUTION NO. 6384

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, AUTHORIZING THE FINANCE DIRECTOR/CITY CLERK TO DESTROY MUNICIPAL RECORDS UNDER HIS CONTROL AND ACCORDING TO STATE STATUTE.

10. Consider And Vote On The Purchase Of A New Tractor Loader From Deer & Company For The Ponca City Regional Airport In The Amount Of \$104,790.36.

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

11. None

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

12. None

****REPORTS****

13. CITY MANAGER'S REPORT

City Manager Craig Stephenson announced the Mill and Overlay of South Avenue, Bradley, and Dalewood has been completed. The City is waiting on the scheduling of the contractor to stripe the streets.

Stephenson shared that the Chamber of Commerce's Party at the Palace is August 17, 2018. The tickets to the event are \$30.00 each, which includes two drink tickets, food, music, and dancing. Tickets are available at the Chamber of Commerce Offices.

Stephenson informed the community that the United States Department of Justice United States Attorney's Office Western District of Oklahoma, is putting on a couple of seminars on August 24, 2018 at Pioneer Technology Center. The first seminar will be Combating Human Trafficking Law Enforcement Training. This session is for only Law Enforcement Personnel in the region and will be a four hour session 8:00 a.m. to 12:00 p.m. The second seminar is titled Combating Human Trafficking Community Awareness, and this one is for the community to attend at 2:00 p.m. to 4:30 p.m. There is no deadline for registration and you can register at the class. To register for the community class go to <https://usaookwtraining.org/HumanTraffickingAwareness>.

Stephenson made it known that this September is the City of Ponca City's 125th Birthday. To help celebrate, Ponca City Main Street is planning a birthday celebration and plans to hold the celebration in conjunction with their First Friday, September 7, 2018, event downtown. The plan is to have food trucks and live music at the Veteran's Plaza along with cupcakes and balloons.

Stephenson relayed to the public that the City of Ponca City, in partnership with Phillips 66, is preparing for the upcoming bi-annual Household Hazardous Waste Collection event. Scheduled for Saturday, October 13, 2018, the event will be open from 9:00 a.m. to 1:00 p.m. Residents are encouraged to take this opportunity to bring their hazardous chemicals for proper disposal. There will be more information in the near future and the organizers are always looking for volunteers to help with this event.

Stephenson reminded everyone AMBUC pool closed August 12, 2018 for the season and Wentz pool will move to weekend only operations through Labor Day weekend. Dog Days of Summer is August 13, 2018, at AMBUC pool from 5:30 p.m. to 7:00 p.m. The cost is \$5.00 per dog and they must have their current shots and tag.

Stephenson noted that August 18, 2018 the Coed Mud Volleyball Tournament will be held at Lake Ponca, 9:00 a.m. to 4:00 p.m. for all ages. The Cost is \$40.00 per team and registration is open until August 14, 2018. Sign up Online at: <https://secure.rec1.com/OK/ponca-city-ok/catalog>.

Stephenson invited the public to the Mobile Movie Theater's showing of "Angels In The Outfield (PG)" at the PC Family & Aquatics Facility on August 24, 2018 at 9:00 p.m. The movie is outside on the big screen this summer and fall. This is free to the public, so bring your lawn chair or blanket and enjoy.

****PUBLIC HEARINGS****

- 14A. Receive Public Comments On The Application By The Police Department For Grant Funds From The Fiscal Year 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Grant.

Captain Richard Evans presented information on the JAG Grant. No public comment was received.

- 14B. Consider And Vote On The Application And Interlocal Agreement By The Police Department For Grant Funds In The Amount Of \$15,682 From The Fiscal Year 2018 Edward Byrne Memorial Justice Assistance Grant (JAG).

Commissioner Taylor made the motion to approve item #14B, the JAG Grant. Commissioner Chapman seconded.

Roll: Yeas; Taylor, Chapman, Nicholson, Scott. Nays; None. Motion carried.

****NEW BUSINESS****

15. Consider And Vote Upon Request For Authorization To Proceed With The Purchase Of A CXT Kodiak Restroom As Part Of The Improvements For The Lake Ponca Deep Water Boating Access Project, Phase 1, Project No. GEN 18-4B.

Commissioner Scott made the motion to approve item #15. Commissioner Chapman seconded.

Roll: Yeas; Scott, Chapman, Nicholson, Taylor. Nays; None. Motion carried.

****CITIZENS COMMENTS****

16. Anton Epp, 1021 Brentwood Drive, gave comment encouraging commissioners to consider God in decision making, and to consider rejecting grant money.

RECESS TO PONCA CITY UTILITY AUTHORITY MEETING

Commissioner Taylor made the motion to recess to the Ponca City Utility Authority meeting. Commissioner Scott seconded.

Roll: Yeas; Taylor, Scott, Nicholson, Chapman. Nays; None. Motion carried.

At 5:57 p.m. Mayor Nicholson recessed to the Ponca City Utility Authority meeting.

At 6:08 p.m. the Commission returned to regular session

- 17A. Consider And Vote To For The Commission To Hold Two Executive Sessions Under Authority Of 25 O. S. § 307b4, To Receive And Discuss Confidential Communications Between The Commission And The City Attorney About The Two Items Of Potential Litigation Described Below. The City Attorney Advises That Disclosure Of The Communication Will Seriously Impair The Ability Of The Commission To Conduct The Litigation In The Public Interest.

At 6:09 p.m. Commissioner Scott made the motion to enter executive session. Commissioner Taylor seconded.

Roll: Yeas; Scott, Taylor, Nicholson, Chapman. Nays; None. Motion carried.

- 17C. The Commission Will Recess The Executive Session And Reconvene To Vote On The Recommendation To File Litigation.

At 7:10 p.m. the Commission returned to regular session.

- 17B. Consider And Vote To Approve The Filing Of Litigation Against A Number Of Pharmaceutical Manufacturers And Pharmaceutical Distributors In Federal Court As A Part Of An Effort To Recover Significant Governmental Expenditures Which Were Generated Because Of Opioid Abuse And Addiction.

Commissioner Scott made the motion to approve #17B. Commissioner Chapman seconded.

Roll: Yeas; Scott, Chapman, Nicholson. Nays; Taylor. Motion carried.

- 17D. The Commission Will Return To Executive Session In Order To Receive And Discuss Pending Contract Claims Arising Out Of The Operations Of City Park And Recreation Property. No Action On This Item Is Anticipated.

At 7:12 p.m. Commissioner Scott made the motion to return to executive session. Commissioner Taylor seconded.

Roll: Yeas; Scott, Taylor, Nicholson, Chapman. Nays; None. Motion carried.

18. Return To Regular Session And Take Any Necessary Action, If Appropriate, On Items Discussed In Executive Session.

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

19. ADJOURN

The motion to adjourn was made by Commissioner Taylor and seconded by Commissioner Chapman.

Roll: Yeas; Taylor, Chapman, Nicholson, Scott. Nays; None. Motion carried.

Mayor Nicholson adjourned the Board of Commissioners meeting at 8:08 p.m.

PASSED IN SESSION AND APPROVED THIS 27TH DAY OF AUGUST 2018.

Henry Weckuson
MAYOR

ATTEST:

W. [Signature]
CITY CLERK



MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
August 13, 2018

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
Shasta Scott, Trustee
Paul Taylor, Trustee
Craig Stephenson, City Manager
Michael Vanderburg, Trust Attorney
Marc LaBossiere, Secretary

Absent: Ryan Austin, Trustee

Others Present: Chris Henderson, Jim Fairbanks, Butch Herring, Tana McKinley, Jesse Beck, Brad LaRue, Darwin Haney, Eric Newell, Hong Fu, Tim McNew, Richard Evans, John Andrew, City Staff; citizens; Steve Dye, Ponca City News.

1. CALL TO ORDER
Chairman Homer Nicholson called the meeting to order at 5:57 p.m.

****CONSENT AGENDA****

The Board of Trustees found items #2 through #8 noncontroversial and routine in nature by the governing body and are approved by one motion.

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

Roll: Yeas; Chapman, Taylor, Nicholson, Scott. Nays; None. Motion carried.

2. Consider And Vote Upon The Minutes Of The Regular Session Held June 9, 2018 And The Regular Session Held July 23, 2018.
3. Consider And Vote Upon A Resolution Appropriating Money For Payment Of Claims.

RESOLUTION NO. 1036

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

4. Consider And Vote Upon A Resolution Amending The Operating Budget Of Various City Funds Of The Ponca City Utility Authority For Fiscal Year 2018-19.

RESOLUTION NO. 1037

A RESOLUTION AMENDING THE OPERATING BUDGET OF VARIOUS CITY FUNDS OF THE PONCA CITY UTILITY AUTHORITY FOR FISCAL YEAR 2018-19.

5. Consider And Vote On Completion And Delivery Of The 2017 Water Quality Report, Consumer Confidence Reports (CCR).
6. Consider And Vote On Purchase Of A 2018 D6T Bulldozer From Warren Cat In The Amount Of \$380,950.00.
7. Consider And Vote Purchase Of One 2018 Freightliner Truck With A Vactor Flusher Unit In The Amount Of \$240,402.35 From J&R Equipment Of Oklahoma City.
8. Consider And Vote On Purchase Of One 2018 420F2 IT CAT Backhoe From Warren CAT Of Tulsa In The Amount Of \$113,113.55.

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

9. None.

****NEW BUSINESS****

10. Consider And Vote Upon Request For Authorization To Advertise For Bids For Wittmer Hills Water Seepage Fix, Project Number PCUA 18-4.

Trustee Chapman made the motion to approve item #10 as stated. Trustee Taylor seconded.

Roll: Yeas; Chapman, Taylor, Nicholson, Scott. Nays; None. Motion carried.

11. Consider And Vote Upon Agreement For Engineering Services With Meshek & Associates, LLC For Design And Plan Preparation For Tributary E Culvert Improvements, Project No. PCUA 19-1.

Trustee Scott made the motion to approve item #11. Trustee Chapman seconded.

Roll: Yeas; Scott, Chapman, Nicholson, Taylor. Nays; None. Motion carried.

12. ADJOURN

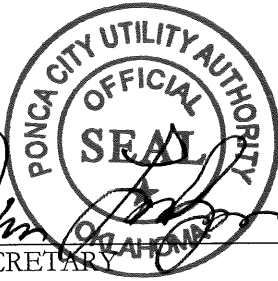
A motion to adjourn was made by Trustee Chapman and seconded by Trustee Scott.

Roll: Yeas; Chapman, Scott, Nicholson, Taylor. Nays; None. Motion carried.

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:08 p.m.

PASSED IN SESSION AND APPROVED THIS 27TH DAY of AUGUST 2018.

ATTEST:


[Handwritten Signature]
TRUST SECRETARY

[Handwritten Signature]
CHAIRMAN

