

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
MAY 11, 2009

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
Diane Anderson, Commissioner
Bill Flegler, Commissioner
Paul Krueger, Commissioner
Lanita Chapman, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Others Present: Sherri Tapp, Dwaine Vincent, Jim Fairbanks, Phil Johnston, Terry Brown, David Keathly, Sam Whitecotton, Butch Herring, Tana McKinley, Mike Chapman, City staff: Carol Sloan, Gayle Young, citizens; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:31 p.m.
2. Invocation – Gayle Young, First Baptist Church
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

4. Character Trait for May: Honor presented by Arlene Stauffer

****CONSENT AGENDA****

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

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

5. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held April 27, 2009.

6. **RESOLUTION NO. 5759**

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>
Animal Control Commission	Pam Dickerson	Re-Appointed	2012
Animal Control Commission	Shanley Wells	Re-Appointed	2012

Housing Authority	Echo Blanton	Appointed	2012
Housing Authority	Dwaine West	Re-Appointed	2012
Park & Recreation Advisory Board	Randy W. Wilson	Re-Appointed	2012
Senior Advisory Board	Larry Metzger	Re-Appointed	2012
Senior Advisory Board	Kathy Turner	Re-Appointed	2012

7. Consider and vote upon a request for authorization to advertise for bids for “Street Improvement Project - Concrete Pavement Reconstruction.”
8. Consider and vote on the purchase of a current year wheel loader with attachments for the Street Division from Warren Cat, Oklahoma City, in the amount of 189,906.00.
9. **RESOLUTION NO. 5760**

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

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

10. None.

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

11. Commissioner Krueger encouraged all to vote the following day in support of the proposed school bond issue.

****REPORTS****

12. **CITY MANAGER’S REPORT**

City manager Craig Stephenson stated that the City has been made aware that there are two confirmed cases of swine flu in Kay County, and are encouraging all City employees to use good hygiene measures.

Next Stephenson advised that the Fire Department would be testing for rank of Lieutenant on June 25, in cooperation with OSU’s Fire Service Training.

Stephenson further stated that staff met with Oklahoma Water Resources Board to discuss flood plain maps that are due out this fall, and will be bringing an Ordinance to the Commission to be adopted in July.

Stephenson also announced that the City’s Annual Safety Banquet would be tomorrow at the Wentz Mess Hall, while there Stephenson asked that everyone take a look at the new fence around Wentz Pool.

Stephenson stated that next week's work session would include two items to be discussed: (1) the peddlers permit, and (2) the change order process for the Ponca City Aquatic and Family Center-YMCA

****PUBLIC HEARINGS****

13. Conduct a Public Hearing on the proposed budget for Fiscal Year 2009-10.

Finance Director Marc LaBossiere informed the Commission that this is a non-action item, but a statutory requirement to have a Public Hearing at this point in the process of preparing the budget for FY 2009-2010. LaBossiere further advised that this is the City Manager's proposed budget, and a summary was published in the Ponca City News on Sunday May 3, 2009, as required by law. LaBossiere enlightened the Commission in regards to the steps leading up to this Public Hearing and finalizing the 2009-2010 budget, which will be presented to the Commission on June 8, 2009 for approval.

Mayor Nicholson opened the floor to the public for comments on the 2009-2010 proposed budget. Mayor Nicholson closed the budget hearing, there being no one with concerns in regards to the proposed 2009-2010 budget.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

14. Consider and vote on Construction Payment No. 3 to Lambert Construction Company in the amount of \$585,540.00 for construction of the Ponca City Aquatic & Family Center-YMCA.

Commissioner Anderson made the motion to approve payment No. 3 to Lambert Construction in the amount of \$585,540.00 for construction of the Ponca City Aquatic & Family Center-YMCA, Chapman seconded.

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

15. Consider and vote on a contract for designing and building a rock-climbing wall for Ponca City Aquatic & Family Center-YMCA with Entre Prises USA in the amount of \$241,136.00.

Commissioner Krueger made the motion to approve the contract for designing and building a rock-climbing wall for Ponca City Aquatic & Family Center-YMCA with Entre Prises USA for \$241,136.00. Flegler seconded.

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

****CITIZENS COMMENTS****

16. Carol Sloan, 2100 Berkshire Drive, expressed concern over delayed roof repairs at the Marland's Grand Home.

17. Commissioner Flegler made the motion to adjourn the Ponca City Board of Commissioners meeting. Anderson seconded.

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

Mayor Nicholson adjourned the Ponca City Board of Commissioners meeting at 6:15 p.m.

PASSED IN SESSION AND APPROVED THIS 26TH DAY OF MAY 2009.

MAYOR

ATTEST:

CITY CLERK

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
MAY 11, 2009

Pursuant to notice as required by law, the Board of Trustees of the Ponca City Utility Authority met in regular session at 6:15 p.m. in the Commission Chamber at City Hall, 516 E. Grand, with Chairman Homer Nicholson presiding.

Present: Homer Nicholson, Chairman
Paul Krueger, Trustee
Diane Anderson, Trustee
William Flegler, Trustee
Lanita Chapman, Trustee
Craig Stephenson, City Manager
Kevin Murphy, Trust Attorney
Marc LaBossiere, Finance Director/Secretary

Others Present: Sherri Tapp, Dwaine Vincent, Jim Fairbanks, Phil Johnston, Terry Brown, Butch Herring, Tana McKinley, Mike Chapman City staff; Beverly Bryant, Ponca City News.

1. Chairman Nicholson called the meeting to order at 6:15 p.m.

****CONSENT AGENDA****

The Board of Trustees found items #2 and #3 non-controversial and routine in nature by the governing body and are approved by one motion.

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

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

2. Consider and vote upon the minutes of the regular session held April 27, 2009.

3. **RESOLUTION NO. 723**

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

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

4. None.

****NEW BUSINESS****

5. Consider and vote on adoption of "Electric Customer Service Guidelines" (Revised May 2009) for Ponca City Utility Authority and Ponca City Energy.

Trustee Flegler made the motion to approve the adoption of "Electric Customer Service Guidelines" (Revised on May 2009.) Anderson seconded.

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

9. Trustee Anderson made the motion to adjourn the Ponca City Utility Authority meeting. Chapman seconded.

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

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:22 p.m.

ASSED IN SESSION AND APPROVED THIS 26TH DAY OF MAY 2009.

CHAIRMAN:

ATTEST:

TRUST SECRETARY