

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
JANUARY 12, 2008

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
Stan Paynter, Commissioner
Wayne Foxworthy, Commissioner
Lanita Chapman, Commissioner
Diane Anderson, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Others Present: Tana McKinley, Chris Henderson, Butch Herring, Rhonda Skrapke, Paula Cain, Jim Sindelar, Gary Martin, Terry Brown, Mike Lane, Sam Whitecotton, Don Bohon, City staff; Jean Lewis, Debbie Eastman, Archambo & Mueggenborg; Jayne Detten, Bill Flegler, David Cummings, citizens; Beverly Bryant, Rolf Clements, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:30 p.m.
2. Invocation – Bob Innis – Word of Life Church
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

4. Character Trait for January is Orderliness.
5. Proclamation: National Mentoring Month.
6. Presentation from Baiyin City, Gansu Province, China-Ponca City's Sister City.

****CONSENT AGENDA****

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

Roll: Yeas; Paynter, Foxworthy, Nicholson, Anderson, and Chapman. Nays; None. Motion carried.

6. Consider and vote upon minutes of the Ponca City Board of Commissioners work session held December 15, 2008, and regular session held on December 22, 2008.
7. Consider and vote on authorizing advertisement of bids on Project No. STP. 136E(109)EH, Ponca City Downtown Sidewalk Improvement Project.
8. Consider and vote upon Bid Committee's recommendation to award the purchase of a 2009 Tow Behind Stump Grinder to Henard Utility Products, Inc. in the amount of \$30,985.00.

9. Consider and vote on a contract award for road construction materials to the lowest bidder available for January 1, 2009 through June 30, 2009.
10. Consider and vote to release Line of Credit issued by Bank of Oklahoma, which guaranteed construction of High Pointe Subdivision roads and authorize the City Attorney to so notify the bank.
11. **RESOLUTION NO. 5738**

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

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

12. None.

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

13. Mayor Nicholson expressed gratitude to the approximate 250 residents who turned out for the groundbreaking of the Ponca City/YMCA Aquatic Center. Mayor Nicholson then encouraged everyone to view a program call Crystal Darkness. Nicholson further added that this 30-minute program addresses the problem of methamphetamine, which has become a huge problem in Oklahoma, as well as the nation. Nicholson added that this program is to educate people on how this drug affects people physically, mentally, socially, and economically.

Commissioner Paynter addressed the groundbreaking of the new Aquatic Center, and how one of his bleaker days on the Commission was voting to close the YMCA pool. Paynter further added that now we have come full circle, and out of something that was very negative, we now have something positive.

Commissioner Anderson addressed the Crystal Darkness program, by saying that the Poncan Theater was going to have a special showing at 6:30 and everyone is invited to be there. Anderson further added that she wanted to remind everyone that on Monday there is to be a celebration of the life and legacy of Dr. Martin Luther King.

Nicholson extended his gratitude to the Commissioners for great teamwork. Nicholson added that the retirement party for retiring City Manager Gary Martin would be this Friday at 2:00 p.m. at the Marland Mansion.

****REPORTS****

14. **CITY MANAGER'S REPORT**

City Manager Craig Stephenson informed the Commission that the Comprehensive Planning Committee would meet on Thursday, January 15, 2009 at 5:30 p.m. Stephenson advised that they would be reviewing Chapter 5, which is the Housing & Neighborhood chapter.

Stephenson stated that OMPA does a member city survey every other year, and they look at how the City is doing in regards to customer service, rates, etc. Stephenson explained that it is a 200-page document, and copies will be given to the Commissioners.

Stephenson went on to inform the Commission that McDonald's is closed, but in 100 days there will be a new facility at that same location.

****PUBLIC HEARINGS****

None.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

15. Consider and vote on the submission of a grant application to Oklahoma Emergency Management for numerous Mitigation Activities as follows:

- (1) Replacement of Overhead Electrical Primary and Secondary Lines, which serve critical facilities - \$2,000,000.00.
- (2) Acquisition of Repetitive Loss Properties - \$501,893.00
- (3) Public Safe Room - \$420,950.00
- (4) Generator for the Public Safety Center - \$36,180.00

Commissioner Anderson made the motion to approve submission of a grant application to Oklahoma Emergency Management for the numerous Mitigation Activities as named above. Chapman seconded.

Roll: Yeas; Anderson; Chapman, Nicholson, Foxworthy, and Paynter. Nays; None. Motion carried.

16. Receive Fiscal Year 2007-08 Annual Financial Statements and accompanying Independent Auditor's Report for the City of Ponca City, Oklahoma from Archambo & Mueggenborg, PC for the fiscal year ended June 30, 2008.

Commissioner Anderson made the motion to accept the Fiscal Year 2007- 08 Annual Financial Statements and accompanying Independent Auditor's Report for the City of Ponca City, Oklahoma from Archambo & Mueggenborg, PC for the fiscal year ended June 30, 2008. Paynter seconded.

Roll: Yeas; Anderson, Paynter, Nicholson, Chapman, and Foxworthy. Nays; None. Motion carried.

17. Consider and vote on awarding the bid on Project No. Gen 09-5, Pecan Rd. Reconstruction Lake Rd. to Juanito to Evans and Associates Construction Co., and authorize the Mayor to execute the contract in the amount of \$647,699.79.

Commissioner Foxworthy made the motion to award the bid on Project No. Gen 09-5, Pecan Rd. Reconstruction, Lake Rd. to Juanito to Evans and Associates Construction Co., and authorize the Mayor to execute the contract in the amount of \$647,699.79. Anderson seconded.

Roll: Yeas; Foxworthy, Anderson, Nicholson, Chapman, and Paynter. Nays; None. Motion carried.

18. Consider and vote on executing an agreement in the amount of \$11,800.00 with Inskip Appraisal Company to provide appraisals of Rights-Of Way for the Waverly Street/Hubbard Road Reconstruction and Widening Project.

Commissioner Anderson made the motion to approve an agreement in the amount of \$11,800.00 with Inskip Appraisal Company to provide appraisals of Rights-Of Way for the Waverly Street/Hubbard Road Reconstruction and Widening Project. Foxworthy seconded.

Roll: Yeas; Anderson, Foxworthy, Nicholson, Paynter, and Chapman. Nays; None. Motion carried.

19. Consider and vote upon final payment in the amount of \$68,029.30 to Rick Scott Construction, Inc. for work completed on Lew Wentz Pool and Camp Renovation Volume I Bathhouse and Site.

Commissioner Chapman made the motion to approve the final payment in the amount of 68,029.30 to Rick Scott Construction, Inc. for work completed on Lew Wentz Pool and Camp Renovation Volume I Bathhouse and Site. Anderson seconded.

Roll: Yeas; Chapman, Anderson, Nicholson, Paynter, and Foxworthy. Nays; None. Motion carried.

****CITIZENS COMMENTS****

20. None.

21. Commissioner Foxworthy made the motion to adjourn the Board of Commissioners. Paynter seconded.

Roll: Yeas; Foxworthy, Paynter, Nicholson, Chapman, and Anderson. Nays; None. Motion carried.

22. Mayor Nicholson adjourned the Ponca City Board of Commissioners meeting at 6:44 p.m.

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

MAYOR

ATTEST:

CITY CLERK

