

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
APRIL 9, 2007

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 Homer Nicholson presiding:

Present: Homer Nicholson, Mayor
Paul Krueger, Commissioner
Wayne Foxworthy, Commissioner
Stan Paynter, Commissioner
Diane Anderson, Commissioner
Gary Martin, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Others Present: Chris Henderson, Craig Stephenson, Holly LaBossiere, Terry Brown, Butch Herring, David Horinek, Mike Lane, Jim Eck, David Keathly, Tana McKinley, Jim Sindelar, Dwaine Vincent, City staff; David Myers, Ponca City Development Authority; Citizen Advisory Board members, citizens; Rolf Clements, news press.

1. Mayor Homer Nicholson called the meeting to order at 5:31 p.m.
2. Invocation – Kevin Murphy, City Attorney, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

None.

CONSENT AGENDA

The Board of Commissioners found items #4 #5, #6 and #7, non-controversial and routine in nature.

Commissioner Anderson made the motion to approve the consent agenda. Paynter seconded.

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

4. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held March 26, 2007.
5. Consider and vote upon changes to Marland Estate Fees.
6. Consider and vote to write off accounts with delinquent balances and transfer uncollectible to collection agency.
7. **RESOLUTION NO. 5598**

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

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

8. None.

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

9. Commissioner Anderson reminded citizens of Spring Clean-up and to take advantage of these free services.

Mayor Nicholson also reminded citizens about the spring clean-up, and also about the Louise Fluke Plaza Project, which the Chamber of Commerce is sponsoring.

****REPORTS****

10. CITY MANAGER'S REPORT

City Manager Gary Martin advised that budget meetings would be held on April 16th & 17th as scheduled. Martin also advised that senior City staff members attended a teleconference today on ways to reduce health care costs, which was presented by the International City Managers Association.

Martin stated that OMPA will be holding their annual board meeting and retreat in the Commission Chambers on Thursday and Friday, and that Wednesday is Leadership Day, and the participants will be touring the City's facilities.

11. SPRING CLEAN-UP REPORT

Solid Waste Superintendent David Horinek reported that Saturday, April 7, 2007, was the beginning of the City's spring clean-up. Horinek advised that there were 194 people who deposited 78 ³/₄ tons of trash at the landfill on Saturday. Horinek further reminded that spring clean-up will go thru Saturday, April 14, 2007.

Horinek concluded by saying that since the Mayor had announced "Operation Paint Brush", nineteen people have taken between five to ten gallons of paint each. Horinek advised that there is a limited supply of the free paint and it is on a "first come—first serve" basis.

****PUBLIC HEARINGS****

None.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

13. Consider and vote upon Park Department staff recommendation to award contract for the installation of vinyl siding and replacement windows at the Cann House to Frontier Siding, Ponca City, OK in the amount of \$22,188.94 as the lowest and best bid.(Taken Out of Order)

Commissioner Foxworthy made the motion to approve the awarding of a contract for the installation of vinyl siding and replacement windows at the Cann House to Frontier Siding, Ponca City, OK in the amount of \$22,188.94, as well as the addendum for the pump house and garage in the amount of \$4,068.23. Anderson seconded.

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

12. “OPEN MEETING ACT” PRESENTATION FROM DISTRICT ATTORNEY MARK GIBSON (TAKEN OUT OF ORDER)

District Attorney Mark Gibson gave a detailed report on the Open Meetings-Open Records Act. Gibson emphasized that it is important not to violate the Open Meetings Act, for if violated it is a crime. Gibson stated that his goal is to keep public officials informed, so as to not to have to respond to any complaints.

14. Consider and vote to receive the Bid Committee’s Report and authorize the purchase of a fairway mower from Professional Turf Products in the amount of \$36,380.00 for the Lew Wentz Golf Course.

Mike Self, Golf Course Superintendent, explained to the Commission that staff recommends accepting the bid from Professional Turf Products for a fairway mower, as its products have demonstrated superior durability, parts availability, and customer service.

Commissioners Krueger made the motion to receive the Bid Committee’s report and authorize the purchase of a fairway mower from Professional Turf Products in the amount of \$36,380.00 for the Lew Wentz Golf Course. Foxworthy seconded.

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

15. Consider and vote to receive the bid summary and authorize the purchase of a Type I Ambulance from the Phoenix Group in the amount of \$89,743.00 for the Ponca City Fire Department.

Commissioner Paynter made the motion to approve the bid summary and authorize the purchase of a Type I Ambulance from the Phoenix Group in the amount of \$89,743.00 for the Ponca City Fire Department. Krueger seconded.

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

****CITIZENS COMMENTS****

16. Chuck Clark, 1316 Meadowbrook, expressed a concern about changing some of the traffic lights downtown to flashing lights.

17. Commissioner Foxworthy made the motion to adjourn. Krueger seconded.

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

Mayor Nicholson adjourned the Board of Commissioners at 7:09 p.m.

PASSED IN SESSION AND APPROVED THIS 23RD DAY OF APRIL 2007.

MAYOR

ATTEST

CITY CLERK