

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
SEPTEMBER 24, 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 Vice-Mayor Diane Anderson presiding:

Present: Diane Anderson, Vice-Mayor
Wayne Foxworthy, Commissioner
Paul Krueger, Commissioner
Craig Stephenson, Assistant City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Homer Nicholson, Mayor
Stan Paynter, Commissioner
Gary Martin, City Manager

Others Present: Chris Henderson, David Horinek, Phil Johnston, David Keathly, Terry Brown, Tana McKinley, Jim Sindelar, Don Bohon, Butch Herring, Sam Whitecotton, Mike Chapman, Jim Fairbanks, City staff; Travis Magee, Malcolm Cooper, citizens; Beverly Bryant, Ponca City News.

1. Vice-Mayor Diane Anderson called the meeting to order at 5:32 p.m.
2. Invocation – Tana McKinley, Assistant City Manager, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

4. Proclamation: Entrepreneurship Awareness Month.
5. Proclamation: Public Power Week
6. Character Trait for September: Dependability presented by Malcolm Cooper.
- . The Board of Commissioners found items #7, #8, #9, and #11 non-controversial and routine in nature.

Commissioner Foxworthy asked that Item #10 be removed for further explanation.

Commissioner Krueger made the motion to approve the balance of the consent agenda. Foxworthy seconded.

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

7. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held September 10, 2007.
8. Consider and vote on waiving the rental fees charged for the use of Marland's Grand Home Grounds and Buildings for Tablescape to be held November 3 and 4, 2007, Christmas Tour to be held December 8, 2007 and Valentine's Event to be held February 8-10, 2007, all three fundraisers to benefit Friends of Marland's Grand Home Museum, Inc.

9. Consider and vote upon updated agreements with the Oklahoma Tax Commission for administration of City sales tax and City use tax, and authorizing the Mayor to execute all related documents.

11. **RESOLUTION NO. 5641**

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

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

12. **RESOLUTION NO. 5640**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, AMENDING THE OPERATING BUDGETS OF VARIOUS FUNDS FOR THE FISCAL YEAR 2007-08.

Commissioner Foxworthy removed item #10 for clarification. Finance Director Marc LaBossiere explained that there was an error on the Resolution itself, but that the attached detail is correct. LaBossiere went on to add that upon making the motion to approve, the attached detail should be referenced.

Commissioner Foxworthy moved to approve Item #10, as the detail states. Krueger seconded.

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

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

13. None.

****REPORTS****

14. **CITY MANAGER'S REPORT**

Assistant City Manager Craig Stephenson related four items to the Commission. Stephenson first informed the Commission that the Oklahoma Department of Transportation has started work on the 14th Street project, and that the City has agreed to concrete the 14th street intersections and pay for that process. Stephenson further added that the contract will be left open, and the concreting of the intersections, and fixing the curb and gutters will be done in the spring.

Stephenson gave a brief update on the Honeywell Project stating that they will begin meter installation in the next two weeks.

The last two items Stephenson reported to the Commission were the dedication of the Standing Bear Education Center and the Ponca Military Academy dedication on Hartford and

Summers Place.

****PUBLIC HEARINGS****

None.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

15. Consider and vote on proposed agreement between Ponca City Alternative Sports Association and the City of Ponca City to construct and operate a BMX Track in Dan Moran Park.

Commissioner Krueger made the motion to approve an agreement between the Ponca City Alternative Sports Association and the City of Ponca City to construct and operate a BMX Track in Dan Moran Park. Foxworthy seconded.

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

16. Consider and take action with respect to progress payment #3 to Honeywell Inc. for the performance contracting efficiency project in the amount of \$1,732,500.00.

Commissioner Foxworthy made the motion to approve progress payment #3 to Honeywell, Inc. for the performance contracting efficiency project in the amount of \$1,732,500.00. Krueger seconded.

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

17. Consider and vote to submit an application to enter the FEMA Community Rating System (CRS) Program and authorize the Mayor to execute subsequent documents required for the CRS Program.

Commissioner Krueger made the motion to submit an application to enter the FEMA Community Rating System (CRS) Program and authorize the Mayor to execute subsequent documents required for the CRS Program. Foxworthy seconded.

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

18. Consider and vote on the purchase of a dump truck, snow plow, and salt spreader from Roberts Truck Center for the Public Works Department, Street and Drainage Division in the amount of \$110,112.00.

Commissioner Foxworthy made the motion to approve the purchase of a dump truck, snow plow, and salt spreader from Roberts Truck Center for the Public Works Department, Street and Drainage Division in the amount of \$110,112.00. Krueger seconded.

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

****CITIZENS COMMENTS****

19. None.

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

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

Vice-Mayor Anderson adjourned the meeting at 6:07 p.m.

PASSED IN SESSION AND APPROVED THIS 8TH DAY OF OCTOBER 2007.

MAYOR

ATTEST

CITY CLERK