

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
SEPTEMBER 10, 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
Wayne Foxworthy, Commissioner
Stan Paynter, Commissioner
Paul Krueger, Commissioner
Diane Anderson, Commissioner
Gary Martin, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: None.

Others Present: Chris Henderson, Terry Brown, Craig Stephenson, Tana McKinley, Butch Herring, Phil Johnston, Bob Miller, City staff; Rhonda Skrapke, grants consultant; Helene Schwartz, Melissa Young, Jason Pinney, citizens; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:32 p.m.
2. Invocation – Tom Ramsey, Pastor of the First Lutheran Church, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

4. Proclamation: National Assisted Living Week.
5. Proclamation: United Way.
- . The Board of Commissioners found items #6, #7, #8, and #9 non-controversial and routine in nature.

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

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

6. Consider and vote upon minutes of the Ponca City Board of Commissioners work session held on August 20, 2007, work session held September 4, 2007 and regular session held August 27, 2007.

7. **RESOLUTION NO. 5638**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, CONFIRMING NOMINATIONS OF THE MAYOR OF PONCA CITY, OKLAHOMA FOR APPOINTMENT OF OFFICERS AND DEPARTMENT HEADS FOR THE CITY OF PONCA CITY, OKLAHOMA AND SETTING THE TERM

OF OFFICE THEREOF..

City Manager	Gary Martin
Finance Director/City Clerk/Treasurer	Marc LaBossiere
Police Chief	Clayton Johnson
City Attorney	Kevin Murphy
Assistant City Attorney	Dave Garrison
General Manager/Electric	Phillip Johnson
Fire Chief	Burl Herring
Municipal Judge	William Kirkpatrick
Alternate Municipal Judge	C. Paige Lee

8. Consider and vote to write off ambulance accounts with delinquent balances and transfer uncollectible to collection agency.

9. **RESOLUTION NO. 5639**

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. None.

****REPORTS****

12. CITY MANAGER'S REPORT

City Manager Gary Martin reminded everyone about the "Ponca City Birthday Bash" to be held on Saturday evening, September 15, 2007, at 6:15 p.m. Martin also commented that tomorrow is the anniversary of 9/11, and asked that everyone fly their flags in remembrance of this day.

Martin further advised that the Honeywell Project is proceeding along very well, with no real crises.

Martin recognized Jason Pinney, who is to be the Chamber of Commerce Leadership class representative for the City Commission.

Martin also stated that he had received a notice that the Corporation Commission had denied the application to build a coal fired plant at Red Rock, OK.

Martin went on to say that he had received many calls regarding the tourism signs on the entrance to Ponca City, and how faded they have become. Martin added that he had

instructed Mike Lane, Traffic Engineering, to replace the old faded signs.

Martin concluded that benches have surfaced in the downtown area advertising a loan company, and that these benches are in violation of City Ordinance, and the loan company has been requested to remove the benches.

****PUBLIC HEARINGS****

None.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

13. Consider and vote on a contract with Northern Equipment, Enid, Oklahoma in the amount of \$182,387.00, and authorize the purchase of a motor grader.

Commissioner Paynter made the motion to approve a contract with Northern Equipment Co. in the amount of \$182,387.00 and authorize the purchase of a motor grader. Anderson seconded.

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

14. Consider and vote to amend budget for the Small Cities Community Development Block (CDBG) Program to the Oklahoma Department of Commerce for FY-2007 funding from \$105,520.00 to 72,925.00.

Commissioner Anderson made the motion to amend the budget for the Small Cities Community Development (CDBG) Program to the Oklahoma Department of Commerce for FY-07 funding from \$105,520.00 to 72, 925.00. Foxworthy seconded.

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

15. Consider and vote on authorizing contract negotiations with Brawley Engineering for plans and specifications on a street improvement project on Waverly from Sykes to Prospect.

Commissioner Foxworthy made the motion to authorize contract negotiations with Brawley Engineering for plans and specifications on a street improvement project to construct a 4 lane street from Sykes Boulevard to the ConocoPhillips hangar and transition to a super two-lane north of that point, from Sykes to Prospect. Paynter seconded.

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

- 16a. Consider and vote on an Ordinance imposing moratorium on permitting and construction of new, permanent outdoor advertising signs pending consideration and study of issues.

ORDINANCE NO. 6067

AN ORDINANCE IMPOSING A MORATORIUM ON ALL NEW PERMANENT SIGNS AND THE CONSIDERATION AND ISSUANCE OF PERMITS FOR SUCH SIGNS AND SUSPENDING ALL ISSUED PERMITS FOR NEW SIGNS WHICH HAVE NOT YET BEEN INSTALLED; SUSPENDING ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

Commissioner Paynter made the motion approve the Ordinance imposing moratorium on permitting and construction of new, permanent outdoor advertising signs with the exception of wall signs, pending consideration and study of issues. Krueger seconded.

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

- 16b. Consider and vote on Emergency Clause of the Ordinance.

Commissioner Krueger made the motion to approve the emergency clause of the Ordinance. Foxworthy seconded.

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

****CITIZENS COMMENTS****

17. Ron Covill, 1020 Poplar, thanked the Commission for the right to make comments, and requested that citizens be required to be responsible with their comments. Covill stated that he had attended a meeting a short time ago where a citizen made a number of comments, which cast dispersions on the district judge, which proved to be untrue. Covill stated that he would like to suggest to citizens making comments to be honest, certain of the facts given, and not to be liable of our officials.

RECESS TO AUTHORITY MEETING

- . Mayor Nicholson recessed to the Utility Authority meeting at 6:15 p.m.

The Board of Commissioner reconvened their meeting at 6:18 p.m. and entered into Executive Session pursuant to Title 25, Section 307 O.S. for the purpose of: (a) discussing negotiations with the I.A.F.F (b) considering land purchase by PCUA for substation.

19. The Board of Commissioner returned to Regular Session with no action being taken on the I.A.F.F. negotiations.
20. Commissioner Foxworthy made the motion to adjourn. Anderson seconded.

Mayor Nicholson adjourned the meeting at 7:23 p.m.

PASSED IN SESSION AND APPROVED THIS 24TH DAY OF SEPTEMBER 2007.

MAYOR

ATTEST

CITY CLERK