

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
APRIL 10, 2006

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 Richard Stone presiding:

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

Others Present: Don Bohon, Mike Lane, Chris Henderson, Craig Stephenson, Butch Herring, Jim Sindelar, Bill Bridges, David Keathly, Paulette Cross, Sharron Young, Pamela Salisbury, Gary Reed, Paula Cain, David Horinek, Bruce Williams, City staff, Rhonda Skrapke, grant consultant; Bryan Streeter, Glenda Phillips, Steve Peresko, citizens; Rolf Clements, Rog Allen, news press.

1. Mayor Richard Stone called the meeting to order at 5:29 p.m.
2. David Frees, St. Luke's Nazarene Church, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

4. Tree City Presentation – Mark Bays, Urban Forestry Coordinator, Oklahoma Department of Agriculture, Food and Forestry.
5. City Clerk Certification – Paulette Cross, Deputy City Clerk
6. Firefighter of the Year – Captain Bruce Williams
7. Proclamation – Fair Housing Month
8. Proclamation – Community Development Week

****CONSENT AGENDA****

The Board of Commissioners found items #9 #10, #11, and #12 non-controversial and routine in nature. Commissioner Krueger made the motion to approve the consent agenda. Anderson seconded.

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

9. Consider and vote upon minutes of the Ponca City Board of Commissioners work session held March 6, 2006 and regular session held March 27, 2006.

10.

RESOLUTION NO. 5530

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 OFFICE THEREOF.

<u>BOARD OR COMMISSION</u>	<u>NAME</u>	<u>TERM</u>	<u>TERM EXPIRATION</u>
<i>Ponca City Development Authority</i>	<i>Lee Evans</i>	<i>Re-Appointed</i>	<i>June 2006</i>
<i>Ponca City Development Authority</i>	<i>Darrell Stolhand</i>	<i>Re-Appointed</i>	<i>June 2006</i>

11. Consider and vote on the agreement for the Emergency Management Performance Grant Program between the State of Oklahoma and the City of Ponca City.

12.

RESOLUTION NO. 5531

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

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

13. None.

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

14. Commissioner Anderson reminded everyone that April 22, 2006 is Earth Day, and a great day to get out and do things for the environment.

Commissioner Krueger stated that with the City sponsored spring clean-up, it is an excellent time to get our neighborhoods cleaned up.

Commissioner Paynter thanked all city employees for jobs well done.

Mayor Stone announced that Ponca City has been named as one of the top 100 favorite places in the United States to live by Discover America. Stone added that this is a great honor, and encouraged citizens to take pride in their City by cleaning up their property.

****REPORTS****

15. CITY MANAGER'S REPORT

City Manager Gary Martin spoke about the malfunctioning of the warning siren, and how in the future the fire department will handle any type of problem that might happen with the warning sirens in order to shut them off as soon as possible.

Martin went on to state that on Tuesday morning there is to be a total power down at the City Hall complex to test out the generator system in the case of a major power outage. On Wednesday the Chamber leadership group would be touring all City facilities and having lunch

with some of the Commissioners.

Martin also informed the Commission that this is the year the City can replace their cell phones at no cost, and that all the old cell phones will be donated to Domestic Violence.

Martin advised that one of the high surface pumps had failed at the water plant, and two of the other pumps are down for maintenance. Martin stated that in this type of an emergency, and the amount being under the limit for which the City Manager is authorized to approve, he had gone ahead and given approval for a new pump to be ordered.

16. RECEIVE UPDATE ON RESTORATION PROJECTS AT THE MARLAND MANSION

Craig Stephenson, Assistant City Manager, gave a report outlining the scope of work to be done, the funding sources, and budgeted costs for ceiling restoration at the Marland Estate.

****PUBLIC HEARINGS****

17A. ORDINANCE NO. 6037

AN ORDINANCE REZONING REAL PROPERTY LOCATED AT 1917 NORTH 5TH STREET (MORE SPECIFICALLY SET FORTH BELOW) FROM R-1 SINGLE FAMILY RESIDENTIAL TO R-3 MULTI-FAMILY RESIDENTIAL DISTRICT, AND DIRECTING THE COMMUNITY DEVELOPMENT DIRECTOR TO CHANGE THE OFFICIAL ZONING MAP OF THE CITY ACCORDINGLY, AND DIRECTING THE CITY CLERK TO FILE OF RECORD.

Conduct a Public Hearing on an Ordinance Rezoning Property described as the South ½ of Lot 20, Block 2, North Addition to the City of Ponca City, located at 1917 North 5th Street, R-1 Single Family Residential to R-3 Multi-Family Residential.

17B. Consider and vote on the above Ordinance.

Commissioner Paynter made the motion to approve the Ordinance rezoning property located at 1917 North 5th Street from R-1 Single Family Residential to R-3 Multi-Family Residential District, and directing the Community Development Director to change the official zoning map of the City accordingly, and directing the City Clerk to file of record. Krueger seconded.

Roll: Yeas; Krueger, Paynter, Stone, Foxworthy, and Anderson. Nays; Motion carried.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

18. Consider and vote on acceptance of a grant in the amount of \$180,000.00 from the National Endowment for the Arts – Save America’s Treasures Program for repair of the hand-painted ceilings at the Marland Mansion.

Commissioner Anderson made the motion to accept a grant in the amount of \$180,000.00 from the National Endowment for the Arts – Save America’s Treasures Program for repair of the hand-painted ceilings at the Marland Mansion. Krueger seconded.

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

19. Consider and vote to release a utility easement located on property located at 2225 North Union, being the Opportunity Center, Inc.

Commissioner Krueger made the motion to release the easement located on the property located at 2225 North Union, being the Opportunity Center, Inc. Foxworthy seconded.

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

- 20A.

ORDINANCE NO. 6038

AN ORDINANCE AMENDING THE CODE OF ORDINANCES AT SECTIONS 12-7-4 AND 12-7-5 TO REQUIRE SUBDIVISIONS TO BE CONNECTED TO EXISTING PUBLIC POTABLE WATER AND SEWER SYSTEMS IF A PLANNED SUBDIVISION IS WITHIN ONE-FOURTH MILE OF AN EXISTING OR FUNDED PUBLIC SYSTEM PROVIDING THE SAME, REPEALING ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

Commissioner Paynter made the motion to approve an Ordinance amending the Code of Ordinances at sections 12-7-4 and 12-7-5 to require subdivisions to be connected to existing public potable water and sewer systems if a planned subdivision is within one-fourth mile of an existing or funded public system providing the same, repealing ordinances in conflict; providing for severability, and declaring an emergency. Anderson seconded.

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

- 20B. Consider and vote on the Emergency clause of the Ordinance.

Commissioner Krueger made the motion to approve the emergency clause. Paynter seconded.

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

21. Consider and vote to accept the street, drainage, water line, and sanitary sewer line improvements, serving the new Huntington North Subdivision, as public improvement.

Commissioner Anderson made the motion to accept the street, drainage, water line, and sanitary sewer line improvements, serving the new Huntington North Subdivision, as public improvement. Foxworthy seconded.

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

****CITIZENS COMMENTS****

22. Rolf Clements, 2600 N. 5th Street, gave concerns over the Ordinance just approved by the Commission regarding the requirement of subdivisions to be connected to existing public potable water and sewer systems if a planned subdivision is within one-fourth of a mile of an existing or funded public system. Clements also voiced concerns regarding the section which addressed the repealing of Ordinances in conflict, stating that he hoped the Commission was not repealing sections that should not be repealed.
23. Mayor Stone adjourned the Ponca City Board of Commissioners meeting at 6:34 p.m.

PASSED IN SESSION AND APPROVED THIS 24TH DAY OF APRIL 2006.

MAYOR

ATTEST

CITY CLERK