

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
JANUARY 9, 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
Paul Krueger, Commissioner
David Cummings, Commissioner
Stan Paynter, Commissioner
Diane Anderson, Commissioner
Gary Martin, City Manager
Marc LaBossiere, Finance Director/City Clerk
Kevin Murphy, City Attorney

Others Present: Chris Henderson, Don Bohon, Butch Herring, Tana McKinley, City staff; Rick Hughes, Wayne Foxworthy, citizens; Rod Bolin, Rog Allen, news press.

1. Mayor Richard Stone called the meeting to order at 5:30 p.m.
2. Rick Hughes, Victory Tabernacle, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

None.

****CONSENT AGENDA****

The Board of Commissioners found items #4 and #5 non-controversial and routine in nature. Commissioner Anderson made the motion to approve the consent agenda. Krueger seconded.

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

4. Consider and vote upon minutes of the Ponca City Board of Commissioners Work session held December 5, 2005 and December 19, 2005, and regular session held December 27, 2005.

5. **RESOLUTION NO. 5517**

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

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

6. None

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

7. Mayor Stone welcomed Commissioner Paynter who filed for re-election of his commission seat and Wayne Foxworthy who filed for the seat to be vacated by Commissioner Cummings.

****REPORTS****

8. CITY MANAGER'S REPORT

City Manager Gary Martin reminded all that the city and state are under a burn ban and all should be careful with outdoor activity.

Martin noted that employee safety training will be held Wednesday at the Hutchins Auditorium.

Martin informed the Commissioners that he had been to a meeting with NODA regarding 911 fees for cellular phones, and that due to the County not providing NODA with the information that there are three sites in Kay County that are handling 911 calls, NODA has been accumulating the funds into an account. Martin added that the problem was worked out and the City would be receiving their first check for about \$100,000.00.

****PUBLIC HEARINGS****

None.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

9A. ORDINANCE NO. 6033

AN ORDINANCE AMENDING SECTION 1-4-1 OF THE CITY CODE BY DELETING REFERENCE TO ANY SPECIFIC SUMS OF MONEY AND REITERATING THAT THE JURISDICTIONAL LIMIT OF THE MUNICIPAL COURT IS THE MAXIMUM FINE AND JAIL TIME AS PERMITTED BY LAW, REMOVING REFERENCE TO SPECIFIC SUMS OF MONEY TO BE TAXED AS COSTS AND AUTHORIZING COSTS AND STATE FEES TO BE AS PROVIDED BY STATE LAW, CONFORMING SECTION 8-2-1 TO SECTION 1-4-1, REQUIRING THE MUNICIPAL JUDGE TO ESTABLISH A SCHEDULE OF FINES FOR DEFENDANTS WAIVING TRIAL AND PLEADING GUILTY, REPEALING SECTION 8-2-9 WHICH PROVIDES ENHANCED PUNISHMENT FOR CERTAIN TRAFFIC OFFENDERS; REPEALING ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

Consider and vote on Ordinance which amends City Code to remove possible conflict on Municipal Court fines.

Commissioner Anderson made the motion to amend Section 1-4-1 of the City Code deleting reference to any specific sums of money and reiterating that the jurisdiction limit of the municipal court is the maximum fine and jail time as permitted by law. Paynter seconded.

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

- 9B. Consider and vote on the Emergency Clause of the Ordinance.

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

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

10. **ORDINANCE NO. 6034**

AN ORDINANCE AMENDING TITLE 11, CHAPTER 17, SECTION 11-17-3 OF THE CITY CODE OF PONCA CITY, 2003 ENTITLED "SITE PLANS;" BY PROVIDING FOR REQUIRED DOCUMENTS FOR SUBMITTAL; PROVIDING FOR PUBLIC IMPROVEMENTS; PROVIDING FOR REPEALER; SEVERABILITY; AND CODIFICATIONS.

Commissioner Krueger made the motion to approve the Ordinance amending Title 11, Chapter 17, Section 11-17-3 of the City Code of Ponca City, 2003, entitled "Site Plans;" by providing for required documents for submittal; providing for public improvements; providing for repealer; and codification. Paynter seconded.

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

****CITIZENS COMMENTS****

11. None.

12. Mayor Stone adjourned the Ponca City Board of Commissioners at 5:58 p.m.

PASSED IN SESSION AND APPROVED THIS 23RD DAY OF JANUARY 2005.

MAYOR

ATTEST

CITY CLERK