

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
MAY 22, 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
Wayne Foxworthy, Commissioner
Gary Martin, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Diane Anderson, Commissioner

Others Present: Tana McKinley, Clayton Johnson, Bob Miller, Mike Lane, Bill Bridges, Phil Johnston, Don Nuzum, Craig Stephenson, David Horinek, Chris Henderson, Jim Fairbanks, Hong Fu, City staff; Bob Innis, Glen Nichols, citizens; Rolf Clements, Ponca City News.

1. Mayor Richard Stone called the meeting to order at 5:30 p.m.
2. Bob Innis, Word of Life Church, gave the invocation followed by the pledge of allegiance.

****CEREMONIES AND PROCLAMATIONS****

4. Award—Oklahoma Chapter of the American Public Works Association 2005 Project of the Year.
5. Proclamation: Foster Care Appreciation Month. – Gene Casey, Communications Officer.
6. Proclamation: National Safe Boating Week
7. Character Trait for May: Discretion presented by John Soderstrom.

****CONSENT AGENDA****

The Board of Commissioners found items, #8, #9, #10, #11, #12, #13, #14, #15, #16, non-controversial and routine in nature. Commissioner Paynter made the motion to approve the consent agenda. Krueger seconded.

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

8. Consider and vote upon minutes of the Ponca City Board of Commissioners work session held March 20, 2006, and regular session held May 8, 2006.

9. **RESOLUTION NO. 5535**

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 THE OFFICE THEREOF.

<u>BOARD OR COMMISSION</u>	<u>NAME</u>	<u>TERM</u>	<u>TERM EXPIRATION</u>
Airport Advisory Board	Butch Bucher	Appointed	May 2009
Airport Advisory Board	Pam Dickerson	Appointed	May 2009
Animal Control Board	Shanley Wells	Appointed	May 2009
Cultural Affairs Commission	Carole Sloan	Appointed	May 2009
Cultural Affairs Commission	Evelyn Smith	Re-Appointed	May 2009
Historic Preservation	Karen Banta	Appointed	May 2009
Historic Preservation	Jayne Detten	Re-Appointed	May 2009
Historic Preservation	John McNeese	Re-Appointed	May 2009
Historic Preservation	Richard Winterrowd	Re-Appointed	May 2009
Library Board	Diane Malone	Re-Appointed	May 2009
Marland Estate Commission	Natalie Fraser	Appointed	May 2009
Marland Estate Commission	Gerald Nield	Appointed	May 2009
Marland Estate Commission	Tamee Peresko	Re-Appointed	May 2009
Marland Estate Commission	Sherri Tapp	Appointed	May 2009
Park & Recreation Advisory	Earl Ball	Re-Appointed	May 2009
Park & Recreation Advisory	John Leonard	Re-Appointed	May 2009
Park & Recreation Advisory	Jannette Schieber	Re-Appointed	May 2009
Planning Commission	John Bohannon	Re-Appointed	May 2009
Planning Commission	Eric Kurtz	Appointed	May 2009
Planning Commission	Mark Mathews	Appointed	May 2009
Senior Advisory Board	Larry Metzger	Appointed	May 2009
Senior Advisory Board	Kathy Turner	Appointed	May 2009
Traffic Commission	Butch Bucher	Appointed	May 2009
Traffic Commission	Gerald Graham	Re-Appointed	May 2009
Traffic Commission	Raymond Ham	Appointed	May 2009

10 Consider and vote on a request by Mertz Manufacturing to burn brush within the City limits.

11. Consider and vote on request by Tom Rhodes to burn brush within the City limits.

12. Consider and vote on request by Robert E. Rouse to burn brush within the City limits.

13. Consider and vote upon transfer agreement on Runway 17's Instrument Landing System (ILS); that includes the Medium Intensity Approach Light System (MALSR), Glide Scope(GS), Precision Approach Path Indicator (PAPI) serving Runway 17 of the Ponca City Regional Airport to the United States of America Department of Transportation, Federal Aviation Administration.

14 Consider and vote to approve a contract between the Oklahoma Department of Commerce and the City of Ponca City in the amount of \$50,000.00 for the Emergency Shelter Grant.

15. **RESOLUTION NO. 5536**

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 2005-06.

16.

RESOLUTION NO. 5537

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

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

17. None.

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

18. Commissioner Krueger stated that he had met some people who decided that Ponca City was a better place to retire than Florida, which goes to say something good about Oklahoma and Ponca City.

Commissioner Paynter advised that school would be out Tuesday, but there would still be some schools holding summer school, and citizens still need to be careful and observe the school zones.

Mayor Stone congratulated Commissioner Paynter on his upcoming marriage on June 2.

****REPORTS****

19. **CITY MANAGER'S REPORT**

City Manager Gary Martin asked Mike Lane, Traffic Engineering Manager, to update citizens on what happens with the school crossing lights in the summer. Lane explained that lights would operate the same as during the school year, as there will be some students going to summer school.

Martin iterated that a police officer was injured in an altercation, receiving a black eye and a broken tooth. Martin stated that this type of behavior is not taken kindly, and will make sure that this person does not do it again.

Martin further added that there would be a meeting tomorrow to discuss the City retirement program.

Martin informed the commission that work on the 4th of July celebration has already begun. Martin went on to say that it is a costly, and donations are needed to help fund the activities.

Martin stated that Memorial Day is a City holiday and that City offices will be closed, refuse will not be picked up, and the landfill will be closed. Martin gave an update on the spring clean-up and the amount of trash collected, and that the clean-up was a great success.

Martin reported that the firemen who have been attending Paramedics class will be graduating on July 7, and that on Sunday, June 4, there will be a 30th anniversary celebration of the City purchasing the Marland Mansion.

20. POLICE DEPARTMENT REPORT

Captain Bobby Miller presented the 2005 annual Police Report.

****PUBLIC HEARINGS****

21. Conduct a Public Hearing on the Proposed Budget for Fiscal Year 2006-07

A Public Hearing was held on the proposed budget for fiscal year 2006-07, with Finance Director Marc LaBossiere giving a report on the proposed expenditures for the upcoming fiscal year. The Mayor opened the Public Hearing for citizens to voice their opinions on the budget. There being no one to speak for or against the budget, the Mayor closed the Public Hearing.

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

22. Consider and vote upon request for authorization to advertise for bids for Street Improvement Project GEN 06-7.

City Engineer Jim Fairbanks advised the Commission that this project is for the improvement of various sections of streets in Ponca City. Fairbanks stated that those streets included in this project were Mary Street from Hartford Avenue to Bradley Avenue, Pine Street from Highland to Summit Avenue, First Street from Emporia Avenue to Hartford Avenue and Liberty Avenue from First Street to Third Street. Fairbanks stated that improvements scheduled for Mary Street include removing the existing roll curbs and replacing with new barrier curbs and gutter, patching the existing concrete pavement and placing an asphalt overlay with fabric reinforcement over the existing concrete pavement. The improvements scheduled for Pine Street include the removal of the brick pavement, removal of existing curbs and gutter, patching the existing concrete base, placement of new curbs and gutters and placement of new asphalt pavement replacing the brick pavement. Fairbanks concluded by saying that First Street and Liberty Avenue work consists of complete pavement reconstruction of those streets to include new concrete curbs and gutters, and that these projects will be funded through the City Street Sales Tax Fund.

Commissioner Krueger made the motion to approve the authorization to advertise for bids for Street Improvement Project GEN 06-7. Foxworthy seconded.

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

23.

ORDINANCE NO. 6040.

AN ORDINANCE AMENDING THE CITY CODE TO INCREASE THE BASE CHARGE PER KILOWATT HOUR BY ONE CENT TO REFLECT THE WHOLESALE COST OF ELECTRICITY TO PCUA WHICH COST HAS HERETOFORE BEEN INCLUDED IN THE MONTHLY "ADDER" TO UTILITY BILLS AND TO CONSEQUENTLY INCREASE THE PER KILOWATT HOUR CHARGE BY ONE CENT; DECLARING SEVERABILITY, REPEALING ORDINANCES IN CONFLICT AND ESTABLISHING AN EFFECTIVE DATE.

Phillip Johnston, Ponca City Energy Manager, explained that this change in rate would not increase or decrease the cost of electricity, but is intended to more accurately reflect the cost of power as it appears in the rate schedules.

Commissioner Foxworthy made the motion to approve the Ordinance amending the City Code to increase the base charge per kilowatt hour by one cent to reflect the wholesale cost of electricity to PCUA which cost has heretofore been included in the monthly "adder" to utility bills and to consequently increase the per kilowatt hour charge by one cent; declaring severability, repealing ordinances in conflict and establishing an effective date. Krueger seconded.

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

24.

ORDINANCE NO. 6041

AN ORDINANCE AMENDING THE CITY CODE TO PROVIDE FOR INCREASED COSTS RECOVERY IN CERTAIN SOLID WASTE COLLECTION AND LANDFILL RATES; DECLARING SEVERABILITY; REPEALING ORDINANCES IN CONFLICT AND ESTABLISHING AN EFFECTIVE DATE.

Commissioner Paynter made the motion to approve an Ordinance amending the City Code to provide for increased costs recovery in certain Solid Waste Collection and Landfill Rates; declaring severability; repealing Ordinance in conflict and establishing an effective date. Krueger seconded.

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

25.

ORDINANCE NO. 6042

AN ORDINANCE AMENDING THE CITY CODE IN REGARD TO WATER FEE CHARGES TO PROVIDE FOR INCREASED COST RECOVERY IN ALL ASPECTS OF WATER COLLECTION, TREATMENT, DISTRIBUTION, CAPITAL EXPENSES ASSOCIATED THEREWITH AND RECOVERY OF COSTS OF SUPPORT SERVICES FURNISHED BY VARIOUS CITY DEPARTMENTS, REPEALING ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND ESTABLISHING EFFECTIVE DATE.

Commissioner Foxworthy made the motion to approve the Ordinance amending the City Code in regard to water fee charges to provide for increased cost recovery in all aspects of water collection, treatment, distribution, and capital expenses associated therewith and recovery of costs support services furnished by various City departments, repealing Ordinances in conflict; providing for severability and establishing effective date. Paynter seconded.

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

****CITIZENS COMMENTS****

- 26. None.
- 27. Mayor Stone adjourned the Board of Commissioners meeting at 6:44 p.m.

PASSED IN SESSION AND APPROVED THIS 12TH DAY OF JUNE 2006.

MAYOR

ATTEST

CITY CLERK