

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
MAY 10, 2010

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 Chamber at City Hall, 516 E. Grand, with Mayor Homer Nicholson presiding:

Present: Homer Nicholson, Mayor
Paul Krueger, Commissioner
Bill Flegler, Commissioner
Lanita Chapman, Commissioner
Diane Anderson, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Others Present: Terry Brown, Jerry Hall, Jim Sindelar, Tana McKinley, Dwaine Vincent, Mike Lane, Joe Allen, Butch Herring, City staff; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:30 p.m.
2. Invocation – Bob Innes, Word of Life Church
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

4. Character Trait for May: Discretion.

****CONSENT AGENDA****

The Board of Commissioners found items #5, #6, #7, #8, and #9 non-controversial and routine in nature. Commissioner Anderson made the motion to approve the consent agenda. Flegler seconded.

Roll: Yeas; Anderson, Flegler, Nicholson, Krueger, and Chapman. Nays; None. Motion carried.

5. Consider and vote upon minutes of the Ponca City Board of Commissioners work session held April 5, 2010, Special Sessions held April 19-20, and regular session held April 26, 2010.

6. **RESOLUTION NO. 5834**

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

7. Consider and vote on issuing Western Enterprises, Inc. a permit to conduct a fireworks display at west Lake Ponca Dam on July 4, 2010, and authorizing the Mayor to execute a Pyrotechnical Production contract with Western Enterprises for the event in the amount of \$22,000.00.

8. Consider and vote on contract amendment #1 to the 7th & Highland Intersection Improvements engineering agreements with Cabiness Engineering for additional engineering services plans and specifications preparation for waterline relocation in the amount of \$7,000.00.
9. Consider and vote on final change order on Downtown Sidewalk Improvements Project to adjust final quantities and authorize final payment in the amount of \$51,263.30.
10. Consider and vote upon any item removed from the Consent Agenda.

None.

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

11. Commissioner Anderson reminded all that many activities are happening throughout the community this month, and if anyone should have some free time and would like to volunteer call some organizations or schools and let them know you are available.

****REPORTS****

12. CITY MANAGER'S REPORT

City Manager Craig Stephenson told the Commission about a guest the city had from Melbourne, Australia, who was interested in our WiFi system. Stephenson stated that it is good to know that Ponca City is getting worldwide recognition.

Stephenson further advised the Commission on the training that was held for department heads on "Communicating Through Your Strengths" by Tom Ryder of MESO.

Stephenson also informed the Commission that notification had been received from the Department of Commerce that the City's allocation for the Small City Set Aside Grant would be \$88,559.00. Stephenson further added that staff would be holding public hearings later this month to receive input on spending these funds, and bring a recommendation later back to the Commission for allocation of the funds.

Stephenson concluded by advising the Commission that the Multicultural Rodeo Committee would be having their first celebrations on June 19, 2010, with a parade down Grand Avenue at 4:00 p.m., and the City Safety Banquet will be May 18, 2010 at Wentz Dining Hall.

****PUBLIC HEARINGS****

13. Conduct a Public Hearing on the Proposed Budget for Fiscal Year 2010-11.

Finance Director Marc LaBossiere advised the Commission that a public hearing is required by the Municipal Budget Act to be held not less than 5 days after the publication, and at least 15 days prior to the beginning budget year, which is to begin on July 1, 2010. LaBossiere stated that the public hearing is held so that any person who might want to protest, make recommendations, comments on any part of the proposed budget can do so.

LaBossiere gave a quick overview of the twenty-nine (29) funds within the budget, stating that total expenditures are \$88,282,685.00. LaBossiere further added that total General Fund appropriations are \$19,819,740.00, and the full-time staff history for the coming year is 394 positions, which includes no lay-offs or cuts in positions. LaBossiere informed the Commission that the 2010-11 budget would be presented to them on June 14, 2010 for approval.

Mayor Nicholson opened the floor for the Public Hearing. There being no one wishing to

comment on the proposed budget, he closed the Public Hearing.

****UNFINISHED/CONTINUED BUSINESS**

14a.

ORDINANCE NO.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES BY INCREASING THE LENGTH OF BOATS PERMITTED ON LAKE PONCA; REPEALING ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

Mayor Nicholson stated that at last week's work session, this item was discussed in detail, and the Commission even visited Lake Ponca.

Commissioner Krueger made the motion to deny the proposed change of the Code of Ordinances to increase the length of boats permitted on Lake Ponca; repealing Ordinances in conflict; providing for severability. Flegler seconded.

Roll: Yeas; Krueger, Flegler, Nicholson, Chapman, and Anderson. Nays; None. Motion carried.

14B. Consider and vote on the Emergency Clause of the Ordinances.

This item is not applicable due to the denial of the above Ordinance.

****NEW BUSINESS****

15A. Consider and vote on the 2010-2011 Collective Bargaining Agreement (CBA) between the City of Ponca City and the Fraternal Order of Police Lodge 103, and to authorize the Mayor to sign the contract.

Commissioner Krueger made the motion to approve the 2010-2011 Collective Bargain Agreement (CBA) between the City of Ponca City and the Fraternal Order of Police Lodge 103, and to authorize the Mayor to sign the contract. Flegler seconded.

Roll: Yeas; Krueger, Flegler, Nicholson, Chapman, and Anderson. Nays; None. Motion carried.

15B. Conduct Signing Ceremony.

****CITIZENS COMMENTS****

16. None.

17. Commissioner Flegler made the motion to adjourn the regular session of the Board of Commissioners. Chapman seconded.

Roll: Yeas; Flegler, Chapman, Nicholson, Anderson, and Krueger. Nays; None. Motion carried.

Mayor Nicholson adjourned the Board of Commissioners at 6:00 p.m.

PASSED IN SESSION AND APPROVED THIS 24TH DAY OF MAY 2010.

MAYOR

ATTEST:

CITY CLERK

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
MAY 10, 2010

Pursuant to notice as required by law, the Board of Trustees of the Ponca City Utility Authority met in regular session at 5:30 p.m. in the Commission Chamber at City Hall, 516 E. Grand, with Chairman Homer Nicholson presiding.

Present: Homer Nicholson, Chairman
Paul Krueger, Trustee
Bill Flegler, Trustee
Lanita Chapman, Trustee
Diane Anderson, Trustee
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Secretary

Others Present: Tana McKinley, Dwaine Vincent, Mike Lane, Butch Herring, City staff;
Beverly Bryant, Ponca City News.

1. Chairman Nicholson called the meeting to order at 6:00 p.m.

****CONSENT AGENDA****

The Board of Trustees found items #2 and #3, non-controversial and routine in nature by the governing body and are approved by one motion.

Trustee Flegler made the motion to approve the consent agenda. Chapman seconded.

Roll: Yeas; Flegler, Chapman, Nicholson, Krueger, and Anderson. Nays; None. Motion carried.

2. Consider and vote upon the minutes of the regular session held April 26, 2010.
3. **RESOLUTION NO. 759**

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

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

4. None.

****NEW BUSINESS****

None.

7. Trustee Anderson made the motion to adjourn. Flegler seconded.

Roll Yeas; Anderson, Flegler, Nicholson, Krueger, and Chapman. Nays; None. Motion carried.

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:03 p.m.

PASSED IN SESSION AND APPROVED THIS 24TH DAY OF MAY 2010.

CHAIRMAN:

TRUST SECRETARY