

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
JANUARY 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
Diane Anderson, Commissioner
Bill Flegler, Commissioner
Paul Krueger, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Lanita Chapman, Commissioner

Others Present: Holly LaBossiere, Dwaine Vincent, Terry Brown, Butch Herring, Mike Lane, David VanBuskirk, Randy Tyner, Tana McKinley, Chris Henderson, City staff; citizens; Beverly Bryant, Ponca City News.

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

****CEREMONIES AND PROCLAMATIONS****

4. Character Trait for January: Attentiveness

****CONSENT AGENDA****

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

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

5. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held December 28, 2010.

6. **RESOLUTION NO. 5879**

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

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

7. None.

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

8. Mayor Nicholson expressed gratitude to the many residents who helped put together the recent Pre-Inaugural Ball for Governor Mary Fallin. Mayor Nicholson noted that it was an awesome event. Nicholson stated the Mansion never looked better and that it took a tremendous amount of effort to make the "Grand Lady" look awesome. Mayor Nicholson introduced Becky Hatton's niece, Sara Davis, who has been helping at the Mansion getting ready for the pre-inaugural ball.

Commissioner Anderson thanked everyone for making the Pre-inaugural Ball such a success and also commented that City offices would be closed the following Monday for Martin Luther King Day. Anderson thanked City Manager Craig Stephenson for making this day happen.

Commissioner Flegler echoed the Mayor's comments on the Inaugural Ball, and Commissioner Anderson's comments regarding Martin Luther King Day on Monday.

****REPORTS****

9. CITY MANAGER'S REPORT

City Manager Craig Stephenson commented on the Pre-Inaugural Ball held at the Marland Mansion. Stephenson stated that it was a great time to display the Marland Mansion, as well as Ponca City. Stephenson added that this event for Mary Fallin was well received by everyone in the community. Stephenson thanked the many volunteers who helped in making this event another Ponca City "WOW" event.

Stephenson further advised that the City of Ponca City would observe the Martin Luther King holiday by the closing of City offices on January 17, 2011. Stephenson informed everyone that there would be a celebration at 6:00 p.m. on Saturday, January 15, 2011 at the Attucks School, and an inner-faith prayer breakfast on Monday, January 17, 2011 @ 8:00 a.m.

Stephenson also advised that 2011-12 budget meetings would be forthcoming; a staff training with Dr. Lee Manzer, the Ponca City Aquatic Family Center-YMCA has been selected for the 2011 Oklahoma Builders Award Program, sponsored by the Oklahoma Chapter of Associated General Contractors, and the Chamber of Commerce Banquet will be held on January 27, 2010 at the ConocoPhillips Atrium.

10. Receive an update on the City's attempt to establish a Railroad Quiet Zone along the BNSF Rail Corridor through Ponca City and discuss various options currently available.

Development Services Director Chris Henderson reviewed the process of establishing a Railroad Quiet Zone. Henderson stated the recently adopted Comprehensive Plan specifically recommends the establishment of a quiet zone through Ponca City as a transportation project within the next five years. Henderson stated that based on the latest estimate; there are now three options available for consideration. Henderson outlined these options: (1) Take no further action and consider the Quiet Zone project to be on hold until such time as significant funding opportunities present themselves on a State or Federal level, (2) Initiate a pilot Quiet Zone project limited to Prospect Avenue crossing ,

and then consider further action at a later date as determined by local citizen interest

and/or as supplemental funding opportunities present themselves; and finally, (3) initiate a (partial) quiet zone project that excludes the three crossings located near the Central Business District.

Discussion ensued with questions from the Commissioners. City Manager Craig Stephenson advised that the purpose was to bring this item back for discussion, anticipate some coverage from our local reporter, and see what kind of feedback is received from the community. Henderson explained that his reason for trying to hurry this item was that the estimates have a shelf life, and at sometime they will not be good anymore, and the process has to be re-started, which takes about four months each time it is asked for.

Mayor Nicholson advised that he has had numerous citizens talk to him about this, and it is definitely an issue that needs to be taken into serious consideration.

****PUBLIC HEARINGS****

- 11A. Conduct a Public Hearing on Subparagraph (B) Hereof.

Fire Marshall David VanBuskirk gave a brief synopsis of the International Fire Code, how it is different from the International Building Code, and how the Fire Code is used by the Fire Marshall's office.

Mayor Nicholson opened the Public Hearing and asked if anyone would like to speak for or against the adoption of the International Fire Code. There being no one to comment on this item, Mayor Nicholson closed the Public Hearing.

- 11B. **ORDINANCE NO. 6131**

AN ORDINANCE AMENDING TITLE 10, CHAPTER 5 OF THE CITY CODE OF PONCA CITY, ENTITLED "FIRE PREVENTION CODES", PROVIDING FOR THE ADOPTION OF THE 2009 EDITION OF THE INTERNATIONAL FIRE CODE; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND SETTING AN EFFECTIVE DATE.

Commissioner Anderson made the motion to approve the Ordinance amending Title 10, Chapter 5 of the City Code of Ponca City, entitled "Fire Prevention Codes", providing for the adoption of the 2009 edition of the International Fire Code; providing for repealer; severability; codification; and setting an effective date. Flegler seconded.

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

****UNFINISHED BUSINESS****

12. Consider and vote on a contract between the City of Ponca City and RSI Company, Inc., in the amount of \$19,921.00 for the Ponca City Library Roof Replacement Project, Phase II, Areas "F" and "G."

Commissioner Flegler made the motion to approve a contract between the City of Ponca City and RSI Company, Inc., in the amount of \$19,921.00 for the Ponca City Library Roof Replacement Project, Phase II, Areas "F" and "G." Anderson seconded.

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

****NEW BUSINESS****

None.

****CITIZENS COMMENTS****

13. None

14. Commissioner Anderson made the motion to adjourn the Board of Commissioners meeting. Flegler seconded.

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

Mayor Nicholson adjourned the Board of Commissioners at 6:19 p.m.

PASSED IN SESSION AND APPROVED THIS 14TH DAY OF FEBRUARY 2011.

MAYOR

ATTEST:

CITY CLERK

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
JANUARY 10, 2011

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
Diane Anderson, Trustee
Bill Flegler, Trustee
Paul Krueger, Trustee
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Lanita Chapman, Trustee

Others Present: Dwaine Vincent, Terry Brown, Randy Tyner, Tana McKinley, Chris Henderson, City staff; citizens; Beverly Bryant, Ponca City News.

1. Chairman Homer Nicholson called the meeting to order at 6:19 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. Krueger seconded.

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

2. Consider and vote upon the minutes of the regular session held December 28, 2010.

3. **RESOLUTION NO. 781**

***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.

5. Trustee Krueger made the motion to adjourn the meeting. Flegler seconded.

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

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:22 p.m.

PASSED IN SESSION AND APPROVED THIS 24TH DAY OF JANUARY 2011.

CHAIRMAN:

ATTEST:

TRUST SECRETARY