

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
FEBRUARY 14, 2011

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
Lanita Chapman, Commissioner
Paul Krueger, Commissioner
Bill Flegler, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Diane Anderson, Commissioner

Others Present: Clayton Johnson, Chris Henderson, Mike Lane, Terry Brown, Rhonda Skrapke, Butch Herring, City staff; Richard Winterrowd, citizens; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:30 p.m.
2. Invocation – Tom Ramsey, First Lutheran
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

4. Character Trait for February: Persuasiveness.

****CONSENT AGENDA****

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

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

5. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held January 10, 2011 and January 24, 2011.
6. **RESOLUTION NO. 5882**

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 wished all a Happy Valentine's Day. Nicholson also noted the decision for Vice Mayor will be on the next agenda.

****REPORTS****

9. CITY MANAGER'S REPORT

City Manager Craig Stephenson gave an update on the figures for the latest snow storm, and also commended the City Departments who helped in clearing the snow from the streets and sidewalks.

Stephenson went on to inform the Commission of upcoming events. Those mentioned by Stephenson were March 21 Mayor's Council of Oklahoma, and Oklahoma Municipal League holding a "Day at the Capital"; February 26, farewell ceremony for the Delta Co. 1st Battalion 179 Infantry Regiment; February 22, OMPA area dinner; February 25, Ponca Politics; February 18, OML and Oklahoma Municipal Utility Providers will hold a water summit at the Frances Tuttle Vo-Tech, which the Mayor and he will attend.

Stephenson also advised that there would be a reception honoring Commissioners Chapman and Anderson prior to the swearing in ceremony at the next regular Commission meeting.

Stephenson concluded by stating that the United States Census would be releasing data for the State of Oklahoma at 2:00 p.m., February 15, 2011, which can be viewed on the census website.

****PUBLIC HEARINGS****

- 10A. Conduct a Public hearing on Subparagraph (B) Hereof.

Development Services Director Chris Henderson gave background on the area, and the process by which this area can be rezoned to a "Historical Preservation District." In answer to a question by Commissioner Chapman, Henderson stated that if the houses have had modifications done, they would not be required to change anything.

Mayor Nicholson opened the Public Hearing and asked if anyone would like to speak for or against the Ordinance rezoning this area to a "Historic Preservation District."

Karen Banta, 158 Whitworth, gave an overview of the project to date, and those involved. Banta encouraged approval.

Richard Winterrowd, 129 Whitworth, also gave encouragement for approval.

Carole Sloan, 2100 Berkshire, questioned when owners go to sell their home, what notification is given to potential homebuyers. City Attorney Kevin Murphy stated it would appear in the legal abstract.

Mindy LittleCook, 300 N. 6th, gave positive comments about a historic district and neighborhood.

Commissioner Chapman questioned if this is phase one or two. Henderson noted that phase one and phase two were split, as the Acre Homes Addition was so large that it was divided into two pieces. Henderson went on to add that it would have been too costly to survey the entire area; therefore, this is phase two.

Henderson further went on to answer Commissioner Chapman's question by saying that the City does not initiate this process. Henderson added that it is up to those living in the area to initiate the process. Henderson stated that he would hope that others in the Acre Homes area would see the benefits of this, and it would grow to include more parts of the Acres Homes Addition.

Commissioner Flegler asked if there were funds for the individual homeowner in these areas, and Henderson stated that funds received from the state are not for brick and mortar, but for surveys, identifying, documenting, and nominating properties to the National Register of Historic Places.

10B.

ORDINANCE NO. 6132

AN ORDINANCE ZONING REAL PROPERTY DESCRIBED AS PART OF BLOCK 5 AND BLOCK 6, ACRE HOMES ADDITION TO THE CITY OF PONCA CITY, MORE PARTICULARLY DESCRIBED BELOW, LOCATED AT 108 THROUGH 164 WHITWORTH, AND 105 THROUGH 159 WHITWORTH, AND 301 VIRGINIA, "HP" HISTORICAL PRESERVATION (OVERLAY) DISTRICT, AND DIRECTING THE DEVELOPMENT SERVICES DIRECTOR TO CHANGE THE OFFICIAL ZONING MAP OF THE CITY ACCORDINGLY, AND DIRECTING THE CITY CLERK TO FILE OF RECORD.

Commissioner Flegler made the motion to approve the Ordinance zoning real property described as part of block 5 and block 6, Acre Homes Addition to the City of Ponca City, more particularly described below, located at 108 through 164 Whitworth, and 105 through 159 Whitworth, and 301 Virginia, "HP" Historical Preservation (Overlay) District, and directing the Development Services Director to change the official zoning map of the city accordingly, and directing the City Clerk to file of record. Chapman seconded.

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

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

11. Consider and vote upon request for authorization to advertise for bids for "Street Improvement Project-Widening and Resurfacing of Union Street from Prospect to Hubbard" Project No. Gen 10-8.

Commissioner Flegler made the motion to approve the request for authorization to advertise for bids for "Street Improvement Project-Widening and Resurfacing of Union Street from Prospect to Hubbard" Project No. Gen 10-8. Chapman seconded.

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

12. Consider and vote on request for authorization to advertise for bids for "Street Improvement Project Reconstruction and Widening 7th, Highland, and Virginia Intersection" Project GEN 10-7.

Commissioner Flegler made the motion to approve advertising for bids for "Street Improvement Project Reconstruction and Widening 7th, Highland, and Virginia Intersection" Project GEN 10-7. Chapman seconded.

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

****CITIZENS COMMENTS****

13. Carole Sloan, 2100 Berkshire, voiced concerns about YMCA policy regarding membership fees, and the definition the YMCA has for household & family membership. Sloan stated that she did not understand why non-traditional families could not be included in the family membership fee schedule.

Bob Henderson, 109 N. 10th Street, questioned if the City has no say in the operations of the YMCA, and are they powerless in the matter addressed by Ms. Sloan. Mayor Nicholson explained that the City built the building and leased it to the YMCA, which has its own Board of Directors and own governing body.

Dorothy Smith, 105 Hillside, requested repair to the drainage ditch behind her house. City Manager Craig Stephenson informed Ms. Smith that he would add this to the list to be looked at.

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

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

Mayor Nicholson adjourned the Board of Commissioners at 6:32 p.m.

PASSED IN SESSION AND APPROVED THIS 28TH DAY OF FEBRUARY 2011.

MAYOR

ATTEST:

CITY CLERK

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
FEBRUARY 14, 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
Bill Flegler, Trustee
Paul Krueger, Trustee
Lanita Chapman, Trustee
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Diane Anderson, Trustee

Others Present: Clayton Johnson, Chris Henderson, Terry Brown, Butch Herring, City staff; citizens; Beverly Bryant, Ponca City News.

1. Chairman Homer Nicholson called the meeting to order at 6:33 p.m.

****CONSENT AGENDA****

The Board of Trustees found items #2, #3, #4, and #5 noncontroversial and routine in nature by the governing body and are approved by one motion.

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

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

2. Consider and vote upon the minutes of the regular session held January 10, 2011 and January 24, 2011.

3. **RESOLUTION NO. 783**

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

4. Consider and vote on Change Order No. 1 to construction contract with Nowak Construction Company, Inc. for the El Camino Liftstation Elimination and Sewer Collection Line Project in the deduct amount of \$17,625.50, acknowledge that the project is complete and authorize the final payment.
5. Consider and vote acknowledgement and approval of a Septic Hauler Use Permit for M&M Portable Toilets & Septic of Wilburton, Oklahoma for calendar year 2011.

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

6. None

****NEW BUSINESS****

None.

7. Trustee Flegler made the motion to adjourn the meeting. Chapman seconded.

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

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:35 p.m.

PASSED IN SESSION AND APPROVED THIS 28TH DAY OF FEBRUARY 2011.

CHAIRMAN:

ATTEST:

TRUST SECRETARY