

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
MARCH 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
Diane Anderson, Vice-Mayor
Lanita Chapman, Commissioner
Bill Flegler, Commissioner
Craig Stephenson, City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Paul Krueger, Commissioner

Others Present: Clayton Johnson, Don Bohon, Dwaine Vincent, Jim Sindelar, Butch Herring, Chris Henderson, Mike Chapman, City staff; David Myers, PCDA; citizens; Beverly Bryant, Ponca City News.

1. Mayor Nicholson called the meeting to order at 5:30 p.m.
2. Invocation Father Michalicka, St. Mary's Church
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

4. Ponca City Police Department Police Officer of the Year – Sergeant Kevin Jeffries
5. Ponca City Police Department Civilian of the Year – Larry Harris
6. Proclamation: Arbor Week
7. Character Trait for March: Boldness

****CONSENT AGENDA****

The Board of Commissioners found items #8, #9, and #10 non-controversial and routine in nature. Commissioner Anderson made the motion to approve the consent agenda. Flegler seconded.

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

8. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held February 28, 2011.
9.

RESOLUTION NO. 5886

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

10.

RESOLUTION NO. 5887

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 2010-11.

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

11. None

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

12. Mayor Nicholson encouraged all to keep Japan and friends in New Jersey in our thoughts.

Commissioner Anderson reminded everyone that Spring Break is this week, and encouraged everyone to be careful of our youth.

****REPORTS****

13. CITY MANAGER'S REPORT

City Manager Craig Stephenson reminded the Commission that Monday, March 21, 2011, is the Mayor's Council of Oklahoma and the Oklahoma Municipal Leagues legislature date at the state capital. Stephenson added that the theme for this year is "ABC's of Municipal Government, Economic Development, and Finance in Government".

Stephenson further added that on Friday March 25th Ponca Politics would again be held in the Commission Chamber with Representative Vaughn and Senator Meyers.

Stephenson also reminded the Commission of Budget Hearings to be held with City Management and Department Heads on April 18 & 19, 2011.

Stephenson concluded that Spring Clean Up week is April 2-9, 2011, with the free garage sale to be held on April 2, 2011.

****PUBLIC HEARINGS****

14A. Conduct a Public Hearing on Subparagraph (B) Hereof.

Chris Henderson, Community Services Director, advised that this item and the companion item below is a zoning request by the Ponca City Development Authority. Henderson further added that it is being initiated to bring the Dorada Foods plant into compliance with the City's latest zoning Ordinance. Henderson also explained that meat product preparation and packing is not permitted by right in any industrial zoning district under the new zoning guidelines, thus a special use permit must be granted to permit this activity. Furthermore, Henderson iterated that the operations of this company are contained on a 40-acre tract that provides a buffer from adjacent properties. Henderson concluded that the most appropriate use of this property and improvements is I-2 Moderate Industrial.

Mayor Nicholson then opened the Public Hearing for anyone wishing to speak for or against this item.

There being no comments, Mayor Nicholson closed the Public Hearing.

14B.

ORDINANCE NO. 6133

AN ORDINANCE ZONING REAL PROPERTY DESCRIBED AS PART OF THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 26 NORTH, RANGE 2 EAST, MORE PARTICULARLY DESCRIBED BELOW, LOCATED AT 2000 HALL BOULEVARD, I-2 MODERATE INDUSTRIAL 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 Chapman made the motion to approve the Ordinance zoning real property described as part of the Southeast Quarter of Section 17, Township 26 North, Range 2 East, more particularly described below, located at 2000 Hall Boulevard, I-2 Moderate Industrial 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. Flegler seconded.

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

15A. Conduct a Public Hearing on Subparagraph (B) Hereof.

Community Development Services Director Chris Henderson explained that the petition for a Special Use Permit is the companion item to the rezoning of the property formerly known as the Tyson plant, now Dorada, to I-2 Moderate Industrial, and is being submitted by the Ponca City Development Authority. Henderson went on to say that in the case of the new Dorada Foods plant, pre-treatment of wastewater is necessary, and therefore a permit from the City is required.

This being a Public Hearing Mayor Nicholson asked if anyone would like to speak for or against the issuing of a Special Use Permit for the Dorada Plant. There being no one to comment, Mayor Nicholson closed the Public Hearing.

15B. Consider and vote on a petition for a Special Use Permit in the I-2 Moderate Industrial District for "Meat Product Preparation and Packing," said property located at 2000 Hall Boulevard.

Commissioner Chapman made the motion to approve a petition for a Special Use Permit in the I-2 Moderate Industrial District for "Meat Product Preparation and Packing," said property located at 2000 Hall Boulevard. Flegler seconded.

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

****UNFINISHED BUSINESS****

None.

****NEW BUSINESS****

None.

****CITIZENS COMMENTS****

16. None.

RECESS TO PONCA CITY UTILITY AUTHORITY MEETING

Mayor Nicholson recessed the Board of Commissioners meeting at 6:06 p.m.

RETURN TO REGULAR SESSION

17. Receive Ponca City Development Authority Review.

Economic Development Director David Myers reviewed activity in Ponca City over the past year, as well as initiatives under focus for economic development.

18. Commissioner Flegler made the motion to enter into executive session at 6:23 p.m. pursuant to Title 25 Section 307 Oklahoma Statutes for purposes of conferring on matters pertaining to Economic Development upon finding that the matter to be discussed would interfere with the Development of Products or Services if public disclosure would violate the confidentiality of the business. Chapman seconded.
19. Mayor Nicholson adjourned the Board of Commissioners at 6:52 p.m.

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

MAYOR

ATTEST:

CITY CLERK

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

Absent: Paul Krueger, Trustee

Others Present: Dwaine Vincent, Butch Herring, Chris Henderson, Mike Chapman, City staff;
David Myers, PCDA; Beverly Bryant, Ponca City News.

1. Chairman Homer Nicholson called the meeting to order at 6:07 p.m.

****CONSENT AGENDA****

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

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

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

2. Consider and vote upon the minutes of the regular session held February 28, 2011.

3. **RESOLUTION NO. 786**

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

4. **RESOLUTION NO. 787**

A RESOLUTION OF THE PONCA CITY UTILITY AUTHORITY, PONCA CITY, OKLAHOMA AMENDING THE OPERATING BUDGET OF VARIOUS PCUA FUNDS FOR THE FISCAL YEAR 2010-11.

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

5. None

****NEW BUSINESS****

6. None.

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

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

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:09 p.m.

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

CHAIRMAN:

ATTEST:

TRUST SECRETARY