

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS  
PONCA CITY, OKLAHOMA  
MARCH 28, 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  
Craig Stephenson, City Manager  
Marc LaBossiere, Finance Director/City Clerk

Absent: Diane Anderson, Commissioner  
Kevin Murphy, City Attorney

Others Present: Chris Henderson, Mike Chapman, Rhonda Skrapke, Sherri Tapp, Jim Fairbanks, Mike Lane, Tana McKinley, Terry Brown, Earl Watkins, Randy Tyner, City staff; Kelly Murphy, citizens; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:31 p.m.
2. Invocation – Father John Michalicka, St. Mary’s Catholic Church
3. Pledge of Allegiance

**\*\*CEREMONIES AND PROCLAMATIONS\*\***

4. Presentation of The Build Oklahoma Award from the Associated General Contractors-Oklahoma Chapter for the Best Building Project in the \$20 Million to \$30 Million Dollar Range for Construction of the Ponca City Aquatic & Family Center-YMCA.

**\*\*CONSENT AGENDA\*\***

The Board of Commissioners found items #5, #6, #7 and #8, non-controversial and routine in nature. Commissioner Flegler made the motion to approve the consent agenda. Chapman 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 March 14, 2011.

6. **RESOLUTION NO. 5888**

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

7. RESOLUTION NO. 5889

*A RESOLUTION OBLIGATING FUNDS TO BE USED AS LEVERAGE WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AWARD FOR DEMOLITION, INTERIM ASSISTANCE/SPECIAL SERVICES; AND HOME-BUYER ASSISTANCE.*

8. RESOLUTION NO. 5890

*A RESOLUTION ADJUSTING CERTAIN AMBULANCE RATES AND FEES FOR THE CITY OF PONCA CITY.*

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

9. None.

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

10. Mayor Nicholson pointed out that there was another great day in Ponca City on Saturday, with the Ambucs and the help of another hundred people who erected a playground at the Lake Ponca Park. Nicholson thanked the Ambucs and all the volunteers who helped to buy and install the new playground equipment.

**\*\*REPORTS\*\***

11. CITY MANAGER'S REPORT

City Manager Craig Stephenson informed the Commission that this past Wednesday, an Arbor Day celebration was hosted by the Park & Recreation Department and the Storm Water Department. Together, Stephenson stated, the departments provided 40 trees to give away.

Stephenson also addressed the installation of the new playground equipment, saying that about 150 people turned out to help with the installation. Stephenson added that the playground would be ready by the end of the week.

Stephenson further stated that four proposals were received for the design and construction of a splash pad. Another item Stephenson noted was that the Stillwater Social Security office would no longer be coming to Ponca City. Stephenson also related the place and time that people could contact the Social Security office in Stillwater.

Stephenson also informed the Commission that the March 25, 2011, Ponca Politics would be aired three times a day on Channel 22 beginning March 28, 2011.

Other events addressed by Stephenson were Spring Clean Up April 2-9; City of Ponca City to host the Ponca City Leadership class on April 13; free Community Health Fair at Hutchins Memorial on April 10; Earth Day, April 20 at the Hutchins Memorial from 9:00 a.m. to 1:30 p.m.; Park & Recreation Department is scheduling a commercial bus to take seniors to the Oklahoma Conference on Aging at Norman on May 10; and OMPA will be holding a retreat in Ponca City on April 14-15 where they will tour the Ponca City power plant complex, which is the largest generating complex in Oklahoma.

**\*\*PUBLIC HEARINGS\*\***

None.

**\*\*UNFINISHED BUSINESS\*\***

None.

**\*\*NEW BUSINESS\*\***

12A. ORDINANCE NO. 6134

*AN ORDINANCE IMPOSING A MORATORIUM ON THE CONSIDERATION OR ISSUANCE OF SPECIAL USE PERMIT APPLICATIONS PERMITTING THE ESTABLISHMENT OF LIQUOR STORES IN THE C-1 LOCAL COMMERCIAL DISTRICT; SUSPENDING ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.*

Commissioner Kruger made the motion to approve the Ordinance with an amendment that would exclude the current applicant and be in effect for 60 days. Chapman seconded.

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

12B. Consider and vote upon the emergency clause of the Ordinance.

Commissioner Krueger made the motion to approve the Emergency Clause of the Ordinance. Chapman seconded.

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

13. Consider and vote upon awarding the contract to Hembree and Hodgson Construction in the amount of \$925,640.64 for the Street Improvement Project No. GEN 10-7, Reconstruction and Widening of 7<sup>th</sup> Highland and Virginia Intersection.

Commissioner Chapman made the motion to approve awarding the contract to Hembree and Hodgson Construction in the amount of \$925,640.64 for the Street Improvement Project No. GEN 10-7, Reconstruction and Widening of 7<sup>th</sup>, Highland and Virginia Intersection. Flegler seconded.

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

14. Consider and vote upon awarding the contract to Evans and Associates in the amount of \$671, 489.99 for Street Improvement Project No. GEN 10-8, Widening and Resurfacing of Union Street, Prospect to Hubbard.

Commissioner Flegler made the motion to award the contract to Evans and Associates in the amount of \$671,489.99 for Street Improvement Project No. GEN 10-8, Widening and Resurfacing of Union Street, Prospect to Hubbard Chapman seconded.

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

**\*\*CITIZENS COMMENTS\*\***

15. Bud Sloan, 2100 Berkshire, expressed an opinion that the rate structure of the Ponca City Family & Aquatic Center is unfair.

**RECESS TO PONCA CITY UTILITY AUTHORITY MEETING**

Mayor Nicholson recessed the Board of Commissioners meeting at 6:16 p.m.

**RETURN TO REGULAR SESSION**

16. Commissioner Krueger made the motion to enter into executive session at 6:23 p.m. pursuant to Title 25 Section 307 Oklahoma Statutes for purpose of discussing:
  - A. The employment, hiring, promotion, demotion, disciplining or resignation of the Police Chief; and
  - B. Negotiations with the International Association of Fire Fighters (IAFF); and
  - C. Negotiations with the Fraternal Order of Police (FOP)Flegler seconded.  
  
Roll: Yeas; Krueger, Flegler, Nicholson, and Chapman. Nays; None. Motion carried.
17. Return to regular session and take any necessary action, if appropriate, on items discussed in Executive Session.
18. Mayor Nicholson adjourned the Board of Commissioners at 7:12 p.m.

***PASSED IN SESSION AND APPROVED THIS 11<sup>TH</sup> DAY OF APRIL 2011.***

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MAYOR

ATTEST:

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CITY CLERK

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES  
PONCA CITY UTILITY AUTHORITY  
MARCH 28, 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  
Paul Krueger, Trustee  
Bill Flegler, Trustee  
Lanita Chapman, Trustee  
Craig Stephenson, City Manager  
Marc LaBossiere, Finance Director/City Clerk

Absent: Diane Anderson, Trustee  
Kevin Murphy, City Attorney

Others Present: Chris Henderson, Sherri Tapp, Tana McKinley, Terry Brown, Earl Watkins, Randy Tyner, City staff; Beverly Bryant, Ponca City News.

1. Chairman Homer Nicholson called the meeting to order at 6:17 p.m.

**\*\*CONSENT AGENDA\*\***

The Board of Trustees found items #2, #3, #4, #5, and #6 noncontroversial 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, and Krueger. Nays; None. Motion carried.

2. Consider and vote upon the minutes of the regular session held March 14, 2011.

3. **RESOLUTION NO. 788**

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

4. Consider and vote on Write Off of Ponca City Utility Authority Accounts with delinquent balances to bad debt expense and transfer uncollectible accounts to Credit Bureau Services Association for further collection.

5. Consider and vote upon authorizing Chairman to submit Monthly Operating Statement to OWRB.

6. Consider and vote upon request for Authorization to advertise for bids for “Storm Water Improvements—Trench Box Inlet and Grating, Intersection of Prospect Avenue and south Turner Street” Project No. PCUA 11-1.

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

7. None.

**\*\*NEW BUSINESS\*\***

8. Consider and vote on a Construction Contract with Krapff-Reynolds Construction Company, Inc. in the amount of \$242,832.00 for the Trenchless Sewer Project in Ponca City.

Trustee Chapman made the motion to approve a Construction Contract with Krapff-Reynolds Construction Company, Inc. in the amount of \$242,832.00 for the Trenchless Sewer Project in Ponca City. Flegler seconded.

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

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

Roll: Yeas; Flegler, Krueger, Nicholson, and Chapman. Nays; Motion carried.

Chairman Nicholson adjourned the Ponca City Utility Authority meeting at 6:23 p.m.

***PASSED IN SESSION AND APPROVED THIS 11TH DAY OF APRIL 2011.***

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CHAIRMAN:

ATTEST:

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TRUST SECRETARY