

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS  
PONCA CITY, OKLAHOMA  
DECEMBER 10, 2012

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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  
Steve Hermann, Commissioner  
Lanita Chapman, Commissioner  
Craig Stephenson, City Manager  
Kevin Murphy, City Attorney  
Marc LaBossiere, Finance Director/City Clerk

Absent: R. Mark Macy, Commissioner

Others Present: Don Bohon, Chris Henderson, Tana McKinley, Mike Lane, Butch Herring, Hong Fu, City staff; citizens. (No Press in Attendance)

1. Mayor Homer Nicholson called the meeting to order at 5:31 p.m.
2. Invocation – Bob Innis, Word of Life
3. Pledge of Allegiance

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

4. Character Trait for December: Generosity

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

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

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

5. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held October 22, 2012, and work session held November 26, 2012.

6. RESOLUTION NO. 6008

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

7. RESOLUTION NO. 6009

*A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PONCA CITY, OKLAHOMA, APPOINTING MEMBERS TO VARIOUS BOARDS AND COMMISSIONS AND ESTABLISHING THE TERMS OF OFFICE THEREOF.*

<u>BOARD OR COMMISSON</u>	<u>NAME</u>	<u>TERM</u>	<u>TERM EXPIRATION</u>
Animal Control	Daniel M. Hoach	Appointed	2015

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

8. None.

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

9. Commissioner Hermann expressed gratitude to the Park & Recreation Department for the recent Christmas Parade. Positive comments were echoed by all Commissioners.

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

10. CITY MANAGER'S REPORT

City Manager Craig Stephenson reported the following:

City Staff is still waiting on written communication from BNSF on the establishment of a 'Quiet Zone' at the Prospect crossing. Once we receive this confirmation, the Commission will need to approve a Resolution authorizing the creation of this Quiet Zone. The City will be responsible for the construction and ongoing maintenance of the median that will be established to prohibit vehicles from going around the gates when they are deployed in the down position.

We have received approximately 1,600 of the 3,000 LED Street Lights to replace the induction streetlights that were installed as part of the Honeywell Project. Ponca City Energy will be doing the installation of the lights. They hope to get started towards the end of this month or first of January 2013. It will take several months to accomplish this task.

11. RECEIVE BUDGET STATUS REPORT FOR THE 1<sup>ST</sup> QUARTER ENDED SEPTEMBER 30, 2012.

Finance Director Marc LaBossiere gave the budget summary report for the 1<sup>st</sup> quarter, which ended on September 30, 2012. LaBossiere advised that copies of the report could be located at the Library and the City Clerk's office for those wanting to look at the report.

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

- 12A. Conduct a Public Hearing on Subparagraph (B) Hereof

Community Services Director Chris Henderson explained to the Commission that this item is to amend the 2009 Building Code to coincide with the state building codes and regulations. Henderson iterated that in 2009 the state formed a Uniform Building Code Commission, with the sole purpose of creating a code that would be uniform throughout the State. Henderson further explained that this is strictly a housecleaning issue to insert a provision that will make the City code the same as the State code.

12B.

ORDINANCE NO. 6163

*AN ORDINANCE AMENDING TITLE 10, CHAPTER 1 AND CHAPTER 3, 4, AND 5 OF THE CITY CODE OF PONCA CITY, ENTITLED "BUILDING CODES AND REGULATIONS", PROVIDING FOR AMENDMENTS TO THE 2009 EDITION OF THE INTERNATIONAL BUILDING CODES; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND SETTING AN EFFECTIVE DATE.*

Commissioner Hermann made the motion to approve Ordinance Amending Title 10, Chapter 1 and Chapter 3, 4, And 5 of the City Code of Ponca City, Entitled "Building Codes and Regulations;" Providing For Amendments to the 2009 Edition of the International Building Codes; Providing For Repealer and Severability, and setting an effective date. Chapman seconded.

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

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

None.

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

13. Consider and vote on Change Order No. 1 in the add amount of \$7,800.00 to Dondlinger Construction for the cost of developing Original Artwork for the Decorative Shields on the L. A. Cann Bridge over Lake Ponca.

Commissioner Anderson made the motion to approve Change Order No. 1 in the add amount of \$7,800.00 to Dondlinger Construction for the cost of developing Original Artwork for the Decorative Shields on the L. A. Cann Bridge over Lake Ponca. Chapman seconded.

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

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

14. Gary Horton, 818 Monument Road, encouraged the City to enhance autumn leaf collection efforts by accepting mulched leaves, nor just un-mulched ones raked to the curb.
15. The motion to adjourn was made by Commissioner Hermann and seconded by Commissioner Anderson.

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

Mayor Nicholson adjourned the Board of Commissioners meeting 6:22 p.m.

PASSED IN SESSION AND APPROVED THIS 26<sup>TH</sup> DAY OF DECEMBER 2012.



*Home Nicholson*  
MAYOR

*[Signature]*  
CITY CLERK

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MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES  
PONCA CITY UTILITY AUTHORITY  
DECEMBER 10, 2012

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  
Lanita Chapman, Trustee  
Steve Hermann, Trustee  
Craig Stephenson, City Manager  
Kevin Murphy, City Attorney  
Marc LaBossiere, Finance Director/City Clerk

Absent: R. Mark Macy, Trustee

Others Present: Don Bohon, Chris Henderson, Tana McKinley, Butch Herring, Hong Fu, City staff; citizens. No Press in Attendance.

1. Chairman Homer Nicholson called the meeting to order at 6:23 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. Hermann seconded.

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

2. Consider and vote upon the minutes of the regular session held November 26, 2012.
3. **RESOLUTION NO. 848**

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

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

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

5. None

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

6. Consider and vote on Change Order No. 1 in the add amount of \$51,360.00 to contract with C. H. Guernsey & Company for the Raw Water Supply Project.

Trustee Chapman made the motion to approve the Change Order No. 1 in the add amount of \$51,360.00 to contract with C. H. Guernsey & Company for the Raw Water Supply Project. Hermann seconded.

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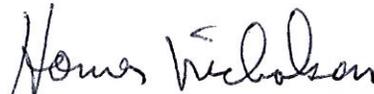
Roll: Yeas; Chapman, Hermann, Nicholson, and Anderson. Nays; None. Motion carried.

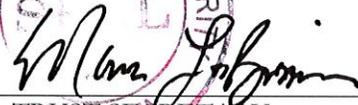
- 7 Trustee Hermann made the motion to adjourn the meeting of the Ponca City Utility Authority. Chapman seconded.

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

Chairman Nicholson adjourned the PCUA Board of Trustees at 6:27 p.m.

*PASSED IN SESSION AND APPROVED THIS 26<sup>TH</sup> DAY of DECEMBER 2012.*

  
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CHAIRMAN:

  
ATTEST:  
  
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TRUST SECRETARY