

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
MARCH 25, 2013

Southwest Business Products E815989JB

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
R. Mark Macy, Commissioner
Steve Hermann, Commissioner
Diane Anderson, Commissioner
Tana McKinley, Assistant City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Finance Director/City Clerk

Absent: Lanita Chapman, Commissioner
Craig Stephenson, City Manager

Others Present: Rob Dick, Rod Alexander, Terry Sherbon, Randy Tyner, Mike Lane, Chris Henderson, Skip Jump, Pam Salisbury, Hong Fu. City Staff; Jayne Detten. Citizens; Beverly Bryant, Ponca City News.

1. Mayor Homer Nicholson called the meeting to order at 5:34 p.m.
2. Invocation – Rev. Steve Brown, Life Springs Family Worship Center
3. Pledge of Allegiance

****CEREMONIES AND PROCLAMATIONS****

5. Character Trait for March: Sincerity

****CONSENT AGENDA****

The Board of Commissioners found #6, #7, #8 and #9 non-controversial and routine in nature. Commissioner Anderson made the motion to approve the consent agenda. Macy seconded.

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

6. Consider and vote upon minutes of the Ponca City Board of Commissioners regular session held March 11, 2013, and Work Session held March 18, 2013.

7. **RESOLUTION NO. 6023**

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

8. **RESOLUTION NO. 6024**

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 2012-13.

9. Consider and vote on issuing Western Enterprises, Inc. a permit to conduct a fireworks display at West Lake Ponca Dam on July 4, 2013, and authorizing the Mayor to execute a pyrotechnical production contract with Western Enterprises, Inc. for the event, in the amount of \$23,500.00.

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

10. None.

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

11. None.

****REPORTS****

12. CITY MANAGER'S REPORT

Assistant City Manager Tana McKinley introduced several upcoming items in the community.

A Health & Wellness Fair sponsored by the Park & Recreation Department to be held March 26th, 2013 at Hutchins Memorial Auditorium.

Animal Control now has pictures of animals available for adoption on the City website.

This Friday, March 29th, 2013, will be a City holiday, and offices will be closed.

A work session will be scheduled for Monday April 1, 2013.

Spring Clean Up is scheduled for April 6th through April 13th, 2013 along with the City Wide Garage Sale scheduled for April 6th, 2013.

The Earth Day Event and the Municipal Government Day are both scheduled for April 22nd, 2013.

Mike Lane, Manager Traffic Engineering, gave an update for the Lake Ponca Bridge using a Power Point presentation with pictures. Contract date extended to April 12, 2013 for weather days.

13. MAIN STREET REPORT AND PRESENTATION OF AWARD

Jayne Detten, Executive Director of Main Street, gave a brief history of the program. Detten then reviewed a handout of investment history from program cities around the State. Detten concluded with an update of recent activities, goals, and planned projects.

4. Presentation of American Flag by Shane Viera (item taken out of order)

****PUBLIC HEARINGS****

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

Development Services Director Chris Henderson gave a history of annexation in the Flormable area and outlined the current request.

Don McNew, 116 S. Flormable, gave his history of annexation in the Flormable area and reasons why he is opposed to his property being annexed into the City of Ponca City.

- 14B. **ORDINANCE NO. –DID NOT PASS**

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF PONCA CITY, AND DESIGNATING THE AREAS OR TRACTS INCLUDED IN SUCH EXTENSION, REPEALING ALL ORDINANCES IN CONFLICT OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE.

Commissioner Hermann made the motion to deny the request for annexation and an ordinance extending the Corporate Limits of the City of Ponca City, and designating the areas or tracts included in such extension, repealing all ordinances in conflict or parts of ordinances in conflict herewith; and establishing an effective date. Commissioner Macy seconded.

Roll: Yeas; Hermann, Macy. Nays; Nicholson, Anderson. Motion failed.

****UNFINISHED BUSINESS****

None

****NEW BUSINESS****

18. Consider and vote on an agreement between Oklahoma Municipal Power Authority and the City of Ponca City for construction of a new water well with SCADA System, 8-inch transmission main, and furnishing of treated water to power station to be built by OMPA northwest of Ponca City. (item taken out of order)

Commissioner Hermann made the motion to approve an agreement between Oklahoma Municipal Power Authority and the City of Ponca City for construction of a new water well with SCADA System, 8-inch transmission main, and furnishing of treated water to power station to be built by OMPA northwest of Ponca City. Macy seconded.

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

RESOLUTION NO. 6025

15. ***A RESOLUTION DESIGNATING CERTAIN FUND BALANCE ACCOUNTS OF GOVERNMENTAL FUND TYPES, AND DIRECTING THE FINANCE DIRECTOR TO IMPLEMENT THE TERMS OF THIS RESOLUTIONS***

Commissioner Anderson made the motion to approve the Resolution designating certain fund balance accounts of governmental fund types, and directing the Finance Director to implement the terms of this Resolution. Macy seconded.

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

16. **RESOLUTION NO. 6026**

A RESOLUTION SETTING CERTAIN RATES, FEES AND CHARGES FOR THE LEW WENTZ GOLF COURSE OF THE CITY OF PONCA.

Commissioner Anderson made the motion to approve the Resolution setting certain rates, fees and charges for the Lew Wentz Golf Course of the City of Ponca. Macy seconded.

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

17. Consider and vote on a contract with ASC Pumping Equipment, Olathe, Kansas in the amount of \$178,777.00 for the purchase of a self cleaning filtration system for the Public Works Department, Golf Course Division.

Commissioner Hermann made the motion to approve a contract with ASC Pumping Equipment, Olathe, Kansas in the amount of \$178,777.00 for the purchase of a self cleaning filtration system for the Public Works Department, Golf Course Division. Macy seconded.

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

19. Consider and vote upon awarding bid for Project Number GEN 13-2, Reconstruction of Ash Street, Overbrook to Liberty to Hembree & Hodgson Construction Company and authorize Mayor to execute contract in the amount of \$934,028.95.

Commissioner Hermann made the motion to approve awarding bid for Project Number GEN 13-2, Reconstruction of Ash Street, Overbrook to Liberty to Hembree & Hodgson Construction Company and authorize Mayor to execute contract in the amount of \$934,028.95. Anderson seconded.

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

****CITIZENS COMMENTS****

20. None.

21. The motion to adjourn was made by Commissioner Macy and seconded by Commissioner Hermann.

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

Mayor Nicholson adjourned the Board of Commissioners meeting at 7:32 p.m.

PASSED IN SESSION AND APPROVED THIS 8TH DAY OF APRIL 2013.



ATTEST:

CITY CLERK

Homa Vinhelos

MAYOR

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
MARCH 25, 2013

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
Steve Hermann, Trustee
R. Mark Macy, Trustee
Diane Anderson, Trustee
Tana McKinley, Assistant City Manager
Kevin Murphy, City Attorney
Marc LaBossiere, Secretary

Absent: Lanita Chapman, Trustee
Craig Stephenson, City Manager

Others Present: Rob Dick, Randy Tyner, Chris Henderson, City staff; citizens; Beverly Bryant, Ponca City News.

1. Chairman Homer Nicholson called the meeting to order at 7:32 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 Anderson made the motion to approve the consent agenda. Macy seconded.

Roll: Yeas; Anderson, Macy, Herman, Nicholson. Nays; None. Motion carried.

2. Consider and vote upon the minutes of the regular session held March 11, 2013.

3. **RESOLUTION NO. 856**

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

4. **RESOLUTION NO. 857**

A RESOLUTION AMENDING THE OPERATING BUDGET OF VARIOUS FUNDS OF THE PONCA CITY UTILITY AUTHORITY, AS DETAILED ON AMENDMENT #6, FOR FISCAL YEAR 2012-13.

5. Consider and vote upon authorizing Chairman to submit monthly operating statement to OWRB.

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

6. None

****NEW BUSINESS****

None.

7. Trustee Macy made the motion to adjourn the meeting of the Ponca City Utility Authority. Anderson seconded.

Roll: Yeas; Macy, Anderson, Herman, Nicholson. Nays; None. Motion carried.

Chairman Nicholson adjourned the PCUA Board of Trustees at 7:35 p.m.



[Handwritten Signature]

TRUST SECRETARY

PASSED IN SESSION AND APPROVED THIS 8TH DAY of APRIL 2013.

[Handwritten Signature]

CHAIRMAN: