

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS
PONCA CITY, OKLAHOMA
July 14, 2014

Southwest Business Products E1113067LD

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

Absent: None

Others Present: Mike Lane, Rob Dick, Don Bohon, Butch Herring, Johnny Barron, Jim Fairbanks, Chris Henderson, Anthony Rogers, City staff; citizens, Steve Dye, Ponca City News.

1. CALL TO ORDER

Mayor Homer Nicholson called the meeting to order at 5:30 p.m.

2. INVOCATION – Gayle Young, Ponca City Police Department Volunteer Chaplain

3. PLEDGE OF ALLEGIANCE

****CEREMONIES & PROCLAMATIONS****

4. Character Trait for July: Humility

****CONSENT AGENDA****

The Board of Commissioners found items #5 through #16 non-controversial and routine in nature. Commissioner Chapman made the motion to approve the consent agenda as presented. Commissioner Hermann seconded.

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

5. Consider And Vote Upon Minutes Of The Ponca City Board Of Commissioners Regular Session Held June 23, 2014.

6. Consider And Vote Upon Resolution Appropriating Money For Payment Of Claims.

RESOLUTION NO. 6109

A RESOLUTION APPROPRIATING MONEY FOR THE PAYMENT OF CLAIMS

7. Consider And Vote Upon A Resolution Amending The Operating Budget Of Various City Funds, As Outlined On Amendment #1, For Fiscal Year 2014-15.

RESOLUTION NO. 6110

A RESOLUTION AMENDING THE OPERATING BUDGET OF VARIOUS CITY FUNDS, AS OUTLINED ON AMENDMENT #1, FOR FISCAL YEAR 2014-15

8. Consider And Vote Upon Resolution Supporting The City Of Ponca City's Participation In The 2014 Oklahoma Main Street Program.

RESOLUTION NO. 6111

A RESOLUTION SUPPORTING THE CITY OF PONCA CITY'S PARTICIPATION IN THE 2014 OKLAHOMA MAIN STREET PROGRAM

9. Consider And Vote Upon A Resolution Appointing Members To Various Boards And Commissions And Establishing The Terms Of Office Thereof.

RESOLUTION NO. 6112

A RESOLUTION APPOINTING MEMBERS TO VARIOUS BOARDS AND COMMISSIONS AND ESTABLISHING THE TERMS OF OFFICE THEREOF

<u>BOARD OR COMMISSION</u>	<u>NAME</u>	<u>TERM</u>	<u>TERM</u> <u>EXPIRATION</u>
Park & Recreation Advisory Board	Jason Troutman	Re-Appointed	2017

10. Consider And Vote Upon A Resolution To Affirm The City's Commitment To Take All Action Within Its Power To Facilitate The Receipt Of Assistance Of Community Development Funds If The City Of Ponca City Is Awarded A Community Development Block Grant From The Oklahoma Department Of Commerce.

RESOLUTION NO. 6113

A RESOLUTION TO AFFIRM THE CITY'S COMMITMENT TO TAKE ALL ACTION WITHIN ITS POWER TO FACILITATE THE RECEIPT OF ASSISTANCE OF COMMUNITY DEVELOPMENT FUNDS IF THE CITY OF PONCA CITY IS AWARDED A COMMUNITY DEVELOPMENT BLOCK GRANT FROM THE OKLAHOMA DEPARTMENT OF COMMERCE

11. Consider And Vote Upon A Resolution Readopting The City Of Ponca City Citizen Participation Plan For The City Of Ponca City, Oklahoma Dated June 11, 2001.

RESOLUTION NO. 6114

A RESOLUTION READOPTING THE CITY OF PONCA CITY CITIZEN PARTICIPATION PLAN FOR THE CITY OF PONCA CITY, OKLAHOMA DATED JUNE 11, 2001

12. Consider And Vote Upon “Assignment And Bill Of Sale” Assigning Raw Water Pipeline Easements And Raw Water Line Pipe From Phillips 66 Company To City Of Ponca City And Authorize Mayor To Execute Documents.
13. Consider And Vote Upon Change Order No. 1, In The Deduct Amount Of \$5,203.06, And The Final Payment In The Amount Of \$8,095.89, To Evans And Associates Construction Company, Inc. To Accept All Work As Complete For “Street Improvement Project – Mill And Overlay Fairview Street From Patton Drive To Bradley Avenue”, Project No. GEN 13-7.
14. Consider And Vote Upon Change Order No. 1 In The Deduct Amount Of \$11,824 On The Downtown Sidewalk Improvement Project To Remove The Add-Alternate Bid Items For Sidewalk And Curb Reconstruction On The West Side Of 100 N. 4th Street.
15. Consider And Vote Upon Request From Ponca City Main Street To Grant A Variance To The Alcoholic Beverage Ordinance To Allow For A “Chill Garden” Serving Beer/Wine By A Licensed Caterer At The Downtown Crazy Days Event To Be Held Friday, July 25, 2014, From 5:00–11:00 Pm Between Grand Avenue And The First Alleyway South On 3rd Street.
16. Consider And Vote Upon A Contract Award For Road Construction Materials To The Lowest And Most Responsible Bidder Available For July 1, 2014 Through December 31, 2014.

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

17. None.

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

18. Commissioner Mark Macy commented how fortunate we are in Ponca City to have Steve Dye from PC News and the accurate reporting being done in Ponca City thanks to freedom of the press.

****REPORTS****

19. CITY MANAGER’S REPORT

City Manager Craig Stephenson announced that a child care consortium, consisting of the City of Ponca City, Ponca City Development Authority, Pioneer Technology Center, Smart Start, Oklahoma Department of Human Services, Cimarron Transit, Ponca City Public Schools, and various businesses and industry, are requesting community input on child care in Ponca City. The surveys are scheduled to be inserted in the Ponca City Utility Authority bills on August 10, 16 and 25, 2014. Information given will be anonymous and used to help assess child care needs. A note from the Mayor will be at the top of the survey, and the survey will be printed in both Spanish and English.

Stephenson invited everyone to join us for a Lunch & Learn to find out how your local business, restaurant, school, community, and campus can become “certified healthy” and the benefits associated with it. The event will be held on Thursday, August 7, 2014 at 11:30 a.m. to 1:00 p.m. in the Commission Chamber at City Hall. Lunch and drinks will be provided. Please RSVP by August 1, 2014 to the Chamber of Commerce at 765-4400.

Stephenson acknowledged Fire Marshall David VanBuskirk's retirement from the Ponca City Fire Department to take a position with the State Fire Marshall's Office as a fire investigator for Kay, Osage & Pawnee Counties. There will be celebration to recognize David for his 25 years of service to the Ponca City Fire Department on July 18, 2014 at 1:00 p.m. in the Central Fire Station. Come by and congratulate David for his years of service and wish him the best on his next endeavor.

Stephenson shared upcoming events in Ponca City which included the annual motocross races beginning on July 19, 2014. Crazy Days is July 24-26, 2014. Main Street will be holding their "The Downtown Chill – The Hot Street Party" on Friday, July 25, 2014 which includes a free public concert as well as other entertainment from 5:00 p.m. until 10:00 p.m. The Full Moon Over Wentz is this evening, July 14, 2014 7:00 p.m. -11:00 p.m. at Wentz Pool. This is a free family event with all children 12 years and under accompanied by a parent/guardian. And finally, the 9th Successful Aging Expo will be held at the First Christian Church, 210 N. 5th Street from 9:00 a.m. until 3:00 p.m. Saturday, August 16, 2014.

Stephenson stated poetry entries are being sought from poets who are 50 years or older for the 7th Annual Ponca City Area Senior Poetry Contest sponsored by the Ponca City Senior Advisory Board. Awards will be given for 1st, 2nd and 3rd place. All entries will become the property of the City of Ponca City. Winners will be notified by Monday, August 11, 2014, so that they may attend and be recognized during the Successful Aging Expo. Authors of the winning poetry will be invited to read their poem during the awards ceremony.

Stephenson notified the public that the new over height warning system for the South Avenue underpass for east bound traffic was operational at the end of last week. It utilizes a beam for detection and if the beam is broken then a sign will light up and say, "Over Height Exit Left on Pine Street." This is another warning device to minimize over height vehicles, mainly trailers, from hitting the South Avenue railroad overpass. The Railroad is going to reimburse the City \$15,250 for this project.

****PUBLIC HEARINGS****

20A. Conduct A Public Hearing On Subparagraph (B) Hereof.

Development Services Director Chris Henderson gave background on the request and project.

No public comment was received.

20B. Consider And Vote Upon An Application For A Special Use Permit In The R-1 Single Family Residential District To Permit The Expansion Of An Existing Pre-School On Property Located At 407-413 South Ash Street.

Commissioner Macy made the motion in favor of item #20B. Commissioner Moore seconded.

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

****NEW BUSINESS****

21. Consider And Vote To Submit An Application For The Small Cities Community Development Block Grant (CDBG) program To The Oklahoma Department Of Commerce For FY-2014 Funding In The Amount Of \$120,418.

Commissioner Chapman made the motion to approve item #21 as read. Commissioner Macy seconded.

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

22. Consider And Vote On A Resolution Obligating Funds To Be Used As Leverage With The Small Cities FY-14 Community Development Block Grant (CDBG) Award.

RESOLUTION NO. 6115

A RESOLUTION OBLIGATING FUNDS TO BE USED AS LEVERAGE WITH THE SMALL CITIES FY-14 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AWARD

Commissioner Macy made the motion to approve item #22 as presented. Commissioner Chapman seconded.

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

23. Consider And Vote Upon Execution Of The Second Amendment To The Agreement For Sewer Service Outside The Corporate Limits With The Osage Nation.

Commissioner Macy made the motion to approve item #23 as presented. Commissioner Hermann seconded.

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

24. Consider And Vote Upon The Acceptance Of The Osage Casino – Ponca City Sanitary Sewer Line And Lift Station, All Located In Osage County And Kay County, As Public Improvements.

Commissioner Hermann made the motion to approve item #24. Commissioner Moore seconded.

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

****CITIZENS COMMENTS****

25. Bill Hastings, 506 N. Flormable, spoke in protest to a proposed truck stop and convenience store on the Northwest corner of Waverly & Grand Avenue.

Orville Thornton, 404 N. Olympia, spoke in opposition to a proposed truck stop and convenience store on the Northwest corner of Waverly & Grand Avenue.

26. ADJOURN

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

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

Mayor Nicholson adjourned the Board of Commissioners meeting at 6:20 p.m.

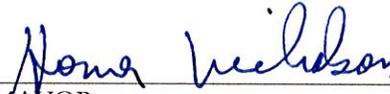
PASSED IN SESSION AND APPROVED THIS 28TH DAY OF JULY 2014.



ATTEST:



CITY CLERK



MAYOR

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES
PONCA CITY UTILITY AUTHORITY
July 14, 2014

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
R. Mark Macy, Trustee
Mary Beth Moore, Trustee
Steve Hermann, Trustee
Lanita Chapman, Trustee
Craig Stephenson, City Manager
Kevin Murphy, Trust Attorney
Marc LaBossiere, Secretary

Absent: None

Others Present: Rob Dick, Don Bohon, Butch Herring, Johnny Barron, Jim Fairbanks, Chris Henderson, City staff; Steve Dye, Ponca City News.

1. CALL TO ORDER

Chairman Homer Nicholson called the meeting to order at 6:20 p.m.

****CONSENT AGENDA****

The Board of Trustees found items #2 through #7 noncontroversial and routine in nature by the governing body and are approved by one motion.

Trustee Macy made the motion to approve the consent agenda. Trustee Hermann seconded.

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

2. Consider And Vote Upon The Minutes Of The Regular Session Held June 23, 2014.

3. Consider And Vote Upon A Resolution Appropriating Money For Payment Of Claims.

RESOLUTION NO. 902

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

4. Consider And Vote Upon A Resolution Amending The Operating Budget Of Various Funds Of The Ponca City Utility Authority, As Detailed On Amendment #1, For Fiscal Year 2014-15.

RESOLUTION NO. 903

A RESOLUTION AMENDING THE OPERATING BUDGET OF VARIOUS FUNDS OF THE PONCA CITY UTILITY AUTHORITY, AS DETAILED ON AMENDMENT #1, FOR FISCAL YEAR 2014-15

5. Consider And Vote Upon Completion And Delivery Of The 2013 Water Quality Report (CCR).
6. Consider And Vote Upon Acknowledging Receipt Of Construction Permit No. WW000036140386 For A 550 GPM Water Well (Replacement Well #24) And 995 Feet Of 12" Raw Water Transmission Line.
7. Consider And Vote Upon Change Order No. 1, In The Add Amount Of \$1,668, And The Final Payment, In The Amount Of \$18,771.05, To Sober Brothers, Inc. To Accept All Work As Complete For "Frazier Park Detention Pond," Project No. PCUA 14-2.

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

8. None.

****NEW BUSINESS****

None

9. ADJOURN

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

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

Chairman Nicholson adjourned the PCUA Board of Trustees at 6:24 p.m.

PASSED IN SESSION AND APPROVED THIS 28TH DAY of July 2014.



ATTEST:



TRUST SECRETARY



CHAIRMAN