

Council Chambers  
Municipal Building  
May 25, 2010

The McAlester City Council met in Regular session on Tuesday, May 25, 2010, at 6:00 P.M. after proper notice and agenda was posted, May 21, 2010, at 10:32 A.M.

**CALL TO ORDER**

Mayor Priddle called the meeting to order.

Pastor Wayne Hanway, All Saints Episcopal Church gave the invocation and led the Pledge of Allegiance.

**ROLL CALL**

Council Roll Call was as follows:

Present: Chris Fiedler, Steve Harrison, John Browne, Robert Karr, Buddy Garvin, Louis Smitherman & Kevin Priddle  
Absent: None  
Presiding: Kevin E. Priddle, Mayor

Staff Present: Peter J. Stasiak, City Manager; Gayla Duke, Chief Financial Officer; John Modzelewski, City Engineer/Public Works Director; William J. Ervin, City Attorney and Cora Middleton, City Clerk

**Citizen's Comments on Non-agenda Items**

Steve Belcher addressed the Council to express his concerns about the possible security problems with copy machines. He also expressed his concerns about personal storm shelter registration and the City providing an area for the public to seek shelter during storms and a system to notify the public where storm shelters may be located.

**Recognition of City of McAlester Employee of the Month**

- **Employee of the Month for April 2010 is Terri Edwards, Police Department**

Mayor Priddle presented April 2010, Employee of the Month Terri Edwards with a plaque, certificate and a savings bond.

**Consent Agenda**

- A. Approval of the Minutes from the April 27, 2010, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*

- B. Approval of the Minutes from the May 5, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of the Minutes from the May 11, 2010, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- D: Approval of Claims for May 12, 2010 through May 25, 2010. *(Gayla Duke, Chief Financial Officer)* In the following amounts: General Fund - \$162,247.96; Parking Authority - \$123.34; Nutrition - \$686.45; Landfill Res./Sub-Title D. - \$18,658.46; Employee Retirement - \$13,769.83; SE Expo Ctr/Tourism Fund - \$13,654.70; E-911 - \$15,541.96; Economic Development - \$12,627.89; Gifts & Contributions - \$3,593.50 and CIP Fund - \$8,397.98.
- E. Concur with Mayor's appointment of Walter Bethune to the Audit & Finance Advisory Committee for a term to expire March 31, 2012. *(Kevin E. Priddle, Mayor)*
- F. Concur with Mayor's appointment of Shaun Beggs to the Audit & Finance Advisory Committee for a term to expire March 31, 2012. *(Kevin E. Priddle, Mayor)*
- G. Authorize the Mayor to sign ratification of Lease No. 131, for two (2) 2009 Freightliner tandem axle Trucks and two (2) 25 yard Wayne Phoenix III rear loader trash compactors.
- H. Authorize the Mayor to sign ratification of Lease No. 132, for one (1) 2008 Ford E450 Type III Ambulance with Wheeled Coach Conversion.
- I. Authorize the Mayor to sign a One (1) year agreement with SimplexGrinnell for maintenance and annual testing of Fire Alarm System in City Hall.

Councilman Fiedler requested item "I" be removed for individual consideration. Councilman Harrison requested that items "A, C and D" be removed for individual consideration. Vice-Mayor Browne requested item "G" be removed for individual consideration, and Councilman Karr requested that item "F" be removed for individual consideration.

Vice-Mayor Browne for approval of Consent Agenda items "B, E and H". The motion was seconded by Councilman Harrison. There was no discussion and the vote was taken as follows:

AYE: Councilman Fiedler, Harrison, Browne, Karr, Garvin, Smitherman & Mayor Priddle  
 NAY: None

Mayor Priddle declared the motion carried.

**Items Removed from the Consent Agenda:**

- A. Approval of the Minutes from the April 27, 2010, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*

Councilman Smitherman moved to approve the Minutes from the April 27, 2010, Regular Meeting of the McAlester City Council. The motion was seconded by Councilman Karr.

Before the vote, Councilman Harrison commented that on page four (4) the word “votes” needed to be changed to “comments” and on page six (6) the words “no action” needed to be changed to “the vote”. There was no other discussion and the vote was taken as follows:

AYE: Councilman Harrison, Browne, Karr, Garvin, Smitherman, Fiedler & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

C. Approval of the Minutes from the May 11, 2010, Regular Meeting of the McAlester City Council. (*Cora Middleton, City Clerk*)

Councilman Harrison moved to approve the Minutes from the May 11, 2010, Regular Meeting of the McAlester City Council. The motion was seconded by Vice-Mayor Browne.

Before the vote, Councilman Harrison commented that on page five (5) the words “no action” needed to be changed to “the vote”. There was no discussion, and the vote was taken as follows:

AYE: Councilman Browne, Karr, Garvin, Smitherman, Fiedler, Harrison & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

D: Approval of Claims for May 12, 2010 through May 25, 2010. (*Gayla Duke, Chief Financial Officer*) In the following amounts: General Fund - \$162,247.96; Parking Authority - \$123.34; Nutrition - \$686.45; Landfill Res./Sub-Title D. - \$18,658.46; Employee Retirement - \$13,769.83; SE Expo Ctr/Tourism Fund - \$13,654.70; E-911 - \$15,541.96; Economic Development - \$12,627.89; Gifts & Contributions - \$3,593.50 and CIP Fund - \$8,397.98.

Councilman Smitherman moved for approval of Claims for May 12, 2010 through May 25, 2010. The motion was seconded by Councilman Karr.

Before the vote, Councilman Harrison asked Mr. Stasiak about the four (4) invoices from McAfee & Taft. Manager Stasiak explained that the invoices were for more ULP charges against the City brought by the Fire Department. Councilman Karr asked if the City was rebidding the cell phone services, like the other contracts were being rebid. Manager Stasiak commented that James Stanford was looking into that option. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Karr, Garvin, Smitherman, Fiedler, Harrison, Browne & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

- F. Concur with Mayor's appointment of Shaun Beggs to the Audit & Finance Advisory Committee for a term to expire March 31, 2012. (*Kevin E. Priddle, Mayor*)

Councilman Smitherman moved to concur with Mayor's appointment of Shaun Beggs to the Audit & Finance Advisory Committee for a term to expire March 31, 2012. The motion was seconded by Councilman Karr.

Before the vote, Councilman Karr stated that he had received calls from citizens concerning Mr. Beggs residency. He also questioned if Mr. Beggs' position at the hospital would cause a conflict of interest when matters concerning the hospital were discussed.

Mayor Priddle commented that Mr. Beggs lived in Eufaula, but Section 2-166 of the City Code of Ordinances stated that citizen members must either be residents of the city or their place of employment must be located within the city. Councilman Harrison commented that Mr. Beggs could recuse himself from the vote when matters concerning the hospital were discussed. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Garvin, Smitherman, Fiedler, Harrison, Browne, Karr & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

- G. Authorize the Mayor to sign ratification of Lease No. 131, for two (2) 2009 Freightliner tandem axle Trucks and two (2) 25 yard Wayne Phoenix III rear loader trash compactors.

Councilman Smitherman moved to authorize the Mayor to sign ratification of Lease No. 131, for two (2) 2009 Freightliner tandem axle Trucks and two (2) 25 yard Wayne Phoenix III rear loader trash compactors. The motion was seconded by Vice-Mayor Browne.

Before the vote, Vice-Mayor Browne asked when the lease on the trucks started and would end, what the value of the trucks was and how long did the City plan to keep the trucks. Manager Stasiak commented that he believed the lease was for five (5) years and he thought the City had the trucks for approximately a year. He stated that the City planned on keeping the trucks for about six (6) months after Allied took over and the market value of the trucks was around \$20,000.00 each. Vice-Mayor Browne asked if the lease could be negotiated since the City was not planning on keeping the trucks another year. Manager Stasiak commented that it would be worth looking into. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smitherman, Fiedler, Harrison, Browne, Karr, Garvin & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

- I. Authorize the Mayor to sign a One (1) year agreement with SimplexGrinnell for maintenance and annual testing of Fire Alarm System in City Hall.

Councilman Fiedler moved to authorize the Mayor to sign a One (1) year agreement with SimplexGrinnell for maintenance and annual testing of Fire Alarm System in City Hall. The motion was seconded by Councilman Harrison.

Before the vote, Councilman Fiedler stated he would like to amend the agreement to include all other city buildings. He commented that other city facilities had SimplexGrinnell equipment, namely the Expo.

There was a short discussion, concerning obtaining estimates for agreements for all facilities that had SimplexGrinnell equipment and the vote was taken as follows:

AYE: Councilman Fiedler, Harrison, Browne, Karr, Garvin, Smitherman & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

Mayor Priddle asked for a motion to open the public hearing for comments on a proposed Ordinance amending Chapter 50, Article II, Fire Department and a proposed Ordinance amending the budget for fiscal year 2009-2010.

Councilman Fiedler moved to open the Public Hearing for comments on a proposed Ordinance amending Chapter 50, Article II, Fire Department and a proposed Ordinance amending the budget for fiscal year 2009-2010. The motion was seconded by Councilman Harrison. There was no discussion and the vote was taken as follows:

AYE: Councilman Karr, Garvin, Smitherman, Fiedler, Harrison, Browne & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the Public Hearing was opened at 6:30 P.M.

### **Public Hearing**

- AN ORDINANCE OF THE CITY OF McALESTER AMENDING THE McALESTER CITY CODE, CHAPTER 50, ARTICLE II, FIRE DEPARTMENT. TO AUTHORIZE BILLING FOR FIRST RESPONSE BOTH INSIDE AND OUTSIDE THE CITY LIMITS OF THE CITY OF McALESTER AND DECLARING AN EMERGENCY.
- AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2327 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2009-2010; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

There were no comments from either the citizens or the Council and Mayor Priddle called for a motion to close the Public Hearing.

Councilman Smitherman moved to close the Public Hearing, seconded by Councilman Karr. There was no discussion and the vote was taken as follows;

AYE: Councilman Fiedler, Harrison, Browne, Karr, Garvin, Smitherman & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried and the Public Hearing was closed at 6:31 P.M.

### **Scheduled Business**

1. Consider, and act upon, authorizing the Mayor to sign agreements with Claims Management Resources (CMR) for damage claim billing and recovery services for both the fiscal year 2009-2010 and 2010-2011. (*Harold Stewart, Fire Chief and Cora Middleton, City Clerk*)

#### **Executive Summary**

Motion to authorize the Mayor to sign agreements with Claims Management Resources (CMR) for damage claim billing and recovery services for both the fiscal year 2009-2010 and 2010-2011.

Vice-Mayor Browne moved to authorize the Mayor to sign agreements with Claims Management Resources (CMR) for damage claim billing and recovery services for both the fiscal year 2009-2010 and 2010-2011. The motion was seconded by Councilman Fiedler.

Before the vote, Fire Chief Stewart explained that CMR had acquired City Wide Subrogation, Inc. in October of 2009. He stated that the City was initially contacted in 2005 and that the information had fallen through the cracks. He commented that the City did not have the personnel or expertise to handle the billing and damage recovery. He added that HB1800 allows municipalities that enter into contracts with collection agencies to add an administrative fee not to exceed 35% to sums do the cities. Chief Stewart then introduced Mr. Todd DeSmet, Executive Director of Governmental Claims for CMR.

There was a lengthy question/answer session between the Council and Mr. DeSmet regarding how citizens would be billed, if the citizens insurance policy did not have the rider, if the City Attorney had reviewed the contracts, if all incidents would be referred to CMR, would the citizens have an opportunity to pay before the claim was submitted to CMR, is there was any liability for releasing information contained on citations, and how the City currently handled damages to City property.

Mr. Stasiak explained that currently the Police Department would make a report and send to the City Clerk who would in turn attempt to work with the individual's insurance. He added that this was an opportunity for the City and there was not the man power or the expertise to smoothly handle these claims.

Mayor Priddle moved to approve the agreements subject to the City Attorney's ratification and review. The motion was seconded by Councilman Smitherman.

Before the vote, Steve Belcher addressed the Council expressing concerns over citizens being billed by the Fire Department even if they did not do anything at the scene.

Chief Stewart stated that the Fire Department reports stipulated what the department did on each response.

Councilman Harrison asked who would be responsible for reviewing which claims were submitted to CMR. Manager Stasiak stated that the individual had not been identified and the Council could recommend someone. Mr. Ervin stated that the Safety Officer, the City Manager or the Chief Financial Officer could review the claims for submittal.

Councilman Fiedler asked where the money recouped would go. Mr. Stasiak answered it would go into the General Fund. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Harrison, Browne, Karr, Garvin, Smitherman, Fiedler & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

2. Consider, and act upon, an Ordinance amending Chapter 50 of the City of McAlester Code of Ordinances by adding section 50-32, authorizing the billing for First Response services both inside and outside the city limits of the City of McAlester. (*Harold Stewart, Fire Chief and Cora Middleton, City Clerk*)

Executive Summary

Motion to approve an Ordinance amending Chapter 50 of the City of McAlester Code of Ordinances by adding section 50-32, authorizing the billing for First Response services both inside and outside the city limits of the City of McAlester.

**ORDINANCE NO. 2356**

**AN ORDINANCE OF THE CITY OF McALESTER AMENDING THE McALESTER CITY CODE, CHAPTER 50, ARTICLE II, FIRE DEPARTMENT. TO AUTHORIZE BILLING FOR FIRST RESPONSE BOTH INSIDE AND OUTSIDE THE CITY LIMITS OF THE CITY OF McALESTER AND DECLARING AN EMERGENCY.**

Councilman Garvin moved to approve **ORDINANCE NO. 2356**, seconded by Councilman Smitherman.

Before the vote, Manager Stasiak stated that House Bill 1800 allowed Municipalities authority to authorize a collection fee, not to exceed 35%, to be added for debts, accounts, court penalties, costs, fines, fees and other sums due the City that are out for collection. He added that on September 8, 2009, the City of McAlester adopted an Ordinance amending Chapter 2 of the Code of Ordinances that incorporated the language from HB1800 into the City of McAlester Code of Ordinances.

There was a brief discussion concerning mutual aid agreements between entities and how that would affect billing for services. Councilman Harrison inquired about the Emergency Clause not being on the agenda item and if it could still be voted on. Mr. Ervin commented that the Emergency Clause had been included in the title of the Ordinance and the Ordinance had been

properly posted and noted in the agenda Public Hearing. There was no other discussion, and the vote was taken as follows:

AYE: Councilman Browne, Karr, Garvin, Smitherman, Fiedler, Harrison & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

Councilman Smitherman moved to approve the EMERGENCY CLAUSE, seconded by Councilman Fiedler. There was no discussion and the vote was taken as follows.

AYE: Councilman Karr, Garvin, Smitherman, Fiedler, Harrison & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

3. **TABLED FROM PREVIOUS MEETING** - Discuss, consider, and act upon, taking action to resolve the present audit findings regarding the investments of the Cemetery Care Perpetual Trust. (*Gayla Duke, Chief Financial Officer*)

Executive Summary

A motion to take action and vote upon a method that will satisfy the audit findings regarding the investments of the Trustee for the Cemetery Care Perpetual Trust.

Mayor Priddle stated that he could not find anyone willing to perform the duties of trustee. He then recommended tabling this item and directing the City Attorney to proceed with dissolving the trust. There was no action taken on this item.

4. Consider, and act upon, a resolution approving The Benham Companies, LLC to provide engineering services to the City of McAlester for compliance with National Bridge Inspection Standards. (*John C. Modzelewski, PE, City Engineer & Public Works Director*)

Executive Summary

Motion to approve a resolution approving The Benham Companies, LLC to provide engineering services to the City of McAlester for compliance with National Bridge Inspection Standards.

Councilman Garvin moved to approve RESOLUTION NO. 10-08, approving The Benham Companies, LLC to provide engineering services to the City of McAlester for compliance with National Bridge Inspection Standards. The motion was seconded by Councilman Karr.

Before the vote, John Modzelewski explained that the City had been participating in the Oklahoma Department of Transportation (ODOT) Off System Bridge Inspection Program. He commented that this would keep the City in compliance with National Bridge Inspection Standards. He stated that every two (2) years the City had to inspect its thirty-two (32) bridges and the company the City had been using had been purchased by the Benham Company.

Councilman Garvin expressed concerns regarding the bridge on Washington Street over the railroad and its safety. Mr. Modzelewski commented that the bridge was serviceable and safe at



this time but would be in need of repairs in the future. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smitherman, Fiedler, Harrison, Browne, Karr, Garvin & Mayor Priddle  
NAY: None

Mayor Priddle declared the motion carried.

5. Financial Reports for Month ending May 31, 2010. (*Gayla Duke, Chief Financial Officer*)

Executive Summary

Financials for Month ending May 31, 2010.

Councilman Harrison moved to open the floor for a presentation of the financial reports for Month ending May 31, 2010. The motion was seconded by Councilman Karr.

Before the vote, Gayla Duke reviewed the financial situation with the Council. During her review of the General Fund Ms. Duke commented that after all reductions and transfers in and out of the Fund the City was \$639, 000.00 above budget at the end of April 2010. She then reviewed the financial situation for the McAlester Public Works Authority. During that review, Ms. Duke commented that the month of April had ended with \$2.2 million. Ms. Duke also reviewed the Treasury Report for the month of April and commented that at the end of the month the City was over pledged \$384,222.

There was a brief discussion among the Council regarding the investments that the City currently had. During the discussion Councilman Harrison suggested that the City look at longer term investments for the money that was not immediately needed. Vice-Mayor Browne inquired about the balance and investments related to the Emergency Fund. Ms. Duke commented that the Emergency Fund consisted of the Emergency Fund account and a C.D. There was no action taken on this item.

6. Consider, and act upon, an Ordinance amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (*Gayla Duke, Chief Financial Officer*)

Executive Summary

Motion to approve the budget amendment ordinance.

**ORDINANCE NO. 2357**

**AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2327 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2009-2010; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

Councilman Garvin moved for approval of **ORDINANCE NO. 2357**, seconded by Councilman Harrison.

Before the vote, Ms. Duke explained that there had been an error in the prior year when calculating the funding for the pension which resulted in some excess funds. She then reviewed each of the exhibits for the amendment. There was no further discussion and the vote was taken as follows:

AYE: Councilman Karr, Garvin, Smitherman, Fiedler, Harrison, Browne & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

Councilman Smitherman moved to approve the EMERGENCY CLAUSE, seconded by Councilman Karr.

There was no discussion, and the vote was taken as follows:

AYE: Councilman Fiedler, Harrison, Browne, Karr, Garvin, Smitherman & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

7. Consider, and act upon, authorizing the allocation of funds to purchase one new, and unused, 2010 Freightliner M2-106V 52,000 pound GVW truck with a 15' dump bed.  
(*John C. Modzelewski, PE, City Engineer & Public Works Director*)

Executive Summary

Motion to approve the allocation of funds to purchase one new, and unused, 2010 Freightliner M2-106V 52,000 pound GVW truck with a 15' dump bed at a cost of approximately \$95,000.

Councilman Harrison moved to authorize allocation of funds to purchase one new, and unused, 2010 Freightliner M2-106V 52,000 pound GVW truck with a 15' dump bed. The motion was seconded by Councilman Fiedler.

Before the vote, John Modzelewski explained that the City's current fleet of dump trucks included two (2) 1987 International trucks that were in bad condition, one (1) 1996 International truck and one (1) 1997 International truck that were both in good condition. He detailed the various problems with each truck and stressed the City's need for a new truck.

There was a short discussion among the Council concerning which department the truck was for, if there would be an assigned driver and if the City had implemented a maintenance policy.

Mark Wilkett addressed the Council expressing concern about the problems the City could encounter with the engine in this proposed new truck. He explained that Triad Transport, Inc. had purchased several semi trucks with this exact engine and they continually were having mechanical problems with those trucks. He added that Peterbilt had quit producing road trucks specifically because of the problems that the new engines had because of the emission requirements.

There was a lengthy discussion among the Council, Mr. Wilkett and Mr. Modzelewski concerning an option to purchase the truck with a different engine, having a service agreement, getting an older truck refurbished, renting a dump truck, contacting other communities about their experience with this engine and the possibility of having problems with the truck purchased for the Dura Patcher because it had the motor in question.

Mayor Priddle moved to table this item until the next meeting to give staff time to investigate the problem. The motion was seconded by Vice-Mayor Browne. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Harrison, Browne, Karr, Garvin, Smitherman, Fiedler & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

### **New Business**

None

### **City Manager's Report**

Manager Stasiak reported that the Italian Festival had been a great example of what can be done when people are allowed to work creatively and together.

### **Remarks and Inquiries By City Council**

Councilman Karr commented that there were only two (2) restaurants on the west side of town, Ball's Barbeque and Adelita's, he encouraged the citizens to patronize those restaurants.

Councilman Garvin remarked that he had a fantastic time at the Italian Festival. He commented that Fifth Ward was doing okay. He then commented on the problems he had seen with citizens dumping trash on their yards.

Joyce Carlson addressed the Council commenting that during the Pride In McAlester clean up they had seen several areas where citizens were dumping their trash in their yards.

Councilman Smitherman expressed his appreciation to the Abatement department.

Councilman Fiedler thanked everyone that attended the Italian Festival and thanked all of the employees involved.

Councilman Harrison reminded everyone about the budget workshop on Thursday at 5:30 P.M.

Vice-Mayor Browne stated that the money raised at the Festival was given back to the community. He informed everyone that on June 4<sup>th</sup> and 5<sup>th</sup> CASA would be having a yard sale at 1226 ½ S. Main to raise money for the coming year. He then inquired about the possibility of a plan to get the streets in Third Ward striped. He commented that he had some busy streets that had no stripes at all.

Manager Stasiak commented that Mr. Modzelewski had a plan and the City had already started on the striping but the paint that was being used had been purchased three (3) or four (4) years ago and was now not any good. He added that traffic control was waiting for the new fiscal year to purchase more paint to use in the striping.

Mayor Priddle corrected a date from the last Council meeting. He stated that the Juneteenth Celebration had been listed as Saturday, June 20, 2010 and it should have been Saturday, June 19, 2010. He commented on the lack of air conditioning in the large arena area of the Expo and felt that had there been A/C more people would have stayed longer and spent more money there. He added that he would like to see air conditioning in the future. He announced that Relay for Life and Party for the Pooches were both scheduled for sometime in June.

#### Recess Council Meeting

Mayor Priddle asked for a motion to recess the Regular Meeting to convene the Authorities. Councilman Smitherman moved to recess the Regular Meeting and convene the Authorities. The motion was seconded by Vice-Mayor Browne and the vote was taken as follows:

AYE: Councilman Browne, Karr, Garvin, Smitherman, Fiedler, Harrison & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried, and the Regular Meeting was recessed at 8:13 P.M.

#### Reconvene Council Meeting

The Regular Meeting was reconvened at 8:15 P.M.

Councilman Harrison moved to recess the Regular Meeting for an Executive Session to discuss negotiations concerning employees and representatives of employee groups, in accordance with Title 25, Section 307.B.2. The motion was seconded by Councilman Karr. There was no discussion, and the vote was taken as follows:

AYE: Councilman Smitherman, Fiedler, Harrison, Browne, Karr, Garvin & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the Regular Meeting was recessed at 8:16 P.M.

#### Executive Session

- Section 307 (B) (2) – Discussion of negotiations concerning employees and representatives of employee group: IAFF Local 2284.

#### Reconvene Council Meeting

The Regular Meeting was reconvened at 8:44 P.M. Mayor Priddle reported that the Council had recessed the Regular Meeting for an Executive Session to discuss negotiations concerning employees and representatives of employee groups, in accordance with Title 25, Section

307.B.2. Only that matter was discussed, no action was taken, and the Council had returned to open session at 8:44 P.M., and this constituted the Minutes of the Executive Session.

- Consider, and act upon, the IAFF, Local 2284 Collective Bargaining Agreement for FY 2009-2010.

Mayor Priddle moved to accept and extend an offer to the IAFF, Local 2284 for an agreement for FY 2009-2010. The motion was seconded by Councilman Harrison. There was no discussion, and the vote was taken as follows:

AYE: Councilman Fiedler, Harrison, Browne, Karr, Garvin, Smitherman & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

**Adjournment**

There being no further business to come before the Council, Councilman Fiedler moved for the meeting to be adjourned, seconded by Vice-Mayor Browne. There was no discussion, and the vote was taken as follows:

AYE: Councilman Karr, Garvin, Smitherman, Fiedler, Harrison, Browne & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried, and the meeting was adjourned at 8:44 P.M.

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Kevin E. Priddle, Mayor

ATTEST:

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Cora Middleton, City Clerk