



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, January 25, 2011 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

Kevin E. Priddle ..... Mayor  
Vacant..... Ward One  
Steve Harrison ..... Ward Two  
John Browne..... Vice-Mayor, Ward Three  
Robert Karr ..... Ward Four  
Buddy Garvin ..... Ward Five  
Sam Mason ..... Ward Six

Peter J. Stasiak ..... City Manager  
William J. Ervin ..... City Attorney  
Cora M. Middleton ..... City Clerk

*This agenda has been posted at the McAlester City Hall, distributed to the appropriate news media, and posted on the City website: [www.cityofmcalester.com](http://www.cityofmcalester.com) within the required time frame.*

*The Mayor and City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.*

*The McAlester City Hall is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Clerk's Office at 918.423.9300, Extension 4956.*

### CALL TO ORDER

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*Announce the presence of a Quorum.*

### INVOCATION & PLEDGE OF ALLEGIANCE

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Stephanie Swinnea, All Saints Episcopal Church

### SWEARING IN CEREMONY

### ROLL CALL

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## **CITIZENS COMMENTS ON NON-AGENDA ITEMS**

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*Residents may address Council regarding an item that is not listed on the Agenda. Residents must provide their name and address. Council requests that comments be limited to five (5) minutes.*

## **CONSENT AGENDA**

*All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

- A. Approval of the Minutes from the January 6, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for January 12, 2011 through January 25, 2011. *(Gayla Duke, Chief Financial Officer)*
- C. Concur with Mayor's Re-Appointment of Edward "Ted" Welch to the Americans with Disabilities Act Board for a term to expire August, 2012. *(Kevin E. Priddle, Mayor)*

## **ITEMS REMOVED FROM CONSENT AGENDA**

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## **PUBLIC HEARING**

*All persons interested in any ordinance listed under Scheduled Business shall have an opportunity to be heard in accordance with Article 2, Section 2.12(b) of the City Charter.*

- **AN ORDINANCE AMENDING THE GENERAL ZONING ORDINANCE AND ACCOMPANYING MAP THERETO KNOWN AS GENERAL ZONING ORDINANCE NO. 1843 (1989), BY CHANGING THE CLASSIFICATIONS OF THE ZONING DISTRICT FOR: LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, AND 28 IN BLOCK 114, IN THE CITY OF MCALESTER, FORMERLY SOUTH MCALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA FROM R1-B (SINGLE FAMILY RESIDENTIAL) TO H-1 (HEALTH FACILITIES).**
- **AN ORDINANCE AMENDING THE GENERAL ZONING ORDINANCE AND ACCOMPANYING MAP THERETO KNOWN AS GENERAL ZONING ORDINANCE NO. 1843 (1989), BY CHANGING THE CLASSIFICATIONS OF THE ZONING DISTRICT FOR: BLOCK 247, LOT 4 AND THE EASTERLY 40 FEET OF VACATED 12<sup>TH</sup> STREET AND THE WESTERLY 50 FEET OF LOT 4 IN BLOCK 247 IN THE CITY OF MCALESTER, FORMERLY SOUTH MCALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA FROM R1-B (SINGLE FAMILY RESIDENTIAL) TO H-1 (HEALTH FACILITIES).**
- **AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2361 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2010-2011; REPEALING ALL**

**CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY  
CLAUSE; AND DECLARING AN EMERGENCY.**

**SCHEDULED BUSINESS**

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1. Consider and act upon a change in zoning from R1-B (Single Family Residential) to H-1 (Health Facility). *(Peter Stasiak, City Manager)*

Executive Summary

A motion to approve and act upon changing the existing zoning R1-B (Single Family Residential) to H-1 (Health Facility), and authorizing the Mayor to sign the attached Ordinance.

2. Consider and act upon a change in zoning from R1-B (Single Family Residential) to H-1 (Health Facility). *(Peter Stasiak, City Manager)*

Executive Summary

A motion to approve and act upon changing the existing zoning R1-B (Single Family Residential) to H-1 (Health Facility), and authorizing the Mayor to sign the attached Ordinance.

3. Consider, and act upon, authorizing the Mayor to sign agreements with Agent Ross Eaton for flood insurance for two (2) properties owned by the City of McAlester. *(Cora Middleton, City Clerk)*

Executive Summary

Motion to authorize the Mayor to sign agreements with Agent Ross Eaton for flood insurance for two (2) properties owned by the City of McAlester.

4. Consider, and act upon, a Resolution establishing a Ward Commission for the City of McAlester. *(Councilman Harrison)*

Executive Summary

A motion to approve the establishment of a Ward Commission for the City of McAlester per the City Charter. The Charter provides that said Ward Commission shall consist of seven members, with each City Council person appointing one member and those six members, with the affirmative vote of at least four, choosing the seventh member who shall be chairman.

5. Consider, and act upon, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, CFO)*

Executive Summary

This item involves amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011.

6. Midyear Budget Review – Section 5.07 (a), McAlester City Charter states: Midyear Budget Review. The City Manager shall submit a midyear review of the budget to the Council on or before the last day of January. This shall include the evaluation and modification, if necessary, of revenues and expenses. *(Peter Stasiak, City Manager)*

Executive Summary

A Midyear Budget Review by City Manager.

**NEW BUSINESS**

*Any matter not known or which could not have been reasonably foreseen prior to the time of posting the Agenda in accordance with Sec. 311.9, Title 25, Oklahoma State Statutes.*

**CITY MANAGER'S REPORT****REMARKS AND INQUIRIES BY CITY COUNCIL****RECESS COUNCIL MEETING****CONVENE AS McALESTER AIRPORT AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the January 11, 2011, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending January 25, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 4, a Resolution establishing a Ward Commission for the City of McAlester. *(Councilman Harrison)*
- Confirm action taken on City Council Agenda Item 5, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, CFO)*
- Confirm action taken on City Council Agenda Item 6, Midyear Budget Review – Section 5.07 (a), McAlester City Charter states: Midyear Budget Review. The City Manager shall submit a midyear review of the budget to the Council on or before the last day of January. This shall include the evaluation and modification, if necessary, of revenues and expenses. *(Peter Stasiak, City Manager)*

**ADJOURN MAU.****CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the January 11, 2011, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*

- Confirm action taken on City Council Agenda Item B, regarding claims ending January 25, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, upon a change in zoning from R1-B (Single Family Residential) to H-1 (Health Facility). *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 2, a change in zoning from R1-B (Single Family Residential) to H-1 (Health Facility). *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 3, authorizing the Mayor to sign agreements with Agent Ross Eaton for flood insurance for two (2) properties owned by the City of McAlester. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item 4, a Resolution establishing a Ward Commission for the City of McAlester. *(Councilman Harrison)*
- Confirm action taken on City Council Agenda Item 5, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, CFO)*
- Confirm action taken on City Council Agenda Item 6, Midyear Budget Review – Section 5.07 (a), McAlester City Charter states: Midyear Budget Review. The City Manager shall submit a midyear review of the budget to the Council on or before the last day of January. This shall include the evaluation and modification, if necessary, of revenues and expenses. *(Peter Stasiak, City Manager)*

#### ADJOURN MPWA.

#### CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

*Majority of a Quorum required for approval*

- Approval of the Minutes from the December 28, 2010, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of January 2011. *(Gayla Duke, Chief Financial Officer)*

#### ADJOURN MRTA

#### RECONVENE COUNCIL MEETING

#### ADJOURNMENT

**CERTIFICATION**

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*I certify that this Notice of Meeting was posted on this \_\_\_\_\_ day of \_\_\_\_\_ 2010 at \_\_\_\_ a.m./ p.m. as required by law in accordance with Section 303 of the Oklahoma Statutes and that the appropriate news media was contacted. As a courtesy, this agenda is also posted on the City of McAlester website: [www.cityofmcalester.com](http://www.cityofmcalester.com).*

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**Cora M. Middleton, City Clerk**