



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, April 12, 2011 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington  
McAlester, Oklahoma 74501

Kevin E. Priddle ..... Mayor  
Weldon Smith ..... 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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- Pastor Terren Anderson, Life Church

### **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 March 22, 2011, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the March 24, 2011, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for March 23, 2011 through April 12, 2011. *(Gayla Duke, Chief Financial Officer)*
- D. Concur with Mayor's Appointment of Larry Walla to the Housing Authority for a term to expire March 2015. *(Kevin E. Priddle, Mayor)*
- E. Concur with Mayor's Re-Appointment of Don Lewis to the MRHC Authority for a term to expire February 2017. *(Kevin E. Priddle, Mayor)*
- F. Authorize Mayor to sign a Ratification of Lease on February 25, 2010, between First National Bank & Trust Co., McAlester, Oklahoma and City of McAlester for described equipment:
  - 2010 Chevrolet 1 Ton 2WD Crew Cab Truck VIN: 1GB4CZBK4AF12499 and including all equipment, accessories and attachments to said vehicle.
- G. Authorize Mayor to sign a Ratification of Lease on December 14, 2009, between First National Bank & Trust Co., McAlester, Oklahoma and City of McAlester for described equipment:
  - 2006 Caterpillar D7RIIWDA S/N#AEC00983
  - 2000 Al-Jon Trash Compactor S/N#13652 with all accessions and accessories

**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.*

- 1) Public Hearing on the proposed Capital Program for FY 2011/12 – 2015/16 for the City of McAlester.

**SCHEDULED BUSINESS**

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1. TABLED - Consider, and act upon, an Agreement for the Fireworks Display with Rainbow Fireworks, Hance Pyrotecnics Inc. and SafeTshot Fireworks for the 2011 scheduled July 4<sup>th</sup> firework show. *(Mel Priddy, Director of Community Services)*

## Executive Summary

Approve and sign agreement for the 2011 Firework Display with Rainbow Fireworks in the amount of \$13,905.00 This includes \$2,000,000.00 in liability insurance coverage.

2. Consider and act upon declaring 2000 Ford Ambulance obsolete. *(Peter J. Stasiak, City Manager)*

## Executive Summary

Motion to approve and act upon declaring a 2000 Ford Ambulance, serial number 1FDSE35F1YHB35084 obsolete.

3. Consider and act upon a "Use Permitted After Review" for a childcare learning center. *(Peter J. Stasiak, City Manager)*

## Executive Summary

Motion to approve and act upon a "Use Permitted After Review" for a childcare learning center and authorizing the Mayor to sign the documents.

4. Consider and act upon a "Use Permitted After Review" for a Papa John's Restaurant. *(Peter J. Stasiak, City Manager)*

## Executive Summary

Motion to approve and act upon a "Use Permitted After Review" for a no dine in, pickup delivery pizza and authorizing the Mayor to sign the documents.

5. Discussion and possible action accepting a Memorandum of Agreement (MOA) between the Oklahoma Department of Environmental Quality and the City of McAlester for the armory building located at 3<sup>rd</sup> and Polk in the City of McAlester. Discussion to include the City Attorney's comments. *(Peter J. Stasiak, City Manager)*

## Executive Summary

Motion to accept the Memorandum of Agreement (MOA) between the Oklahoma Department of Environmental Quality (DEQ) and the City of McAlester for the armory building located at 3<sup>rd</sup> and Polk. This acceptance is contingent upon the Department of Environmental Quality incorporating the City Attorney's comments.

6. Consider, and Act Upon recommendation by the Audit and Finance Advisory Committee to employ a Bond Financial Advisor to provide financial analysis of current and future bond financing transactions and provide a plan of restructure for certain current bond issues. *(Peter J. Stasiak, City Manager and Gayla Duke, CFO)*

## Executive Summary

To approve the motion to employ the Municipal Finance Services, Inc. as the City of McAlester Bond Financial Advisor and authorize the City Attorney to prepare a contract between the City of McAlester and Municipal Finance Services, Inc.

**NEW BUSINESS**

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*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**

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- Codes Department – Clean Up Report

**REMARKS AND INQUIRIES BY CITY COUNCIL**

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**RECESS COUNCIL MEETING**

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**CONVENE AS McALESTER AIRPORT AUTHORITY**

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the March 22, 2011, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending April 12, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 6, recommendation by the Audit and Finance Advisory Committee to employ a Bond Financial Advisor to provide financial analysis of current and future bond financing transactions and provide a plan of restructure for certain current bond issues. *(Peter J. Stasiak, City Manager and Gayla Duke, CFO)*

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

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the March 22, 2011, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending April 12, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, an Agreement for the Fireworks Display with Rainbow Fireworks, Hance Pyrotecnics Inc. and SafeTshot Fireworks for the 2011 scheduled July 4<sup>th</sup> firework show. *(Mel Priddy, Director of Community Services)*

- Confirm action taken on City Council Agenda Item 3, a “Use Permitted After Review” for a childcare learning center. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, a “Use Permitted After Review” for a Papa John’s Restaurant. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 5, a Memorandum of Agreement (MOA) between the Oklahoma Department of Environmental Quality and the City of McAlester for the armory building located at 3<sup>rd</sup> and Polk in the City of McAlester. Discussion to include the City Attorney’s comments. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, recommendation by the Audit and Finance Advisory Committee to employ a Bond Financial Advisor to provide financial analysis of current and future bond financing transactions and provide a plan of restructure for certain current bond issues. *(Peter J. Stasiak, City Manager and Gayla Duke, CFO)*

**ADJOURN MPWA.**

**RECONVENE COUNCIL MEETING**

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**ADJOURNMENT**

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**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**