



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

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

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 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

Announce the presence of a Quorum.

INVOCATION & PLEDGE OF ALLEGIANCE

Pastor Glenn Meyer, Trinity Lutheran Church

ROLL CALL

CITIZENS COMMENTS ON NON-AGENDA ITEMS

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 May 24, 2011 Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the May 26, 2011 Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of the Minutes from the June 7, 2011 Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- D. Approval of Claims for June 15, 2011 through June 28, 2011. *(Gayla Duke, Chief Financial Officer)*
- E. Concur with Oklahoma Municipal Assurance Group recommendation to deny Claim No. 30527-ME. *(Cora Middleton, City Clerk)*
- F. Consider and act upon, to authorize Mayor to sign the Kiamichi Area Nutrition Project, Inc. Contract for July 1, 2011 and ending on June 30, 2012. *(Gayla Duke, Chief Financial Officer)*
- G. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and Main Street Association. *(Peter J. Stasiak, CM)*
- H. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and MPower Economic Development Corporation. *(Peter J. Stasiak, CM)*
- I. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and McAlester Pittsburg County Emergency Management. *(Peter J. Stasiak, CM)*
- J. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and Oklahomans for Independent Living. *(Peter J. Stasiak, CM)*
- K. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and Pride-In-McAlester. *(Peter J. Stasiak, CM)*

ITEMS REMOVED FROM CONSENT AGENDA

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 TO CLOSE THE FOLLOWING PLATTED STREET(S) AND ALLEY(S): NINTH STREET FROM THE NORTH SIDE OF VACATED ELECTRIC AVENUE TO THE SOUTH SIDE OF CRISLER AVENUE; MORRIS AVENUE FROM THE EAST SIDE OF PLUM STREET TO THE WEST SIDE OF TENTH; ALLEY IN BLOCK 29, MCALESTER ADDITION; ALLEY IN BLOCK 28, MCALESTER ADDITION; ALLEY IN BLOCK 34, MCALESTER ADDITION; ALLEY IN BLOCK 35, MCALESTER ADDITION.
- 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

1. Consider, act upon and Ratify closing Ninth Street to Crisler Avenue; Morris Avenue from Plum Street to 10th Street; and Alleys in Block 28, 29, 34, and 35. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve, act upon, and ratify closing Ninth Street to Crisler Avenue; Morris Avenue from Plum Street to 10th Street; and Alleys in Block 28, 29, 34, and 35 and authorizing the Mayor to sign the attached Ordinance.

2. Discussion, and possible action, on approval of the acceptance of a 2012 International 4400 Crew Cab Truck from Homeland Security, and the relinquishment of the current 2006 Ford F-550 we now have in our possession. *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve the acceptance of a 2012 International 4400 Crew Cab Truck from Homeland Security, and relinquish the 2006 Ford F-550 we now have in our possession.

3. Consider and act upon, a Resolution of the City of McAlester to allow reconsideration of prior action. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve and act upon a Resolution for the City of McAlester to allow reconsideration of prior action and authorizing the Mayor to sign the attached Resolution.

4. Consider, and act upon, authorizing the mayor to sign an Engagement Letter with Cole & Reed, P.C. for audit services for the fiscal year ending June 30, 2011. *(Gayla Duke, CFO)*

Executive Summary

Motion to authorize the Mayor to sign an Engagement Letter with Cole & Reed P.C.

- 5. Discussion and possible action regarding a Resolution of the City Council of the City of McAlester authorizing a Temporary Sales Tax Rebate Program for businesses in the Choctaw Avenue Commercial Corridor. *(Vice-Mayor John Browne)*

Executive Summary

Staff recommends that the Council evaluate proposed Resolution creating an Economic Development District in the City of McAlester and providing for a Temporary Sales Tax Rebate Program for businesses in the District.

- 6. Discussion and review of the proposed changes to the Allied Waste Contract. *(Peter J. Stasiak, City Manager)*

Executive Summary

To review the proposed changes to the Allied Waste Contract.

- 7. A. 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)*
- B. Consider and act upon, approval of special claims list attached hereto for pay-off of capital leases. *(Gayla Duke, CFO)*

Executive Summary

Motion to approve the budget amendment ordinance and special claims list.

- 8. Consider and act upon, amending Administrative Policy # 46 establishing the Landfill hours of operation for the public and limiting the length of trailers for access to the facility. *(Peter J. Stasiak, City Manager)*

Executive Summary

A motion to act upon and approve amending Administrative Policy # 46 establishing the Landfill hours of operation for the public, limiting the length of trailers for access to the facility, and securing loads.

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 (Peter J. Stasiak)

- Report on activities for the past two weeks.

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 May 24, 2011 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Approval of the Minutes from the June 14, 2011 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item D, regarding claims ending June 28, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item I, authorizing the Mayor to sign a contract between the City of McAlester and McAlester Pittsburg County Emergency Management. *(Peter J. Stasiak, CM)*
- Confirm action taken on City Council Agenda Item 3, a Resolution of the City of McAlester to allow reconsideration of prior action. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, authorizing the mayor to sign an Engagement Letter with Cole & Reed, P.C. for audit services for the fiscal year ending June 30, 2011. *(Gayla Duke, CFO)*
- Confirm action taken on City Council Agenda Item 5, regarding a Resolution of the City Council of the City of McAlester authorizing a Temporary Sales Tax Rebate Program for businesses in the Choctaw Avenue Commercial Corridor. *(Vice-Mayor John Browne)*
- Confirm action taken on City Council Agenda Item 7A, 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)*

ADJOURN MAA**CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

Majority of a Quorum required for approval

- Approval of the Minutes from the May 24, 2011 Regular Meeting of the McAlester Public Works Authority *(Cora Middleton, City Clerk)*
- Approval of the Minutes from the June 14, 2011 Regular Meeting of the McAlester Public Works Authority *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item D, regarding claims ending June 28, 2011. *(Gayla Duke, Chief Financial Officer)*

- Confirm action taken on City Council Agenda Item E, to concur with Oklahoma Municipal Assurance Group recommendation to deny Claim No. 30527-ME. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item H, authorizing the Mayor to sign a contract between the City of McAlester and MPower Economic Development Corporation. *(Peter J. Stasiak, CM)*
- Confirm action taken on City Council Agenda Item I, authorizing the Mayor to sign a contract between the City of McAlester and McAlester Pittsburg County Emergency Management. *(Peter J. Stasiak, CM)*
- Confirm action taken on City Council Agenda Item 1, closing Ninth Street to Crisler Avenue; Morris Avenue from Plum Street to 10th Street; and Alleys in Block 28, 29, 34, and 35. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 3, a Resolution of the City of McAlester to allow reconsideration of prior action. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, authorizing the mayor to sign an Engagement Letter with Cole & Reed, P.C. for audit services for the fiscal year ending June 30, 2011. *(Gayla Duke, CFO)*
- Confirm action taken on City Council Agenda Item 5, regarding a Resolution of the City Council of the City of McAlester authorizing a Temporary Sales Tax Rebate Program for businesses in the Choctaw Avenue Commercial Corridor. *(Vice-Mayor John Browne)*
- Confirm action taken on City Council Agenda Item 7A, 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 8, act upon amending Administrative Policy # 46 establishing the Landfill hours of operation for the public and limiting the length of trailers for access to the facility. *(Peter J. Stasiak, City Manager)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the April 26, 2011, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*

- Approval of the Minutes from the May 24, 2011, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of June 2011. *(Gayla Duke, Chief Financial Officer)*

ADJOURN MRTA

RECONVENE COUNCIL MEETING

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2011 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.

Cora M. Middleton, City Clerk