



# McAlester City Council

---

## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, October 11, 2016 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

John Browne .....	Mayor
Weldon Smith .....	Ward One
Cully Stevens .....	Ward Two
Travis Read .....	Ward Three
Robert Karr, Vice Mayor .....	Ward Four
Buddy Garvin .....	Ward Five
Jason Barnett .....	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

---

*Announce the presence of a Quorum.*

### INVOCATION & PLEDGE OF ALLEGIANCE

### 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 September 27, 2016, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for September 21, 2016 through October 4, 2016. *(Toni Ervin, Chief Financial Officer)*
- C. Consider and act upon, authorization of payment to KATCON, Inc., Invoice Payment #3, in the amount of \$ 34,646.98, for Construction Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- D. Accept and place on file, the Oklahomans for Independent Living quarterly report for the months of April through June, 2016. *(Peter Stasiak, City Manager)*
- E. Consider and act upon, to concur with the Mayor's appointment of Robert Thornton, 405 E. Chickasaw Ave., McAlester, 74501, to the McAlester Housing Authority Board for a term beginning October 12, 2016 and ending July 31, 2017. *(John Browne, Mayor)*
- F. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC, Invoice MC-15-02A-03, in the amount of \$11,012.00 for Professional Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- G. Consider and act upon, authorization of payment to Old Town Association, Invoice 536909, in the amount of \$5,443.75 to reimburse the Association for expenses incurred for the Wild West Festival per agreement dated June 14, 2016. *(Toni Ervin, Chief Financial Officer)*
- H. Consider and act upon, to approve and authorize the Mayor to sign the Outer Marker Lease agreement. *(Joe Ervin, City Attorney)*
- I. Consider and act upon, the approval of the dissolution of the Perpetual Cemetery Care Trust. *(Joe Ervin, City Attorney)*

**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 AMENDING CHAPTER 86 PARKS AND RECREATION OF THE MCALESTER CITY CODE OF ORDINANCES BY ADDING A NEW ARTICLE V. PUBLIC TRAIL REGULATIONS; REPEALING CHAPTER 102 TRAFFIC AND VEHICLES, ARTICLE V. BICYCLES, SEC. 102-181 OPERATION ON WALKING/JOGGING TRAILS IN ITS ENTIRETY; REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR, AND DECLARING AN EMERGENCY.**

**AN ORDINANCE AMENDING THE MCALESTER CITY CODE CHAPTER 62 LAND DEVELOPMENT CODE, ARTICLE V. ZONING, DIVISION 3. ZONING DISTRICTS AND DISTRICT REGULATIONS, SUBDIVISION II. SPECIFIC DISTRICTS, SECTION 62-207 I-1 LIGHT INDUSTRIAL DISTRICT AND SECTION 62-208 I-2 HEAVY INDUSTRIAL DISTRICT TO MODIFY SECTION 62-207(B) USES PERMITTED AND SECTION 62-208(B) USES PERMITTED TO ADD PUBLIC BUILDINGS OR USES AS A PERMITTED USE, REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY, AND DECLARING AN EMERGENCY.**

## **SCHEDULED BUSINESS**

1. Consider and act upon, an Ordinance amending Chapter 86 Parks And Recreation of the McAlester City Code of Ordinances by adding a new Article V. Public Trail Regulations; Repealing Chapter 102 Traffic and Vehicles, Article V. Bicycles, Sec. 102-181 Operation On Walking/Jogging Trails in its entirety; repealing all conflicting ordinances, providing for severability, and declaring an emergency. *(Leroy Alsup, Community & Economic Development Director)*

### **Executive Summary**

Motion to approve an Ordinance amending Chapter 86 Parks And Recreation of the McAlester City Code of Ordinances by adding a new Article V. Public Trail Regulations; Repealing Chapter 102 Traffic and Vehicles, Article V. Bicycles, Sec. 102-181 Operation On Walking/Jogging Trails in its entirety; repealing all conflicting ordinances, providing for severability, and declaring an emergency, and authorizing the Mayor to sign the ordinance.

2. Consider and act upon, an Ordinance amending the McAlester City Code Chapter 62 Land Development Code, Article V. Zoning, Division 3. Zoning Districts and District Regulations, Subdivision II. Specific Districts, Section 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District to modify Section 62-207(B) Uses Permitted and Section 62-208(B) Uses Permitted to add public buildings or uses as a Permitted Use, repealing all conflicting ordinances, providing for severability, and declaring an emergency. *(Leroy Alsup, Community & Economic Development Director)*

**Executive Summary**

Motion to approve an Ordinance amending the McAlester City Code Chapter 62 Land Development Code, Article V. Zoning, Division 3. Zoning Districts and District Regulations, Subdivision II. Specific Districts, Section 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District to modify Section 62-207(B) Uses Permitted and Section 62-208(B) Uses Permitted to add public buildings or uses as a Permitted Use, repealing all conflicting ordinances, providing for severability, and declaring an emergency, and authorizing the Mayor to sign the ordinance.

3. Consider and act upon, a resolution approving and accepting Oklahoma Department of Commerce Community Development Block Grant-Economic Development Infrastructure Finance (CDBG-EDIF) Grant Contract No. 16765 CDBG-ED 16 and for providing Job Tracking and authorizing the Mayor and City Staff to sign Environmental and Release of Funds documents and other grant related documents consistent with the City's CDBG-EDIF Application for the Krebs Brewing Co., Inc. acquisition of an industrial building/property project. *(Leroy Alsup, Community & Economic Development Director, Millie Vance, Grant Administrator)*

**Executive Summary**

Motion to approve a resolution approving and accepting Oklahoma Department of Commerce Community Development Block Grant-Economic Development Infrastructure Finance (CDBG-EDIF) Grant Contract No. 16765 CDBG-ED 16 and for providing Job Tracking and authorizing the Mayor and City Staff to sign Environmental and Release of Funds documents and other grant related documents consistent with the City's CDBG-EDIF Application for the Krebs Brewing Co., Inc. acquisition of an industrial building/property project.

4. Consider and act upon, a Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal. *(Leroy Alsup, Community & Economic Development Director, Millie Vance, Grant Administrator)*

**Executive Summary**

Motion to approve the Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal and authorizing the Mayor to sign the Statement of Compliance Form.

5. Consider and act upon, authorizing the Mayor to accept the bid and sign the Notice of Award to Collins Waterworks, LLC in the amount of \$ 62,590.00 for 500 N. Main Drainage Improvements Project. *(Peter Stasiak, City Manager)*

**Executive Summary**

Staff recommendation is to accept the lowest and best bidder of Collins Waterworks, LLC in the amount of \$ 62,590.00 for 500 N. Main Drainage Improvements Project.

6. Consider and act upon, authorizing the Mayor to accept the bid and sign the Notice of Award to Rocking O Construction in the amount of \$ 25,000.00 for the Washington Ave. Bridge Sidewalk Repair Project. *(Peter Stasiak, City Manager)*

**Executive Summary**

Staff recommendation is to accept the lowest and best bidder of Rocking O Construction in the amount of \$ 25,000.00 for the Washington Ave. Bridge Sidewalk Repair Project.

**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**

---

**MAYORS COMMENTS AND COMMITTEE APPOINTMENTS**

---

**RECESS COUNCIL MEETING**

---

**CONVENE AS McALESTER AIRPORT AUTHORITY**

---

*Majority of a Quorum required for approval*

- Approval of the Minutes from the September 27, 2016, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending October 4, 2016. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item H, the approval and authorization for the Mayor to sign the Outer Marker Lease agreement. *(Joe Ervin, City Attorney)*

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

---

*Majority of a Quorum required for approval*

- Approval of the Minutes from the September 27, 2016, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending October 4, 2016. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item C, authorization of payment to KATCON, Inc., Invoice Payment #3, in the amount of \$ 34,646.98, for Construction Services related to Washington Avenue Pavement Reconstruction Project and funded

through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*

- Confirm action taken on City Council Agenda Item F, authorization of payment to Infrastructure Solutions Group, LLC, Invoice MC-15-02A-03, in the amount of \$11,012.00 for Professional Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 1, an Ordinance amending Chapter 86 Parks And Recreation of the McAlester City Code of Ordinances by adding a new Article V. Public Trail Regulations; Repealing Chapter 102 Traffic and Vehicles, Article V. Bicycles, Sec. 102-181 Operation On Walking/Jogging Trails in its entirety; repealing all conflicting ordinances, providing for severability, and declaring an emergency. *(Leroy Alsup, Community & Economic Development Director)*
- Confirm action taken on City Council Agenda Item 2, an Ordinance amending the McAlester City Code Chapter 62 Land Development Code, Article V. Zoning, Division 3. Zoning Districts and District Regulations, Subdivision II. Specific Districts, Section 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District to modify Section 62-207(B) Uses Permitted and Section 62-208(B) Uses Permitted to add public buildings or uses as a Permitted Use, repealing all conflicting ordinances, providing for severability, and declaring an emergency. *(Leroy Alsup, Community & Economic Development Director)*
- Confirm action taken on City Council Agenda Item 3, a resolution approving and accepting Oklahoma Department of Commerce Community Development Block Grant-Economic Development Infrastructure Finance (CDBG-EDIF) Grant Contract No. 16765 CDBG-ED 16 and for providing Job Tracking and authorizing the Mayor and City Staff to sign Environmental and Release of Funds documents and other grant related documents consistent with the City's CDBG-EDIF Application for the Krebs Brewing Co., Inc. acquisition of an industrial building/property project. *(Leroy Alsup, Community & Economic Development Director, Millie Vance, Grant Administrator)*
- Confirm action taken on City Council Agenda Item 4, a Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal. *(Leroy Alsup, Community & Economic Development Director, Millie Vance, Grant Administrator)*
- Confirm action taken on City Council Agenda Item 5, authorization for the Mayor to accept the bid and sign the Notice of Award to Collins Waterworks, LLC in the amount of \$ 62,590.00 for 500 N. Main Drainage Improvements Project. *(Peter Stasiak, City Manager)*

- Confirm action taken on City Council Agenda Item 6, authorization for the Mayor to accept the bid and sign the Notice of Award to Rocking O Construction in the amount of \$ 25,000.00 for the Washington Ave. Bridge Sidewalk Repair Project. *(Peter Stasiak, City Manager)*

ADJOURN MPWA

RECONVENE COUNCIL MEETING

---

ADJOURNMENT

---

**CERTIFICATION**

*I certify that this Notice of Meeting was posted on this \_\_\_\_\_ day of \_\_\_\_\_ 2016 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).*

---

**Cora M. Middleton, City Clerk**

/

Council Chambers  
Municipal Building  
September 27, 2016

The McAlester City Council met in a Regular session on Tuesday, September 27, 2016, at 6:00 P.M. after proper notice and agenda was posted, September 22, 2016 at 3:57 P.M.

### **Call to Order**

Mayor Browne called the meeting to order.

Pastor Roy Prince, Northgate Baptist Church gave the invocation and led the Pledge of Allegiance.

### **Roll Call**

Council Roll Call was as follows:

Present: Weldon Smith, Cully Stevens, Travis Read, Robert Karr, Buddy Garvin, Jason Barnett & John Browne  
Absent: None  
Presiding: John Browne, Mayor

Staff Present: Peter J. Stasiak, City Manager; Toni Ervin, CFO; Leroy Alsup, Community & Economic Development Director; Gary Wansick, Police Chief; Brett Brewer, Fire Chief; William J. Ervin, City Attorney and Cora Middleton, City Clerk

### **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.*

Geno Stewart, US Drug Enforcement Agency Agent in charge of the McAlester office addressed the Council presenting a letter of appreciation to Brian Spencer and Max Clark for their involvement in the investigation in the case involving an Oklahoma State Penitentiary inmate.

### **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 September 13, 2016, Regular Meeting of the McAlester City Council. (Cora Middleton, City Clerk)



- B. Approval of Claims for September 7, 2016 through September 21, 2016. *(Toni Ervin, Chief Financial Officer)* In the following amounts: General Fund - \$197,556.19; Parking Authority - \$100.83; Nutrition - \$3,605.42; Tourism Fund - \$8,417.11; SE Expo Center - \$4,496.73; E-911 - \$9,371.13; Economic Development - \$6,503.45; Fleet Maintenance - \$6,229.44; Worker's Compensation - \$5,391.16 and Technology Fund - \$65,040.00.
- C. Consider and act upon, authorization of payment to Old Town Association, Invoice 536908, in the amount of \$7,356.25 to reimburse the Association for expenses incurred for the Wild West Festival per the agreement dated June 14, 2016. *(Toni Ervin, Chief Financial Officer)*
- D. Consider and act upon, authorization of payment to Accurate Labs & Mining Center, Invoice 6H30053, in the amount of \$ 50.00, for water testing fees related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- E. **TABLED FROM SEPTEMBER 13<sup>TH</sup> MEETING;** Consider and act upon, approval and authorizing the Mayor to sign a lease in the amount of \$1,292.50 per month for space to relocate the City of McAlester Tourism Office at 119 E. Choctaw Street, Suite 103.

A motion was made by Councilman Smith and seconded by Councilman Read to approve the Consent Agenda. There was no discussion, and the vote was taken as follows:

AYE: Councilman Smith, Read, Stevens, Karr, Garvin, Barnett & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

A motion was made by Vice-Mayor Karr and seconded by Councilman Read to open a Public Hearing to address six (6) Ordinances. There was no discussion, and the vote was taken as follows:

AYE: Councilman Karr, Read, Stevens, Garvin, Barnett, Smith & Mayor Browne

NAY: None

Mayor Browne declared the motion carried and the Public Hearing was opened at 6:11 P.M.

### **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 OF THE CITY OF McALESTER, OKLAHOMA,  
AMENDING ORDINANCE NO. 2568 WHICH ESTABLISHED THE  
BUDGET FOR FISCAL YEAR 2016-17; REPEALING ALL**

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

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE REGULATION OF OUTDOOR DINING AND SIDEWALK CAFÉS WITHIN THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 6, TITLED ALCOHOLIC BEVERAGES AND NONINTOXICATING BEVERAGES, ARTICLE I, SECTION 6-8, DEFINITIONS; SECTION 6-9, SIDEWALK CAFÉ PERMIT; SECTION 6-10, REGULATIONS AND RESTRICTIONS; SECTION 6-11, SIDEWALK CAFÉ FEES; AND, SECTION 6-12, VIOLATIONS AND REVOCATION.**

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE REGULATION OF BEVERAGE GARDENS WITHIN THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 6, ALCOHOLIC BEVERAGES AND NONINTOXICATING BEVERAGES, ARTICLE I, SECTION 6-3, DEFINITIONS; SECTION 6-4, BEVERAGE GARDEN PERMIT; SECTION 6-5, BOUNDARIES AND RESTRICTIONS; SECTION 6-6, BEVERAGE GARDEN FEES; AND, SECTION 6-7, VIOLATIONS AND REVOCATION.**

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE PROHIBITION OF DRUG PARAPHERNALIA WITHIN THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 82, OFFENSES AND NUISANCES, ARTICLE \_\_\_\_, DIVISION \_\_\_\_, SECTION 82-\_\_\_\_, DEFINITIONS; SECTION 82-\_\_\_\_, MATTERS CONSIDERED IN DETERMINATION OF DRUG PARAPHERNALIA; SECTION 82-\_\_\_\_, PROHIBITING POSSESSION, DELIVERY OR MANUFACTURE OF DRUG PARAPHERNALIA; SECTION 82-\_\_\_\_, EXCEPTIONS; AND SECTION 82-\_\_\_\_, PENALTIES AND FINES, REPEALING ALL CONFLICTING ORDINANCES, AND DECLARING AN EMERGENCY.**

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE COMMUNITY SERVICE PROGRAM WITHIN THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 30 TITLED COURT, ARTICLE II, DIVISION 3, SECTION 30-66, DEFINITIONS; SECTION 30-67, PROOF OF INDIGENT STATUS; SECTION 30-68, CRITERIA FOR COMMUNITY SERVICE PROGRAM; SECTION 30-69, COMMUNITY SERVICES AGREEMENT; SECTION 30-70, COST OF FINES, NUMBER OF COMMUNITY SERVICE HOURS REQUIRED AND NUMBER OF DAYS ALLOCATED TO COMPLETE THE**

**COMMUNITY SERVICE PROGRAM; SECTION 30-71, VIOLATIONS AND PENALTIES.**

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE CUSTOMER SERVICE POLICY; AMENDING MCALESTER CITY CODE CHAPTER 2 TITLED ADMINISTRATION, ARTICLE I, SECTION 2-1, CUSTOMER SERVICE STANDARDS.**

Zach Prichard, 520 S. 2<sup>nd</sup> Street, addressed the Council to express his support of the Ordinance addressing "Community Service" for individuals who could not pay their Municipal fines.

There were no further comments and Councilman Read moved to close the Public Hearing. The motion was seconded by Councilman Smith and the vote was taken as follows:

AYE: Councilman Read, Smith, Karr, Garvin, Barnett, Stevens & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried and the Public Hearing was closed at 6:15 P.M.

**Scheduled Business**

1. Consider and act upon, an Ordinance amending Ordinance No. 2568 which established the budget for fiscal year 2016-17; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

Motion to approve the budget amendment ordinance.

CFO Ervin addressed the Council reviewing the exhibits to the budget amendment. She explained that this amendment would appropriate funds to purchase two (2) new 2016 Dodge Chargers for the Police Department and appropriate funds for roof repairs at the Airport Terminal building.

**ORDINANCE NO. 2576**

**AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2568 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2016-17; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

A motion was made by Councilman Smith and seconded by Councilman Read to approve **ORDINANCE NO. 2576**. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smith, Read, Karr, Garvin, Barnett, Stevens & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried.

A motion to approve the EMERGENCY CLAUSE was made by Councilman Read and seconded by Councilman Smith. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Smith, Garvin, Barnett, Stevens, Karr & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

2. **TABLED FROM SEPTEMBER 13<sup>TH</sup> MEETING;** Consider and act upon, authorizing the Mayor to sign a Professional Services Agreement with Meshek & Associates, PLC for Phase II Stormwater Management Program Assistance for the City of McAlester to meet Oklahoma Department of Environmental Quality (ODEQ) requirements and EPA's National Pollutant Discharge Elimination System (NPDES). (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve authorizing the Mayor to sign a Professional Services Agreement with Meshek & Associates, Inc. for Phase II Stormwater Management Program activities during FY 2016-2017 for a fee not to exceed \$72,500.

Manager Stasiak addressed the Council explaining that the City of McAlester had been using the services of Meshek & Associates, Inc. for several years as the City's Stormwater Consultants. He then introduced Brandon Claborne, PE, CFM Principle Engineer, Meshek & Associates, PLC.

Mr. Claborne addressed the Council reviewing the Stormwater Management Program and the services that Meshek & Associates, Inc. had been furnishing over the past few years.

After a brief discussion concerning the past years' fees, a motion was made by Vice-Mayor Karr and seconded by Councilman Read to approve and authorize the Mayor to sign a Professional Services Agreement with Meshek & Associates, Inc. for Phase II Stormwater Management Program activities during FY 2016-2017 for a fee not to exceed \$72,500. There was no discussion and the vote was taken as follows:

AYE: Councilman Karr, Read, Barnett, Smith, Stevens, Garvin & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

3. Consider and act upon, an ordinance of the City of McAlester establishing the regulation of outdoor dining and sidewalk cafés within the City of McAlester. (*Mayor John Browne*)

Executive Summary

Motion to pass and approve the regulation of outdoor dining and sidewalk café ordinance within the City of McAlester.

Mayor Browne address the Council commenting that he had requested this item be placed on the agenda. He added that alcohol consumption, in the street, was legal and if this ordinance was approved it would not change any of the current laws.

Vic Wheeler, 749 E. Tennessee Avenue; Josh Hass, 503 E. Chickasaw; Jeff Mann, 1218 S. George Nigh Expressway and Joey Clark, 1712 Dave Drive addressed the Council expressing their support of the Ordinance.

Mary DeSilvestro, 671 Bluejay Circle; Richard Eanos, 809 Kinkead Road; Roy Prince, 211 W. Tyler and Amber Wells, 3201 N. Robin addressed the Council expressing their concerns against the ordinance.

There was a lengthy discussion among the Council, Police Chief Wansick and Attorney Ervin concerning the possibility of increased problems enforcing current laws if the ordinance were approved, the height of the barrier, where the pedestrian walk ways should be located, current language in the proposed ordinance that seemed to be more for the sale of alcohol, how this could contribute to a more vibrant downtown area, changing the language to insure the inclusion of restaurants that did not sell alcohol and setting a not less than height for the barrier around the side walk café.

#### **ORDINANCE NO. 2577**

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE REGULATION OF OUTDOOR DINING AND SIDEWALK CAFÉS WITHIN THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 6, TITLED ALCOHOLIC BEVERAGES AND NONINTOXICATING BEVERAGES, ARTICLE I, SECTION 6-8, DEFINITIONS; SECTION 6-9, SIDEWALK CAFÉ PERMIT; SECTION 6-10, REGULATIONS AND RESTRICTIONS; SECTION 6-11, SIDEWALK CAFÉ FEES; AND, SECTION 6-12, VIOLATIONS AND REVOCATION.**

A motion was made by Councilman Stevens and seconded by Councilman Smith to approve **ORDINANCE NO. 2577**, as amended. There was no discussion, and the vote was taken as follows:

AYE: Councilman Stevens, Smith, Garvin, Barnett & Mayor Browne

NAY: Councilman Read and Karr

Mayor Browne declared the motion carried.

4. Consider and act upon, an ordinance of the City of McAlester establishing the regulation of Beverage Gardens within the City of McAlester. *(Mayor John Browne)*

Executive Summary

Motion to approve the regulation of Beverage Gardens within the City of McAlester.

Mayor Browne addressed the Council commenting that he had requested this item be placed on the agenda. He added that he had researched this topic and there were several communities that currently allowed beverage gardens at their Special Events.

Stephanie Giacomo, 509 W. Adams; Adam Gronwald, 707 E. Seneca; Vic Wheeler, 749 E. Tennessee; Tabetha Howell, 2032 N. 14<sup>th</sup>; Jeff Man, 1218 S. George Nigh Expressway; Josh Hass, 502 E. Chickasaw; Kristin Lloyd, 113 E. Choctaw and Matt House, 1819 S. 14<sup>th</sup> addressed the Council expressing their support of the ordinance.

Roy Prince, 211 W. Tyler; Richard Eanos, 809 Kinhead Rd. addressed the Council expressing their concerns against the ordinance.

There was a lengthy discussion among the Council, Chief Wansick and Manager Stasiak concerning the possible economical impact this could have, any possible problems that could arise from a beverage garden and increasing the permit fee to \$50.00 and adding a refundable deposit of \$100.00 that would be returned to the event holder if the area of the beverage garden was clean after the event.

#### **ORDINANCE NO. 2578**

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ESTABLISHING THE REGULATION OF BEVERAGE GARDENS WITHIN THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 6, ALCOHOLIC BEVERAGES AND NONINTOXICATING BEVERAGES, ARTICLE I, SECTION 6-3, DEFINITIONS; SECTION 6-4, BEVERAGE GARDEN PERMIT; SECTION 6-5, BOUNDARIES AND RESTRICTIONS; SECTION 6-6, BEVERAGE GARDEN FEES; AND, SECTION 6-7, VIOLATIONS AND REVOCATION.**

A motion was made by Councilman Smith and seconded by Councilman Garvin to approve **ORDINANCE NO. 2578**. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smith, Garvin, Barnett, Stevens & Mayor Browne

NAY: Councilman Read and Karr

Mayor Browne declared the motion carried.

5. Consider and act upon, an ordinance of the City of McAlester establishing the prohibition of drug paraphernalia within the City of McAlester. *(Mayor John Browne)*

Executive Summary

Motion to pass and approve an ordinance prohibiting drug paraphernalia within the City of McAlester.

Mayor Browne addressed the Council explaining that he had requested that this item be placed on the agenda. He added that the intent was to make it harder to do drugs.

Blake Lynch, 109 E. Washington Avenue addressed the Council commenting that Oklahoma State law already completely occupied this area of law. He commented on the laws of supremacy and questioned the constitutionality of this proposed ordinance.

After a brief discussion among the Council and Attorney Ervin concerning the language of the ordinance, state statute, the City Attorney's review of the ordinance and postponing the item for further review.

A motion was made by Councilman Stevens and seconded by Vice-Mayor Karr to postpone this item for further review. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Stevens, Karr, Smith, Read, Garvin, Barnett & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

6. Consider and act upon, an ordinance of the City of McAlester establishing the Community Service Program within the City of McAlester. *(Mayor John Browne)*

Executive Summary

Motion to approve the Community Service Program within the City of McAlester.

Mayor Browne addressed the Council explaining that he had requested this item be placed on the agenda. He commented that this ordinance would help the citizens that could not pay their fines but really did want to take care of the fines.

There was a brief discussion among the Council concerning how this proposed ordinance could help some individuals, it gave the Judge the ability to allow community service and that the City was already using community service in some instances.

Court Administrator Karen Boatright addressed the Council commenting that Judge Hackler was unable to attend the meeting but had requested that the ordinance be tabled for further review.

A motion was made by Councilman Read and seconded by Councilman Smith to postpone the proposed ordinance. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Smith, Stevens, Karr, Garvin, Barnett & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

7. Consider and act upon, an ordinance of the City of McAlester establishing the Customer Service Policy; amending McAlester City Code Chapter 2 Titled Administration, Article I, Section 2-1, Customer Service Standards. *(Mayor John Browne)*

Executive Summary

Motion to approve the Customer Service Policy ordinance.

Mayor Browne commented that this was part of the Goals and Objectives for the coming year and this proposed ordinance basically requires that a Customer Service Policy be created. He added that the citizens deserve to have the best customer service possible.

After discussion among the Council including Manager Stasiak concerning the City already implementing a part of a customer service policy, cluttering up the Code with items that should be administrative policies, administration being able to change a policy and not change an ordinance, allowing the City Manager to administer a policy and adopting this item as an administrative policy, a motion was made by Councilman Smith and seconded by Vice-Mayor Karr to adopt the Customer Service Policy as an administrative policy.

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

AYE: Councilman Smith, Karr, Read, Garvin, Barnett & Stevens

NAY: Mayor Browne

Mayor Browne declared the motion carried.

8. Consider and act upon, approval and authorization of the Mayor to sign a Quitclaim Deed exchanging 30 feet of City property to 30 feet of County property. (*Joe Ervin, City Attorney*)

Executive Summary

Motion to approve Mayor's signature regarding a Quitclaim Deed for the property located at 1212 N. West, McAlester, Oklahoma.

Manager Stasiak addressed the Council explaining that property boundaries had not been verified and part of the City's salt shed had been built on County property. He stated that the City and the County were exchanging three tenths (3/10) of an acre each to address the matter.

Councilman Smith asked if steps had been put in place to prevent this in the future. Manager Stasiak informed the Council that steps had been put in place to prevent this from happening again.

A motion was made by Councilman Read and seconded by Councilman Smith to approve and authorize the Mayor to sign a Quitclaim Deed exchanging 30 feet of City property to 30 feet of County property located at 1212 N. West Street, McAlester, Oklahoma. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Smith, Karr, Garvin, Barnett, Stevens & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

9. Consider and act upon, approval to purchase two new and unused 2016 Dodge Charger police vehicles. (*Darrell Miller, Deputy Police Chief*)

Executive Summary

Motion to approve the purchase of two new and unused 2016 Dodge Chargers from Bob Howard Chrysler, Jeep, Dodge, in Oklahoma City which are on the Oklahoma State Contract. State Bid.

Police Chief Wansick addressed the Council explaining that the Police Department needed to replace two (2) 2007 Dodge Chargers. He stated that these vehicles were high mileage and had



maintenance issues. He added that Bob Howard Chrysler, Jeep, Dodge was on the State Contract.

After a brief discussion among the Council concerning the purchase of Chargers instead of Explorers, the reliability of the vehicles, the number of police units that had been purchased, how the Police Department fleet rotation worked and budgeting for a new vehicle for the Fire Chief, Councilman Smith moved to approve the purchase of two (2) new and unused 2016 Dodge Chargers from Bob Howard Chrysler, Jeep, Dodge, in Oklahoma City. The motion was seconded by Councilman Read.

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

AYE: Councilman Read, Smith, Garvin, Barnett, Stevens, Karr & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

10. Consider and act upon, approval to purchase a 2015 Chevrolet Silverado 1500 pickup.  
VIN 3GCUKREC1FG413746 (*Darrell Miller, Deputy Police Chief*)

Executive Summary

Motion to approve the purchase of one pre-owned 2015 Chevrolet Silverado truck.

11. Consider and act upon, authorizing the Mayor to sign the Federal-Aid Program Project Number HSIP-261A (064-065)TR Project Agreement (maintenance agreement) between the Oklahoma Department of Transportation and the City of McAlester for the installation of traffic signals along Carl Albert Parkway. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve and authorize the Mayor to sign the agreement between the Oklahoma Department of Transportation and the City of McAlester for the installation of traffic signals along Carl Albert Parkway.

12. Discussion and possible action, on approval of certain costs related to the Fire Department. Funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services. (*Brett Brewer, Fire Chief*)

Executive Summary

Motion to approve the purchase of 3 new SCBA Masks. The cost of the masks not to exceed \$3,000.00. Purchase to be made with funds from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services.

13. Discussion and update on Financials. (*Toni Ervin, Chief Financial Officer*)

Executive Summary

Discussion.

AYE: Councilman Read, Garvin, Karr, Smith, Stevens & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

AYE: Councilman Karr, Garvin, Smith, Stevens, Read & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

AYE: Councilman Read, Karr, Garvin, Smith, Stevens & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

Mr. Nordstrom then reviewed the current status of the City's Defined Benefit Retirement Plan commenting that it was a controllable plan.

AYE: Councilman Stevens, Garvin, Smith, Read, Karr & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

A motion was made by Councilman Garvin and seconded by Councilman Stevens to approve the EMERGENCY CLAUSE. There was no discussion, and the vote was taken as follows:

AYE: Councilman Garvin, Stevens, Read, Karr, Smith & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

AYE: Councilman Karr, Garvin, Smith, Stevens, Read & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried.

Councilman Garvin moved to approve the EMERGENCY CLAUSE. The motion was seconded by Councilman Read and the vote was taken as follows:

•

AYE: Councilman Smith, Karr, Stevens, Read, Garvin & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried.

AYE: Councilman Smith, Garvin, Karr, Stevens, Read & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried.

AYE: Councilman Smith, Read, Karr, Garvin, Stevens & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried.

AYE: Councilman Smith, Read, Karr, Garvin, Stevens & Mayor Browne  
NAY: None

Mayor Browne declared the motion carried.

**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.*

There was no new business.

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

- Report on activities for the past two weeks.

Manager Stasiak

### **Remarks and Inquiries by City Council**

Councilmen Smith, Stevens and Read did not have any comments for the evening.

### **Mayor's Comments and Committee Appointments**

Mayor Browne announced

### **Recess Council Meeting**

Mayor Browne asked for a motion to recess the Regular Meeting to convene the Authorities. Councilman Read moved to recess the Regular Meeting and convene the Authorities. The motion was seconded by Councilman Smith. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Smith, Karr, Garvin, Stevens & Mayor Browne

NAY: None

Mayor Browne declared the motion carried and the meeting was recessed at 8:17 P.M.

### **Reconvene Council Meeting**

The Regular Meeting was reconvened at 8:18 P.M.

### **Adjournment**

There being no further business to come before the Council, Councilman Stevens moved for the meeting to be adjourned. The motion was seconded by Councilman Smith.

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

AYE: Councilman Stevens, Smith, Garvin, Read, Karr & Mayor Browne

NAY: None

Mayor Browne declared the motion carried, and the meeting was adjourned at 8:18 P.M.

ATTEST:

---

John Browne, Mayor

---

Cora Middleton, City Clerk

**CLAIMS FROM**

**September 21, 2016  
Thru  
October 4, 2016**

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 01 GENERAL FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-1	MISC VENDOR					
	JOHN BROWNE	I-201610049067	01 -5101331	EMPLOYEE TRAV TRAVEL EXP REIMB-MDSA MTGS	080239	161.00
01-A00026	AT & T LONG DISTANCE					
		I-201609209032	01 -5215315	TELEPHONE UTI UTIL-TEL-LONG DISTANCE	080195	64.09
01-A00154	PROPHET EQUITY II-B					
		I-PRI1318630	01 -5865312	EQUIPMENT REN STREETS DEPT OFC RENTAL	080242	307.87
01-A00202	ADT SECURITY SERVICES					
		I-601662421	01 -5542308	CONTRACTED SE MO. SECURITY MONITORING	080243	41.99
01-A00218	ADVANCED GRAPHIC ENGRAV					
		I-86789	01 -5211202	OPERATING SUP NAME PLATES FOR SIGN	080245	52.90
01-A00267	AIRGAS, INC					
		I-9055209321	01 -5432202	OPERATING SUP OXYGEN & EMS SUPPLIES	080246	63.85
		I-9055451338	01 -5432202	OPERATING SUP OXYGEN & EMS SUPPLIES	080246	173.46
		I-9055542294	01 -5653213	SAFETY EXPENS SAFETY SUPPLIES	080246	19.20
		I-9055773445	01 -5653213	SAFETY EXPENS SAFETY SUPPLIES	080246	131.94
01-A00362	VYVE BROADBAND					
		I-201609209033	01 -5431328	INTERNET SERV UTIL-INTERNET SVS-FIRE ST #2	080196	62.95
		I-201609289051	01 -5431328	INTERNET SERV INTERNET SVS- EMER RESPONSE CT	080216	62.95
		I-201609289051	01 -5547328	INTERNET SERV INTERNET SVS- CEMETERY	080216	62.23
		I-201609289051	01 -5865328	INTERNET SERV INTERNET SVS- FLEET MAINT	080216	83.90
01-A00500	AMERICAN MUNICIPAL SERV					
		I-AUGUST 2016	01 -2105	COLLECTION AG COURT COLLECTION FEES-AUG 2016	080249	9,148.80
01-A00710	ARTS ELECTRIC					
		I-004446	01 -5548316	REPAIRS & MAI ELECTRIC REPAIR-CITY HALL	080250	410.06
01-A00751	ATWOODS					
		I-3215/9A	01 -5542203	REPAIRS & MAI REPAIR AND MAINT. ITEMS	080253	7.04
		I-3350/9	01 -5544203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080253	27.54
		I-3352/9	01 -5544203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080253	213.17
		I-3366/9	01 -5542203	REPAIRS & MAI REPAIR AND MAINT. ITEMS	080253	199.99
		I-3371/9	01 -5544203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080253	13.47
01-B00180	UNION IRON WORKS, INC.					
		I-S1951105.001	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080256	38.70
		I-S1952700.001	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080256	9.45
01-B00503	BROKEN ARROW ELECTRIC S					
		I-S2093378.001	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080262	94.86
		I-S2093441.001	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080262	510.00
		I-S2093488.001	01 -5548203	REPAIRS & MAI NEW LIGHTS FOR WWM	080262	541.87
		I-S2093618.001	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080262	27.99

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 01 GENERAL FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-B00503	BROKEN ARROW ELECTRIC S	continued				
		I-S2096146.001	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT	080262	100.33
		I-S2097489.001	01 -5548203	REPAIRS & MAI NEW LIGHTS FOR WWM	080262	553.80
01-C00149	CANON FINANCIAL SERVICE					
		I-16516637	01 -5215312	EQUIPMENT REN MONTHLY COPIER LEASE	080218	873.50
01-C00320	CENTERPOINT ENERGY ARKL					
		I-201609289050	01 -5215314	GAS UTILITY GAS UTIL- 315 E KREBS	080219	23.78
		I-201609289050	01 -5215314	GAS UTILITY GAS UTIL- 607 VILLAGE BLVD	080219	35.53
01-C00667	HESSEL HOLDING CO. dba					
		I-1622219	01 -5865218	STREET REPAIR STREET REPAIR ITEMS	080266	2,527.74
01-D00097	DASH MEDICAL GLOVES, IN					
		I-INV1015462	01 -5432202	OPERATING SUP MEDICAL SUPPLIES-GLOVES	080267	384.50
		I-INV1016235	01 -5653213	SAFETY EXPENS EMS SUPPLIES	080267	121.80
01-D00130	DATA FLOW					
		I-23469	01 -5211202	OPERATING SUP YEAR END TAX FORMS	080268	276.56
01-D00140	DATAMATIC, INC.					
		I-IN201611	01 -5225349	SOFTWARE MAIN YRLY SVS CONTRACT- UB&C	080269	7,537.20
01-D00416	DILL TRANSPORT, INC.					
		I-PERMIT#16071	01 -5652319	DEMOLITION DEMOLITION FEE	080274	4,500.00
01-E00266	ERVIN & ERVIN ATTORNEYS					
		I-OCTOBER 2016	01 -5214302	CONSULTANTS CONTRACT LEGAL SVS-OCT 2016	080227	3,233.33
01-F00037	FASTENAL					
		I-OKMCA151057	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080276	246.96
01-F00141	WITMER PUBLIC SAFETY GR					
		I-E1503045	01 -5432202	OPERATING SUP EMS SUPPLIES	080277	61.17
		I-E1506887	01 -5431207	CLOTHING ALLO CLOTHING ALLOWANCE	080277	38.98
01-G00010	G & C RENTAL CENTER, IN					
		I-42707	01 -5865218	STREET REPAIR TOOL & EQUIPMENT RENTAL	080281	350.00
		I-42764	01 -5865218	STREET REPAIR TOOL & EQUIPMENT RENTAL	080281	37.75
01-G00130	GALL'S, LLC					
		I-3858821	01 -5653215	AWARDS/NUC PR EMPLOYEESERVICE AWARD-NUC	080282	100.00
01-G00460	GREEN COUNTRY ELECTRIC					
		I-1777	01 -5548316	REPAIRS & MAI ELECT REPAIRS-PARKWA	080284	1,439.00
01-I00049	IDEAL CLEANING					
		I-201610049061	01 -5548308	CONTRACTED SE MONTHLY CLEANING SVS	080287	1,515.00



PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 01 GENERAL FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-I00061	RICOH USA, INC.					
		I-5044672344	01 -5321308	CONTRACTED SE COPIER MAINT FEES-CID	080288	72.50
01-I00110	IMPRESS OFFICE SUPPLY					
		I-414	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080290	9.00
01-I00120	TYLER TECHNOLOGIES					
		I-0225-163812	01 -5225349	SOFTWARE MAIN UB&C STORM CONVERSION	080291	3,000.00
		I-025-168275	01 -5213336	FEES MONTHLY SUPPORT FEES-COURT	080291	200.00
		I-025-168275	01 -5225349	SOFTWARE MAIN MONTHLY SUPPORT FEES-IT	080291	220.50
01-I00140	INDIAN NATION WHOLESALE					
		I-6570238	01 -5544202	OPERATING SUP CONCESSION SUPPLIES	080292	712.39
		I-6577644	01 -5544202	OPERATING SUP CONCESSION SUPPLIES	080292	319.55
01-J00121	JAMESCO ENTERPRISES, LL					
		I-14326	01 -5215202	OPERATING SUP JANITORAL SUPPLIES-CITY H	080294	747.84
01-J00340	JIM WOOD REFRIGERATION					
		I-16-18273	01 -5544203	REPAIRS & MAI REPAIRS TO SBC REFRIDGER	080295	134.00
01-K00159	BSN SPORTS					
		I-98258866	01 -5544203	REPAIRS & MAI 4 TEMP PITCHING RUBBERS	080296	83.96
01-K00185	KENNEDY EYE CARE, LLC					
		I-43110	01 -5653213	SAFETY EXPENS SAFETY SUPPLIES	080297	150.00
01-K00205	KIAMICHI AUTOMOTIVE WHO					
		I-032027	01 -5431203	REPAIRS & MAI MISC SUPPLIES	080299	144.95
		I-032195	01 -5431203	REPAIRS & MAI LIGHT BAR BULBS	080299	180.91
01-L00380	LOCKE SUPPLY CO.					
		I-29636635-00	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080303	5.23
		I-29644205-00	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080303	24.87
		I-29675010-00	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080303	462.66
01-L00428	LOWE'S CREDIT SERVICES					
		C-02851 CR	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	9.09
		I-07298	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	16.06
		I-85553	01 -5544203	REPAIRS & MAI REPLACEMENT REFRIGERATOR	080304	468.35
		I-901197A	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	74.46
		I-901483	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	52.65
		I-902225	01 -5548203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	8.54
		I-902810	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	28.47
		I-902850	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	9.09
		I-902852	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080304	8.30
		I-902863	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080305	58.62
		I-906270	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080305	66.47
		I-906278	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080305	127.77

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 01 GENERAL FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-L00428	LOWE'S CREDIT SERVICES	continued				
		I-906337	01 -5431202	OPERATING SUP MISC OPERATING SUPPLIES	080305	64.43
		I-907566	01 -5542203	REPAIRS & MAI MISC REPAIR & MAINT ITEMS	080305	67.99
01-M00280	MEGAPATH CLOUD COMPANY,					
		I-201609289054	01 -5215315	TELEPHONE UTI PHONE UTIL- LONG DISTANCE	080220	415.90
01-M00307	MESO					
		I-16-00695	01 -5211331	EMPLOYEE TRAV TRAINING FEES-RED FLAGS	080307	58.00
		I-16-00695	01 -5212331	EMPLOYEE TRAV TRAINING FEES-RED FLAGS	080307	29.00
01-M00487	MILLER OFFICE EQUIPMENT					
		I-MCA385991	01 -5215312	EQUIPMENT REN MONTHLY COPIER SERVICES	080308	540.02
01-M00593	MOST DEPENDABLE FOUNTAI					
		I-43639	01 -5542203	REPAIRS & MAI REPAIR PARTS-FOUNTAINS	080310	637.00
01-MC0050	MCALISTER CHAMBER OF CO					
		I-6200	01 -5210480	CONTINGENCY LOKAL CARDS	080312	500.00
01-MC0098	MCAFFEE & TAFT					
		I-494099	01 -5210302	CONSULTANTS/L LEGAL FEES	080313	456.00
		I-494100	01 -5210302	CONSULTANTS/L LEGAL FEES	080313	192.00
01-MC0146	PITTSBURG COUNTY EMERGE					
		I-OCTOBER 2016	01 -5101353	PITTSBURG EME OCTOBER EMER MGMT FEE	080316	4,166.67
01-N00250	MCALISTER NEWS CAPITAL					
		I-16-2016	01 -5210330	DUES & SUBSCR ANNUAL RENEWAL	080317	167.88
		I-300009948	01 -5652317	ADVERTISING & PUBLICATON FEES	080317	43.65
		I-300009956	01 -5652317	ADVERTISING & PUBLICATON FEES	080317	49.00
		I-300009958	01 -5652317	ADVERTISING & PUBLICATON FEES	080317	41.45
		I-300010216	01 -5212317	ADVERTISING & COUNCIL PUBLICATIONS	080317	16.45
		I-300010217	01 -5212317	ADVERTISING & COUNCIL PUBLICATIONS	080317	14.65
01-N00343	NORTHERN SAFETY CO INC					
		I-902107723	01 -5653213	SAFETY EXPENS SAFETY SUPPLIES	080321	655.82
01-000075	O'REILLY AUTO PARTS					
		C-411179 CR	01 -5431203	REPAIRS & MAI MISC SUPPLIES	080322	6.00-
		I-411175	01 -5431203	REPAIRS & MAI MISC SUPPLIES	080323	25.99
		I-411178	01 -5431203	REPAIRS & MAI MISC SUPPLIES	080323	6.99
01-000345	OKLA DEPT OF LABOR					
		I-160919E30075	01 -5548317	ELEVATOR REPA ELEVATOR INSP. FOR CITY H	080326	100.00
01-000414	OKLA TAX COMMISSION-AUT					
		I-16-00717	01 -5320202	OPERATING EXP TITLE FEES 2015 CHEV 1500	080327	43.00

VENDOR	NAME	ITEM #	G/L	ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-000520	OIL-OK INDEPENDENT LIVI						
		I-092016-2015-2016	01	-5101355	OIL-OK FOR IN CONTRACT-OK FOR INDEPENDENT LI	080328	2,000.00
01-000530	OML-OK MUNICIPAL LEAGUE						
		I-062153	01	-5212331	EMPLOYEE TRAV OML CERTIF. TRAINING	080329	325.00
01-000561	OMCCA						
		I-2270	01	-5213331	EMPLOYEE TRAV REGISTRATION FEE-CON	080331	295.00
01-P00210	PEPSI COLA						
		I-TICKET#1	01	-5544202	OPERATING SUP CONCESSION SUPPLIES	080332	234.00
		I-TICKET#2	01	-5544202	OPERATING SUP CONCESSION SUPPLIES	080332	82.00
01-P00242	PETER STASIAK						
		I-201609289047	01	-5210331	EMPLOYEE TRAV TRAVEL EXP- MDSA STAMPEDE	080221	135.76
01-P00250	PETTY CASH						
		I-201610049070	01	-5321331	EMPLOYEE TRAV TRAVEL EXP-TOLL FEE	080333	3.50
		I-201610049070	01	-5542212	FUEL EXPENSE FUEL EXP	080333	68.29
		I-201610049070	01	-5432203	REPAIR & MAIN PARTS-MEDIC 3	080333	10.01
		I-201610049070	01	-5215202	OPERATING SUP VEHICLE EXP-DETAIL	080333	90.00
		I-201610049070	01	-5101202	OPERATING SUP COUNCIL MTG EXP	080333	80.00
		I-201610049070	01	-5431202	OPERATING SUP OFFICE EXP REIMB	080333	19.99
		I-201610049070	01	-5431203	REPAIRS & MAI EQUIP EXP REIMB	080333	7.88
		I-201610049070	01	-5211202	OPERATING SUP DEED FILING FEE-FED BLDG	080333	29.00
		I-201610049070	01	-5542204	SMALL TOOLS SMALL TOOL REIMB	080333	60.21
		I-201610049070	01	-5210202	OPERATING SUP OFFICE EXP REIMB	080333	34.98
		I-201610049070	01	-5321331	EMPLOYEE TRAV TRAVEL EXP-TRANSPORT	080333	27.34
		I-201610049070	01	-5542202	OPERATING SUP ADDN'L TAG & TITLE EXP	080333	5.00
		I-201610049070	01	-5211330	DUES & SUBSCR MTG EXP-CUSTOMER RELATION	080333	45.13
		I-201610049070	01	-5210202	OPERATING SUP BREAKROOM SUPPLIES	080333	69.90
		I-201610049070	01	-5211202	OPERATING SUP TRAINING SUPPLIES	080333	22.56
		I-201610049070	01	-5211202	OPERATING SUP SHIPPING FEES-CDBG	080333	6.45
		I-201610049070	01	-5431331	EMPLOYEE TRAV TRAVEL EXP-TRAINING	080333	24.99
		I-201610049070	01	-5653213	SAFETY EXPENS TRAVEL EXP-WORK COMP	080333	22.89
		I-201610049070	01	-5215310	EDUCATION PRO SUPPLIES FOR INCODE TRAINING	080333	18.93
01-P00297	PIONEER ABSTRACT						
		I-8574-16	01	-5652302	CONSULTANTS RADIUS REPORT-WADE WATTS	080334	225.00
01-P00337	PITTS COUNTY CRIMINAL J						
		I-AUGUST 2016	01	-5213335	COUNTY INCARC INCARCERATION FEES-AUG 2016	080335	11,176.00
01-P00451	PURCHASE POWER / PITNEY						
		I-09/29/16	01	-5215317	POSTAGE POSTAGE/POSTAGE MACHINE	080337	750.00
01-P00510	PRO-KIL, INC						
		I-163740	01	-5548203	REPAIRS & MAI PEST CONTROL	080338	90.00
		I-164091	01	-5542308	CONTRACTED SE PEST CONTROL - STIPE	080338	126.00

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 01 GENERAL FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-P00552	PUBLIC SAFETY GROUP	I-3048	01 -5324331	EMPLOYEE TRAV TRAINING FEES-911	080339	359.00
01-P00560	PUBLIC SERVICE/AEP	I-201609289052	01 -5215313	ELECTRIC UTIL ELECT UTIL- 1699 E CARL ALBERT	080222	25.04
01-Q00007	QFS, LLC	I-8023	01 -5432316	REPAIRS & MAI SERVICE FIRE EXTINGUISHER	080340	206.30
01-R00104	EVERETT R HOLLAR	I-1407	01 -5215310	EDUCATION PRO INCODE TRAINING FEE	080341	5,019.24
01-R00388	RISK MANAGEMENT DIVISIO	I-5520179011703	01 -5215321	AUTO INSURANC LIABILTIY INS-FIRE V	080343	954.00
01-R00498	PAINTER'S PRIDE	I-01	01 -5542203	REPAIRS & MAI REPAIRS AT STIPE CTR	080345	537.00
01-S00184	SECURITY BANK CARD CENT	I-201609169014	01 -5210331	EMPLOYEE TRAV PCARD EXP-BUS.LNCH-CAFR-FINAN	080198	330.75
		I-201609169014	01 -5210331	EMPLOYEE TRAV PCARD-TRAVEL-ALFA MEETING	080198	16.14
		I-201609169014	01 -5210331	EMPLOYEE TRAV PCARD-ECON DEV BUS MTG EXP	080198	24.26
		I-201609169014	01 -5542204	SMALL TOOLS PCARD-SMALL TOOLS-PARKS	080198	340.32
		I-201609169014	01 -5211202	OPERATING SUP PCARD-OPERATING SUPPLIES	080198	30.66
		I-201609169014	01 -5431331	EMPLOYEE TRAV PCARD-TRNG-FIREFIGHTER CLASSIC	080198	28.39
		I-201609169014	01 -5431331	EMPLOYEE TRAV PCARD-TRVL-EMER.MNGMNT CONF	080198	178.67
		I-201609169014	01 -5431331	EMPLOYEE TRAV PCARD-TRVL-FIRE MARSHALL CONF	080198	228.35
		I-201609169014	01 -5320121	GRANT- DOJ MA PCARD-TRVL&TRNING-A-1 CONF.	080198	1,524.78
01-S00190	SECURITY SYS. & ENG. IN	I-30984	01 -5321316	REPAIRS & MAI ALARM REPAIR-DET. DIV.	080348	145.00
		I-30985	01 -5321316	REPAIRS & MAI ALARM REPAIR-DET. DIV.	080348	85.00
01-S00290	THE SHERWIN WILLIAMS	I-8005-5	01 -5542203	REPAIRS & MAI STAIN FOR MULLEN PLAYGR	080351	469.20
01-S00300	SHINDIGZ	I-W37321550001	01 -5653215	AWARDS/NUC PR SUPPLIES-AWARDS DINNER	080352	98.72
01-S00512	SOUTHWEST CODE	I-20160978	01 -5652331	EMPLOYEE TRAV SW CODE ANNUAL CONF REG	080354	100.00
01-S00643	SPECIAL OPS UNIFORMS, I	I-771574	01 -5431207	CLOTHING ALLO UNIFORM ALLOW-NEW RECR	080355	1,199.84
01-S00726	STAPLES ADVANTAGE	I-3314537096	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	62.32
		I-3314537097	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	91.43
		I-3315168026	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	142.26

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 01 GENERAL FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-S00726	STAPLES ADVANTAGE		continued			
		I-3315168027	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	333.23
		I-3315168028	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	284.52
		I-3315775163	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	868.50
		I-3315775165	01 -5215202	OPERATING SUP OFFICE SUPPLIES	080357	529.53
		I-3315775166	01 -5321332	COMMUNITY SER BINDING MACHINE	080357	349.99
01-S00956	SWANK MOTION PICTURES,					
	I-RG2241132		01 -5215202	OPERATING SUP MOVIE IN PARK RENTAL FEES	080358	335.00
01-T00010	T. H. ROGERS LUMBER CO.					
	I-524835		01 -5865218	STREET REPAIR SUPPLIES FOR TRAILS PJT	080359	28.88
	I-524836		01 -5865218	STREET REPAIR SUPPLIES FOR TRAILS PJT	080359	61.27
	I-524932		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	19.95
	I-525156		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	81.65
	I-525157		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	33.24
	I-525162		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	50.85
	I-525163		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	8.99
	I-525301		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	70.25
	I-525354		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	16.75
	I-525384		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	5.70
	I-525397		01 -5865218	STREET REPAIR FORMING MATERIALS	080359	22.79
01-T00320	THYSSENKRUPP ELEVATOR C					
	I-3002796351		01 -5548318	ELEVATOR MAIN ELEVATOR MAINT CONTRACT	080362	527.60
	I-3002796419		01 -5548318	ELEVATOR MAIN ELEVATOR MAINT CONTRACT	080362	544.74
	I-3002796424		01 -5548318	ELEVATOR MAIN ELEVATOR MAINT CONTRACT	080362	544.74
01-T00541	TREY STRANGE/TCS DISTRI					
	I-1092116		01 -5544202	OPERATING SUP CONCESSION SUPPLIES	080363	169.00
	I-1092416		01 -5544202	OPERATING SUP CONCESSION SUPPLIES	080363	180.00
01-T00630	TWIN CITIES READY MIX,					
	I-132907		01 -5865218	STREET REPAIR CONCRETE-STREET REPAIRS	080364	1,090.00
	I-133074		01 -5865218	STREET REPAIR CONCRETE-BELMONT TRAIL	080364	2,289.00
	I-133075		01 -5865218	STREET REPAIR CONCRETE-STREET REPAIRS	080364	1,090.00
	I-133149		01 -5865218	STREET REPAIR CONCRETE-STREET REPAIRS	080364	872.00
	I-133242		01 -5865218	STREET REPAIR CONCRETE-STREET REPAIRS	080364	436.00
	I-133495		01 -5865218	STREET REPAIR CONCRETE-BELMONT TRAIL	080364	2,616.00
	I-133655		01 -5865218	STREET REPAIR CONCRETE-BELMONT TRAIL	080364	2,834.00
	I-133656		01 -5865218	STREET REPAIR CONCRETE-STREET REPAIRS	080364	1,662.25
	I-133746		01 -5865218	STREET REPAIR CONCRETE-BELMONT TRAIL	080364	327.00
01-V00150	VULCAN SIGN					
	I-296729		01 -5865203	REPAIR & MAIN TRAFFIC CONTROL SUPPLIES	080367	1,381.04
01-W00040	WALMART COMMUNITY BRC					
	I-008777		01 -5215310	EDUCATION PRO SUPPLIES FOR INCODE	080368	41.61
	I-02235		01 -5215310	EDUCATION PRO SUPPLIES FOR INCODE	080368	123.90



PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 02 MPWA

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-A00154	PROPHET EQUITY II-B					
		I-PR11315801	02 -5864312	EQUIPMENT REN LANDFILL OFFICE RENT	080242	321.78
01-A00423	ALLIED WASTE SERVICES O					
		I-375-000382635	02 -5866306	CONTRACTED RE WASTE SVS FEES- SEPT 2016	080248	147,971.83
		I-375-000382635	02 -5866306	CONTRACTED RE BAD DEBT WRITE OFF	080248	363.77-
01-A00582	AT&T					
		I-201609289049	02 -5267315	TELEPHONE UTI INTERNET SVS- CITY HALL	080217	1,435.50
01-A00751	ATWOODS					
		I-3367/9	02 -5973203	REPAIRS & MAI MISC REPAIR ITEMS	080253	39.99
01-B00178	BELZONA TEXOMA, INC.					
		I-2194	02 -5973203	REPAIRS & MAI PARTS FOR SHAFT AT WWM	080255	370.00
01-B00180	UNION IRON WORKS, INC.					
		I-S1950080.001	02 -5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080256	32.66
		I-S1950358.001	02 -5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080256	173.88
		I-S1951954.001	02 -5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080256	99.72
01-B00314	BIO-AQUATIC TESTING, IN					
		I-00049859	02 -5973304	LAB TESTING TESTING FEES	080258	751.00
01-B00360	HD SUPPLY FACILITIES MA					
		I-063941	02 -5975209	UTILITY MAINT CHLORINE TEST STRIPS	080259	161.34
01-C00320	CENTERPOINT ENERGY ARKL					
		I-201609289050	02 -5267314	GAS UTILITY GAS UTIL- FLEET MAINT	080219	31.50
01-C00667	HESSEL HOLDING CO. dba					
		I-1622220	02 -5975209	UTILITY MAINT 2 WATER PUMPS	080266	2,801.76
01-D00322	DEPT. OF ENVIR. QUALITY					
		I-61013342	02 -5864329	DEQ FEES QTRLY RPT FEE-LANDFL	080271	49.51
		I-OE 4532704	02 -5975329	DEQ FEES EXAM FEES-WASTE WATER	080272	62.00
		I-OE4532703	02 -5975329	DEQ FEES EXAM FEES-WASTE WATER	080273	62.00
01-H00016	HD SUPPLY WATERWORKS, L					
		I-G029444	02 -5975209	UTILITY MAINT MISC REPAIR ITEMS	080285	978.66
		I-G041520	02 -5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080285	1,091.16
		I-G050099	02 -5975209	UTILITY MAINT MISC REPAIR ITEMS	080285	9.71
		I-G052531	02 -5975209	UTILITY MAINT MISC REPAIR ITEMS	080285	1,445.00
		I-G052552	02 -5975209	UTILITY MAINT MISC REPAIR ITEMS	080285	600.00
		I-G052644	02 -5975211	WATER METERS WATER METERS	080285	501.70
		I-G080778	02 -5975209	UTILITY MAINT MISC REPAIR ITEMS	080285	30.77
		I-G088949	02 -5975211	WATER METERS WATER METERS	080285	30.77
		I-G154864	02 -5975211	WATER METERS WATER METERS	080285	1,800.00

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 02 MPWA

VENDOR	NAME	ITEM #	G/L	ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-I00120	TYLER TECHNOLOGIES	I-025-168275	02	-5216336	FEES MONTHLY SUPPORT FEES-UB&C	080291	293.16
01-I00188	INFRASTRUCTURE SOLUTION	I-MC-16-01-10	02	-5871302	CONSULTANTS GENERAL SERVICE FEE 09/16	080293	8,640.00
		I-MC-16-08-08	02	-5871302	CONSULTANTS OKIE LOCATES 09/2016	080293	5,142.74
		I-MC-16-22-02	02	-5871302	CONSULTANTS CONSULTFEE-WTP CONTR	080293	14,788.00
01-L00428	LOWE'S CREDIT SERVICES	I-901462	02	-5975209	UTILITY MAINT MISC REPAIR ITEMS	080304	122.46
		I-902740	02	-5871202	OPERATING SUP SUPPLIES FOR MAP BOOK	080304	40.60
01-L00429	LOVE BOTTLING CO.	I-8166087	02	-5973203	REPAIRS & MAI DISTILLED WATER	080306	81.00
01-MC0140	MCALESTER PAINT & SUPPL	I-00119572	02	-5216202	OPERATING SUP PAINT FOR METER READERS	080315	222.96
01-N00250	MCALESTER NEWS CAPITAL	I-300009949	02	-5871330	DUES & SUBSCR PUBLICATION FEES	080317	72.44
		I-300009949	02	-5871330	DUES & SUBSCR PUBLICATION FEES	080317	73.31
01-O00075	O'REILLY AUTO PARTS	I-0230-411013	02	-5973203	REPAIRS & MAI LIFT STATION REPAIR PARTS	080322	153.57
		I-0230-411014	02	-5973203	REPAIRS & MAI LIFT STATION REPAIR PARTS	080322	69.20
01-O00275	OKLA DEPT OF COMMERCE	I-102016-#8908	02	-5267521	CDBG LOAN #89 CDBG - EDIF #8908	080325	1,145.83
01-P00250	PETTY CASH	I-201610049070	02	-5975212	FUEL EXPENSE FUEL EXP	080333	168.16
		I-201610049070	02	-5973203	REPAIRS & MAI OFFICE EXP REIMB	080333	9.79
01-S00234	SHARE CORPORATION	I-961603	02	-5973203	REPAIRS & MAI LUBRICANT FOR PUMPS	080350	227.95
		I-962294	02	-5973203	REPAIRS & MAI GREASE TUBES FOR WWM	080350	393.25
01-S00704	SPROCKET WIRELESS (AKA	I-000597364A	02	-5973328	INTERNET SERV UTIL-INTERNET SVS-WWM	080199	88.08
01-T00052	TECHNICAL PROGRAMMING S	I-97898	02	-5216336	FEES BILLING SVS FEE-MAILING	080360	1,501.49
		I-97898	02	-5216317	POSTAGE BILLING SVS FEE-POSTAGE	080360	1,356.19
01-T00630	TWIN CITIES READY MIX,	I-132759	02	-5975218	STREET REPAIR CONCRETE-WATER BREAKS	080364	436.00
01-U00051	UTILITY SUPPLY CO., INC	I-097675	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	413.56



FUND : 02 MPWA

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-U00051	UTILITY SUPPLY CO., INC		continued			
	I-097676	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	100.00
	I-097677	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	69.90
	I-097678	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	62.00
	I-097679	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	90.00
	I-097680	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	149.00
	I-097681	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	110.00
	I-097694	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	185.10
	I-097695	02	-5975209	UTILITY MAINT MISC REPAIR & MAINT ITEMS	080365	206.00
01-U00128	UNITED PACKAGING & SHIP					
	I-192040	02	-5973203	REPAIRS & MAI SHIPPING FEES	080366	35.60
				FUND 02 MPWA	TOTAL:	196,935.81

10/05/2016 10:37 AM

## REGULAR DEPARTMENT PAYMENT REGISTER

PAGE: 12

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 03 AIRPORT AUTHORITY

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-C00320	CENTERPOINT ENERGY ARKL	I-201609289050	03 -5876314	GAS UTILITY GAS UTIL- AIRPORT	080219	28.66
01-F00170	FIRST NATIONAL BANK	I-102016-#119817	03 -5876511	FNB LOAN #119 LOAN #119817 - AIRPORT AUTH	080278	5,020.00
			FUND	03 AIRPORT AUTHORITY	TOTAL:	5,048.66

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 08 NUTRITION

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-A00324	ALISHA RAE HOWELL					
		I-201610049063	08 -5549308	CONTRACT SERV CONTRACT MEAL DELIVERY	080247	180.00
		I-201610049064	08 -5549308	CONTRACT SERV REIMB MILEAGE FOR MEAL DEL	080247	118.80
01-E00207	EMMA E. BELLIS					
		I-201610049062	08 -5549308	CONTRACT SERV REIMB MILEAGE FOR MEAL DEL	080275	92.88
01-G00288	GERALDINE E MALKOWSKI					
		I-201610049065	08 -5549308	CONTRACT SERV CONTRACT MEAL DELIVERY	080283	180.00
		I-201610049066	08 -5549308	CONTRACT SERV REIMB MILEAGE FOR MEAL DEL	080283	106.92
01-S00580	AT & T					
		I-201609289048	08 -5549315	TELEPHONE UTI PHONE EXP- NUTRITION	080223	287.65
				FUND 08 NUTRITION	TOTAL:	966.25

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 09 LANDFILL RES./SUB-TITLE D

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-A00745	ALFA- ASSOC FOR LANDFIL	I-#151	09 -5864365	ALFA ESCROW L PARTICIPATION FEE-LF	080252	3,969.00
01-B00244	BIG MAC TANK TRUCKS, LL	I-S1672383	09 -5864327	SUB TITLE D E LEACH WATER REMOVAL	080257	4,200.00
			FUND	09 LANDFILL RES./SUB-TITLE D	TOTAL:	8,169.00

10/05/2016 10:37 AM

REGULAR DEPARTMENT PAYMENT REGISTER

PAGE: 15

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 24 AIRPORT GRANT

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-L00220	LBR, INC.	I-5181	24 -5876407	AIRPORT BEACO CONSULTING FEES-AIRP	080302	13,500.00
				FUND 24 AIRPORT GRANT	TOTAL:	13,500.00

```

PACKET      : 14627 14637 14648 14661 14674 14678
VENDOR SET: Mult
FUND        : 27      TOURISM FUND

```

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-B00490	BRIGGS PRINTING					
	I-64698-3	27	-5655318	PRINTING	TOURISM BROCHURES	080261 1,795.00
	I-65003-2	27	-5655318	PRINTING	BROCHURES/MAPS REPRINT	080261 1,090.00
	I-65156	27	-5655318	PRINTING	TOURISM BROCHURES	080261 945.00
01-C00149	CANON FINANCIAL SERVICE					
	I-16479054	27	-5655318	PRINTING	MO. COPIER LEASE TOU	080197 99.00
01-C00469	CITY OF MCALESTER SPECI					
	I-10/22/2016	27	-5655214	TOURISM EXPEN	EXPO RENT JUNK UTOPI	080264 500.00
01-MC0134	MCALESTER MAIN STREET					
	I-092016-2015-2016	27	-5655353	MAIN STREET P CONTRACT-	MCALESTER MAIN ST	080314 1,250.00
01-O00551	OLD TOWN ASSOCIATION					
	I-536909	27	-5655357	OLD TOWN FEST REIMB-	FESTIVAL EXPENSE	080330 5,443.75
01-P00450	PRIDE IN MCALESTER					
	I-092016-2015-2016	27	-5655352	MISC PRIDE IN CONTRACT-	PRIDE IN MCALESTER	080336 2,500.00
01-S00184	SECURITY BANK CARD CENT					
	I-201609169014	27	-5655331	TRAVEL & TRAI	PCARD-TRVL&TRNING-ROAD SHOW	080198 19.18
	I-201609169014	27	-5655317	ADVERTISING	PCARD-TOURISM-ADVERTISEMENT	080198 189.64
01-T00500	PARROTT COMPANY, LLC					
	I-OCTOBER 2016	27	-5655340	OFFICE RENT	TOURISM OFFICE RENT-OCT 2016	000000 1,292.50
01-W00040	WALMART COMMUNITY BRC					
	C-07576 CR	27	-5655214	TOURISM EXPEN	OFFICE SUPPLIES	080368 42.58-
	I-003982	27	-5655202	OPERATING SUP	MISC SUPPLIES	080368 139.30
	I-02115	27	-5655214	TOURISM EXPEN	OFFICE SUPPLIES	080368 9.97
	I-04524	27	-5655214	TOURISM EXPEN	OFFICE SUPPLIES	080368 157.03
	I-07696	27	-5655214	TOURISM EXPEN	OFFICE SUPPLIES	080368 26.48
				FUND	27 TOURISM FUND	TOTAL: 15,414.27

```

PACKET      : 14627 14637 14648 14661 14674 14678
VENDOR SET: Mult
FUND        : 28      SE EXPO CENTER

```

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-C00580	COCA COLA BOTTLING CO	I-40775732	28 -5654210	CONCESSION SU CONCESSION SUPPLIES	080265	1,706.00
01-F00322	FUN EXPRESS, LLC	I-679415941-01	28 -5654210	CONCESSION SU TABLE SKIRTS FOR CONCESSI	080280	31.52
		I-679487361-01	28 -5654210	CONCESSION SU TABLE SKIRTS FOR CONCESSI	080280	12.19
01-I00109	IMPERIAL, LLC	I-2870:632617	28 -5654210	CONCESSION SU CONCESSION SUPPLIES	080289	53.90
01-I00140	INDIAN NATION WHOLESALE	I-6573025	28 -5654210	CONCESSION SU CONCESSION SUPPLIES	080292	917.42
01-L00428	LOWE'S CREDIT SERVICES	I-906348	28 -5654203	REPAIR & MAIN MISC REPAIR & MAINT ITEMS	080305	34.51
01-P00560	PUBLIC SERVICE/AEP	I-201609289052	28 -5654313	ELECTRIC UTIL ELECT UTIL- EXPO RV	080222	147.88
		I-201609289052	28 -5654313	ELECTRIC UTIL ELECT UTIL- EXPO	080222	7,508.46
01-S00009	SADLER PAPER CO	I-57814	28 -5654203	REPAIR & MAIN JANITORIAL SUPPLIES	080347	392.96
01-S00184	SECURITY BANK CARD CENT	I-201609169014	28 -5654210	CONCESSION SU PCARD-CONCESSION SUPPLIES	080198	392.81
01-S00704	SPROCKET WIRELESS (AKA	I-000597364	28 -5654328	INTERNET SERV INTERNET SVS HOOKUP	080199	830.38
		I-000597364A	28 -5654328	INTERNET SERV UTIL-INTERNET SVS-EXPO	080199	88.08
01-W00040	WALMART COMMUNITY BRC	I-00620	28 -5654210	CONCESSION SU CONCESSION SUPPLIES	080368	85.16
		I-02476	28 -5654202	OPERATING SUP MISC SUPPLIES	080368	7.56
		I-03129	28 -5654202	OPERATING SUP MISC SUPPLIES	080368	88.76
		I-04002	28 -5654210	CONCESSION SU CONCESSION SUPPLIES	080368	184.87
01-W00270	WHITE ELECTRICAL SUPPLY	I-S2094068.001	28 -5654203	REPAIR & MAIN 6 OUTSIDE LIGHTS-EXPO	080371	179.57
				FUND 28 SE EXPO CENTER	TOTAL:	12,662.03

10/05/2016 10:37 AM

## REGULAR DEPARTMENT PAYMENT REGISTER

PAGE: 18

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 29 E-911

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-1	MISC VENDOR					
	TARA CHAKY	I-201610049068	29 -5324207	CLOTHING ALLO TARA CHAKY: CLOTHING ALLOWANCE	080240	99.77
01-P00250	PETTY CASH					
		I-201610049070	29 -5324202	OPERATING SUP OFFICE SUPPLIES	080333	37.22
01-W00392	WINDSTREAM CORPORATION					
		I-201609289053	29 -5324315	TELEPHONE UTI PHONE UTIL-911 CTY TRUNK LINE	080225	455.77
				FUND 29 E-911	TOTAL:	592.76





VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-N00292	NOAH'S PARK AND PLAYGRO	I-6709	32 -5215225	DEAK WALKING PLAYGROUND EQUIP-DEAK	080319	25,000.00
			FUND	32 GRANTS & CONTRIBUTIONS	TOTAL:	25,000.00

10/05/2016 10:37 AM

REGULAR DEPARTMENT PAYMENT REGISTER

PAGE: 21

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 33 CDBG GRANTS FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-I00188	INFRASTRUCTURE SOLUTION					
		I-MC-15-05-03	33 -5971517	2015 CDBG PRO CONSULT FEE-2015 CDB	080293	11,535.00
				FUND 33 CDBG GRANTS FUND	TOTAL:	11,535.00

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 35 FLEET MAINTENANCE

VENDOR	NAME	ITEM #	G/L	ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-A00023	A&N TRAILER PARTS, INC.						
		I-00282012	35	-5862203	REPAIRS & MAI MISC TRAILER PARTS	080241	176.45
		I-00282129	35	-5862203	REPAIRS & MAI MISC TRAILER PARTS	080241	409.63
01-A00154	PROPHET EQUITY II-B						
		I-PR11318631	35	-5862312	EQUIPMENT REN FLEET MAINT OFC RENTAL	080242	307.87
01-A00215	ADVANCE AUTO PARTS						
		I-8117625682416	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	95.13
		I-8117625839537	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	7.06
		I-8117625978378	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	136.99
		I-8117626078392	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	22.31
		I-8117626778681	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	2.03
		I-8117627078718	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	15.04
		I-8117627078719	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	24.41
		I-8117627278827	35	-5862203	REPAIRS & MAI MISC AUTO PARTS	080244	26.17
01-B00150	BEALES GOODYEAR TIRES						
		I-1-31035	35	-5862203	REPAIRS & MAI 4 TIRES FOR WW-9&10	080254	530.00
		I-1-31191	35	-5862203	REPAIRS & MAI 2 TIRES - WW-11	080254	318.00
		I-1-GS31146	35	-5862317	EMERGENCY VEH 2 TIRES-FIRE SUPPORT #1	080254	316.26
		I-1-GS31167	35	-5862203	REPAIRS & MAI 2 TIRES FOR PK-8	080254	297.60
		I-1-GS31561	35	-5862317	EMERGENCY VEH TIRES-PD-UNITS-SUV	080254	2,228.00
		I-1-GS31562	35	-5862317	EMERGENCY VEH TIRES-PD-UNITS-SUV	080254	2,580.00
01-B00570	BUCK WILSON BODY SHOP I						
		I-5177	35	-5862203	REPAIRS & MAI REPAIRS TO S-54 DUMP TRUC	080263	12,219.53
01-F00305	FRONTIER EQUIP. SALES,						
		I-160914MCALE	35	-5862203	REPAIRS & MAI PARTS - UTM 13	080279	244.93
01-G00010	G & C RENTAL CENTER, IN						
		I-42713	35	-5862203	REPAIRS & MAI PARTS FOR UTM-17	080281	795.00
01-K00190	YELLOWHOUSE MACHINERY C						
		I-181194	35	-5862203	REPAIRS & MAI 2 RUBBER TRACKS-UTM 20	080298	2,520.00
		I-181740	35	-5862203	REPAIRS & MAI REPAIRS TO UTM 20	080298	502.96
01-K00205	KIAMICHI AUTOMOTIVE WHO						
		I-031534	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	240.51
		I-031662	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	122.73
		I-031664	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	43.43
		I-031913	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	1.99
		I-031922	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	58.92
		I-031945	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	64.48
		I-032077	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	9.29
		I-032175	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	10.99
		I-032176	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	19.69
		I-032180	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	14.68

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 35 FLEET MAINTENANCE

VENDOR	NAME	ITEM #	G/L	ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-K00205	KIAMICHI AUTOMOTIVE WHO	continued					
		I-032380	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	8.70
		I-032460	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080299	214.45
		I-032461	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080300	38.07
		I-032516	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080300	51.67
		I-032579	35	-5862203	REPAIRS & MAI MISC. AUTO PARTS	080300	22.49
01-M00590	MOSS WRECKER SERVICE						
	I-1998		35	-5862317	EMERGENCY VEH TOWING FEES-ENGINE 4	080309	600.00
01-MC0045	MCCRAYS MANUFACTURING						
	I-7706		35	-5862203	REPAIRS & MAI TRAILER PARTS	080311	135.23
	I-7707		35	-5862203	REPAIRS & MAI TRAILER PARTS	080311	40.88
	I-7715		35	-5862203	REPAIRS & MAI TRAILER PARTS	080311	45.15
01-N00271	FREEDOM FORD INC						
	I-174085		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	42.95
	I-174164		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	52.90
	I-174169		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	42.95
	I-174233		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	42.95
	I-174254		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	36.95
	I-174258		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	42.95
	I-88730		35	-5862203	REPAIRS & MAI PARTS & SUPPLIES	080318	63.83
01-N00340	BLUE TARP FINANCIAL, IN						
	I-36151526		35	-5862203	REPAIRS & MAI AIR POWERED GREASE GUN	080320	428.59
01-O00075	O'REILLY AUTO PARTS						
	C-0230-409066 CR		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	5.98-
	C-0230-412953 CR		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	28.89-
	I-0230-407899		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	161.87
	I-0230-409649		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	58.64
	I-0230-409778		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	64.68
	I-0230-409941		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	171.99
	I-0230-410030		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	57.62
	I-0230-410639		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	2.49
	I-0230-410911		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	79.90
	I-0230-410912		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	180.06
	I-0230-411048		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080322	30.28
	I-0230-411167		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	30.72
	I-0230-411174		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	7.99
	I-0230-411194		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	9.03
	I-0230-411290		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	16.88
	I-0230-411689		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	14.47
	I-0230-411810		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	16.76
	I-0230-412265		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	199.94
	I-0230-412281		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	7.49
	I-0230-412404		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	16.99
	I-0230-412946		35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	124.22

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 35 FLEET MAINTENANCE

VENDOR	NAME	ITEM #	G/L ACCOUNT #	DESCRIPTION	CHECK#	AMOUNT
01-000075	O'REILLY AUTO PARTS	continued				
	I-0230-412963	35	-5862203	REPAIRS & MAI SMALL AUTO PARTS	080323	70.40
01-P00250	PETTY CASH					
	I-201610049070	35	-5862331	TRAVEL & TRAI TRAVEL EXP-TOLL FEE	080333	2.00
01-R00405	RIVERSIDE AUTO PLEX					
	I-CHCS172745	35	-5862203	REPAIRS & MAI MISC AUTO REPAIRS	080344	37.74
01-R00653	RUSH TRUCK CENTERS OF O					
	I-3003894765	35	-5862317	EMERGENCY VEH REPAIRS-FIRE ENGINE #4	080346	1,069.18
	I-3003894782	35	-5862317	EMERGENCY VEH FUEL INJEC. PUMP-ENG #4	080346	5,253.37
01-S00710	STANDARD MACHINE LLC					
	I-247166	35	-5862203	REPAIRS & MAI MISC REPAIRS	080356	3.00
	I-247202	35	-5862203	REPAIRS & MAI REPAIRS TO G6-FORKLIFT	080356	740.00
	I-247203	35	-5862203	REPAIRS & MAI PARTS-G6-SHOP FORK LIFT	080356	916.00
	I-247219	35	-5862203	REPAIRS & MAI MISC REPAIRS	080356	117.12
01-W00195	WELDON PARTS INC.					
	I-1745719-00	35	-5862203	REPAIRS & MAI TRUCK REPAIR PARTS	080370	52.36
	I-1755542-00	35	-5862203	REPAIRS & MAI TRUCK REPAIR PARTS	080370	29.08
				FUND 35 FLEET MAINTENANCE	TOTAL:	35,780.19

```
PACKET      : 14627 14637 14648 14661 14674 14678
VENDOR SET: Mult
FUND        : 41      CIP FUND
```

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-A00712	ARVEST BANK dba ARVEST	I-102016-002	41 -5862401	CAPITAL OUTLA VEHICLE LEASE 800-1503001-002	080251	2,485.55
		I-102016-1503001-3	41 -5865510	LEASE PAYMENT EQUIP LEASE -800-1503001-003	080251	1,326.45
		I-102016-800150300	41 -5862401	CAPITAL OUTLA VEHICLE LEASE 800-1503001-001	080251	3,210.15
01-B00416	BOB HOWARD AUTO GROUP	I-16-00719	41 -5321401	CAPITAL OUTLA 2-2016 DODGE CHARGERS	080260	48,709.50
01-D00217	DEERE CREDIT, INC.	I-102016-#0063527	41 -5865510	LEASE PAYMENT LEASE PMT #0063527-EXCAVATOR	080270	1,140.15
		I-102016-0063527-0	41 -5865510	LEASE PAYMENT LEASE PMT-JD 624K LOADER	080270	1,821.57
01-H00016	HD SUPPLY WATERWORKS, L	I-G140678	41 -5974405	WTP LAGOONS & SUPPLIES FOR DRYING	080285	4,439.90
01-I00188	INFRASTRUCTURE SOLUTION	I-MC-16-19-02	41 -5865409	WASHINGTON ST CONSULTANT FEES- WASH ST	080293	750.00
01-L00079	LANDPLAN CONSULTANTS, I	I-537.00-21	41 -5652402	TRAILS GRANT CONSULTANT FEE-TRAIL	080301	3,700.00
		I-537.00-22	41 -5652402	TRAILS GRANT CONSULTANT FEE-TRAIL	080372	3,675.00
01-L00428	LOWE'S CREDIT SERVICES	I-14717	41 -5210480	CONTINGENCY SUPPLIES FOR TOBUSKY	080304	16.88
		I-83707	41 -5210480	CONTINGENCY SUPPLIES FOR TOBUSKY	080304	909.77
		I-902011A	41 -5210480	CONTINGENCY SUPPLIES FOR TOBUSKY	080304	19.61
01-N00292	NOAH'S PARK AND PLAYGRO	I-6709	41 -5542401	CAPITAL OUTLA PLAYGROUND EQUIP-DEAK	080319	23,750.00
01-T00010	T. H. ROGERS LUMBER CO.	I-523695	41 -5210480	CONTINGENCY LUMBER-INDIAN CRT HOUSE	080359	631.11
01-T00128	TETRA TECH, INC	I-51088867	41 -5974404	WTP FILTER CONSULTANT FEE-FILTE	080361	4,911.18
01-W00194	WELCH STATE BANK	I-102016-55766	41 -5865510	LEASE PAYMENT LEASE PMT-2015 DUMP TRUCK	080369	1,517.90
		I-102016-55820	41 -5865510	LEASE PAYMENT LEASE PMT-2015 DUMP TRUCK	080369	2,555.73
			FUND 41	CIP FUND	TOTAL:	105,570.45

10/05/2016 10:37 AM

REGULAR DEPARTMENT PAYMENT REGISTER

PAGE: 26

PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 42 FEDERAL FORFEITURE FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
01-S00202	SEMINOLE NATION P.D.	I-16-00720	42 -5321401	CAPITAL OUTLA 2015 CHEV PICKUP-FORFEITU	080349	13,808.44
01-U00123	UNITED STATES MARSHALLS	I-16-00682	42 -5321401	CAPITAL OUTLA PORTAL FEES 2015 TRU	080224	708.12
			FUND	42 FEDERAL FORFEITURE FUND	TOTAL:	14,516.56



PACKET : 14627 14637 14648 14661 14674 14678

VENDOR SET: Mult

FUND : 44 TECHNOLOGY FUND

VENDOR	NAME	ITEM #	G/L ACCOUNT NAME	DESCRIPTION	CHECK#	AMOUNT
=====						
01-S00311	SHI INTERNATIONAL CORP					
	I-B05528871	44	-5225401	TECHNOLOGY UP SERVERS, SOFTWARE, ETC.	080353	2,650.57
	I-B05534962	44	-5225401	TECHNOLOGY UP SERVERS, SOFTWARE, ETC.	080353	1,371.34
	I-B05546264	44	-5225401	TECHNOLOGY UP SERVERS, SOFTWARE, ETC.	080353	1,624.00
	I-B05558563	44	-5225401	TECHNOLOGY UP SERVERS, SOFTWARE, ETC.	080353	2,138.52
	I-B05566652	44	-5225401	TECHNOLOGY UP SERVERS, SOFTWARE, ETC.	080353	7,850.96
01-S00726	STAPLES ADVANTAGE					
	I-3313120394	44	-5225402	SOFTWARE & TE MISC HARDWARE/SOFTWARE	080357	15.99
	I-3313120402	44	-5225402	SOFTWARE & TE MISC HARDWARE/SOFTWARE	080357	98.18
	I-3314073914	44	-5225402	SOFTWARE & TE MISC HARDWARE/SOFTWARE	080357	99.99
			FUND	44	TECHNOLOGY FUND	TOTAL: 15,849.55
						REPORT GRAND TOTAL: 576,227.37

## \*\* G/L ACCOUNT TOTALS \*\*

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
2016-2017	01 -2105	COLLECTION AGENCY 25% (COU	9,148.80						
	01 -5101202	OPERATING SUPPLIES	80.00	1,900	110.47				
	01 -5101331	EMPLOYEE TRAVEL & TRAININ	161.00	3,000	2,839.00				
	01 -5101353	PITTSBURG EMERGENCY MGMT	4,166.67	50,000	33,333.32				
	01 -5101355	OIL-OK FOR INDEPENDENT LIV	2,000.00	24,000	18,000.00				
	01 -5210202	OPERATING SUPPLIES	104.88	2,500	1,535.32				
	01 -5210302	CONSULTANTS/LABOR RELATION	648.00	45,000	35,000.00				
	01 -5210330	DUES & SUBSCRIPTIONS	167.88	3,300	1,097.93				
	01 -5210331	EMPLOYEE TRAVEL & TRAININ	506.91	6,700	5,039.65				
	01 -5210480	CONTINGENCY	500.00	25,000	15,693.73				
	01 -5211202	OPERATING SUPPLIES	418.13	2,000	1,188.12				
	01 -5211330	DUES & SUBSCRIPTIONS	45.13	1,200	869.87				
	01 -5211331	EMPLOYEE TRAVEL & TRAININ	58.00	5,500	3,682.56				
	01 -5212317	ADVERTISING & PRINTING	31.10	2,500	2,000.00				
	01 -5212331	EMPLOYEE TRAVEL & TRAININ	354.00	3,000	1,565.24				
	01 -5213331	EMPLOYEE TRAVEL & TRAINING	295.00	3,000	2,310.00				
	01 -5213335	COUNTY INCARCERATION EXPEN	11,176.00	30,000	7,384.00				
	01 -5213336	FEES	200.00	3,000	2,200.00				
	01 -5214302	CONSULTANTS	3,233.33	70,000	46,066.68				
	01 -5215202	OPERATING SUPPLIES	3,493.63	29,052	11,740.93				
	01 -5215310	EDUCATION PROJECTS	5,227.69	4,889	617.79-	Y			
	01 -5215312	EQUIPMENT RENTALS	1,413.52	30,900	6,100.00				
	01 -5215313	ELECTRIC UTILITY	25.04	314,522	247,175.36				
	01 -5215314	GAS UTILITY	59.31	28,200	27,009.67				
	01 -5215315	TELEPHONE UTILITY	479.99	38,000	21,251.69				
	01 -5215317	POSTAGE	750.00	10,000	5,000.00				
	01 -5215321	AUTO INSURANCE	954.00	47,500	10,983.00				
	01 -5225349	SOFTWARE MAINTENANCE	10,757.70	72,000	3,776.93				
	01 -5320121	GRANT- DOJ MARIJUANA OT	1,524.78	0	13,806.06-	Y			
	01 -5320202	OPERATING EXPENSE	43.00	2,850	1,479.02				
	01 -5321308	CONTRACTED SERVICES	72.50	7,000	3,890.56				
	01 -5321316	REPAIRS & MAINTENANCE	230.00	2,850	2,294.93				
	01 -5321331	EMPLOYEE TRAVEL & TRAININ	30.84	9,500	8,481.16				
	01 -5321332	COMMUNITY SERVICES PROGRAM	349.99	7,500	6,915.01				
	01 -5324331	EMPLOYEE TRAVEL & TRAINING	359.00	2,500	1,561.00				
	01 -5431202	OPERATING SUPPLIES	84.42	15,100	11,673.49				
	01 -5431203	REPAIRS & MAINT SUPPLIES	360.72	7,075	4,762.31				
	01 -5431207	CLOTHING ALLOWANCE	1,238.82	23,025	2,919.10				
	01 -5431328	INTERNET SERVICE	125.90	2,351	1,784.45				
	01 -5431331	EMPLOYEE TRAVEL & TRAININ	460.40	10,000	6,264.90				
	01 -5432202	OPERATING SUPPLIES	682.98	25,600	18,694.85				
	01 -5432203	REPAIR & MAINT SUPPLIES	10.01	3,750	3,739.99				
	01 -5432316	REPAIRS & MAINTENANCE	206.30	5,700	5,493.70				
	01 -5542202	OPERATING SUPPLIES	5.00	3,800	884.09				
	01 -5542203	REPAIRS & MAINT SUPPLIES	3,036.70	40,850	20,622.45				

\*\* G/L ACCOUNT TOTALS \*\*

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
01	-5542204	SMALL TOOLS	400.53	3,000	2,332.57				
01	-5542212	FUEL EXPENSE	68.29	16,500	12,302.41				
01	-5542308	CONTRACTED SERVICES	167.99	14,000	4,216.00				
01	-5544202	OPERATING SUPPLIES	1,735.44	17,100	8,229.84				
01	-5544203	REPAIRS & MAINTENANCE SUPP	940.49	13,480	9,263.70				
01	-5547328	INTERNET SERVICE	62.23	740	553.31				
01	-5548203	REPAIRS & MAINTENANCE SUPP	2,365.67	36,500	17,381.60				
01	-5548308	CONTRACTED SERVICES-CLEANI	1,515.00	22,000	17,020.00				
01	-5548316	REPAIRS & MAINTENANCE	1,849.06	20,900	11,924.18				
01	-5548317	ELEVATOR REPAIR/MAINTENANC	100.00	1,200	1,100.00				
01	-5548318	ELEVATOR MAINTENANCE AGREE	1,617.08	6,200	0.00				
01	-5652302	CONSULTANTS	225.00	45,000	44,775.00				
01	-5652317	ADVERTISING & PRINTING	134.10	2,300	1,900.00				
01	-5652319	DEMOLITION	4,500.00	77,600	55,900.00				
01	-5652331	EMPLOYEE TRAVEL & TRAININ	100.00	3,600	3,500.00				
01	-5653213	SAFETY EXPENSE	1,101.65	25,500	17,316.68				
01	-5653215	AWARDS/NUC PROGRAM	198.72	9,500	1,047.52				
01	-5865203	REPAIR & MAINT-TRAFFIC CON	1,381.04	44,025	40,382.70				
01	-5865218	STREET REPAIRS & MAINTENAN	16,532.06	235,000	25,816.71				
01	-5865312	EQUIPMENT RENTALS	307.87	0	3,694.44-	Y			
01	-5865328	INTERNET SERVICE	83.90	1,910	1,430.41				
02	-5216202	OPERATING SUPPLIES	222.96	10,450	9,143.38				
02	-5216317	POSTAGE	1,356.19	32,000	25,532.25				
02	-5216336	FEES	1,794.65	24,100	18,058.11				
02	-5267314	GAS UTILITY	31.50	8,000	7,766.25				
02	-5267315	TELEPHONE UTILITY	1,435.50	109,575	81,782.50				
02	-5267521	CDBG LOAN #8908	1,145.83	13,750	9,166.68				
02	-5864312	EQUIPMENT RENTALS	321.78	0	3,861.36-	Y			
02	-5864329	DEQ FEES	49.51	1,000	452.29				
02	-5866306	CONTRACTED REFUSE SERVICES	147,608.06	1,861,388	1,420,209.38				
02	-5871202	OPERATING SUPPLIES	40.60	1,425	1,141.38				
02	-5871302	CONSULTANTS	28,570.74	100,000	18,334.22				
02	-5871330	DUES & SUBSCRIPTIONS	145.75	1,300	729.25				
02	-5973203	REPAIRS & MAINT SUPPLIES	1,380.35	40,500	20,940.49				
02	-5973304	LAB TESTING	751.00	32,100	17,364.32				
02	-5973328	INTERNET SERVICE	88.08	824	415.28				
02	-5975209	UTILITY MAINTENANCE SUPP.	8,932.68	84,000	33,093.60				
02	-5975211	WATER METERS	2,332.47	20,000	11,772.53				
02	-5975212	FUEL EXPENSE	168.16	22,500	18,662.95				
02	-5975218	STREET REPAIRS & MAINTENAN	436.00	95,000	37,767.43				
02	-5975329	DEQ FEES	124.00	2,000	1,504.00				
03	-5876314	GAS UTILITY	28.66	450	364.96				
03	-5876511	FNB LOAN #119817 PAYMENTS	5,020.00	60,240	40,160.00				
08	-5549308	CONTRACT SERVICES	678.60	15,500	11,314.16				
08	-5549315	TELEPHONE UTILITY	287.65	4,610	3,423.80				

\*\* G/L ACCOUNT TOTALS \*\*

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
	09 -5864327	SUB TITLE D EXPENSE	4,200.00	80,000	65,040.00				
	09 -5864365	ALFA ESCROW LIABILITY PAYM	3,969.00	24,000	8,000.00				
	24 -5876407	AIRPORT BEACON GRANT	13,500.00	0	92,700.00-	Y			
	27 -5655202	OPERATING SUPPLIES	139.30	2,500	1,893.34				
	27 -5655214	TOURISM EXPENSE	650.90	34,500	29,879.41				
	27 -5655317	ADVERTISING	189.64	30,000	26,411.18				
	27 -5655318	PRINTING	3,929.00	15,000	6,603.73				
	27 -5655331	TRAVEL & TRAINING	19.18	4,000	2,479.72				
	27 -5655340	OFFICE RENT	1,292.50	6,700	3,732.90				
	27 -5655352	MISC PRIDE IN MCALESTER	2,500.00	30,000	22,500.00				
	27 -5655353	MAIN STREET PROGRAM	1,250.00	15,000	11,250.00				
	27 -5655357	OLD TOWN FESTIVAL	5,443.75	12,800	0.00				
	28 -5654202	OPERATING SUPPLIES	96.32	2,500	1,445.83				
	28 -5654203	REPAIR & MAINT SUPPLIES	607.04	20,000	15,551.51				
	28 -5654210	CONCESSION SUPPLIES	3,383.87	25,000	17,518.59				
	28 -5654313	ELECTRIC UTILITY	7,656.34	72,000	51,014.03				
	28 -5654328	INTERNET SERVICE	918.46	1,200	281.54				
	29 -5324202	OPERATING SUPPLIES	37.22	5,000	3,394.81				
	29 -5324207	CLOTHING ALLOWANCE	99.77	2,500	2,400.23				
	29 -5324315	TELEPHONE UTILITY	455.77	98,015	73,903.03				
	30 -5211352	MISC PRIDE IN MCALESTER	2,500.00	30,000	22,500.00				
	30 -5211353	MAIN STREET PROGRAM	1,250.00	15,000	11,250.00				
	30 -5211510	CDBG / EDIF DURALINE LOAN	282.50	3,390	2,260.00				
	30 -5652302	CONSULTANTS	4,300.00	115,000	78,275.30				
	30 -5652331	EMPLOYEE TRAVEL & TRAINING	67.95	25,000	19,535.94				
	30 -5652350	BUSINESS DEVELOPMENT EXPEN	5,623.20	24,600	18,210.59				
	32 -5215225	DEAK WALKING TRACK EXPENSE	25,000.00	0	34,842.05-	Y			
	33 -5971517	2015 CDBG PROJECT	11,535.00	233,694	108,912.05				
	35 -5862203	REPAIRS & MAINTENANCE SUPP	23,423.51	226,845	149,697.27				
	35 -5862312	EQUIPMENT RENTALS	307.87	0	3,694.47-	Y			
	35 -5862317	EMERGENCY VEHICLES	12,046.81	45,000	21,846.63				
	35 -5862331	TRAVEL & TRAINING	2.00	1,000	998.00				
	41 -5210480	CONTINGENCY	1,577.37	75,000	38,978.83				
	41 -5321401	CAPITAL OUTLAY	48,709.50	60,709	27.84				
	41 -5542401	CAPITAL OUTLAY	23,750.00	25,000	1,250.00				
	41 -5652402	TRAILS GRANT PROJECT	7,375.00	77,229	28,340.50				
	41 -5862401	CAPITAL OUTLAY	5,695.70	66,985	44,202.20				
	41 -5865409	WASHINGTON ST BRIDGE PJT	750.00	0	6,000.00-	Y			
	41 -5865510	LEASE PAYMENTS	8,361.80	101,825	71,030.70				
	41 -5974404	WTP FILTER	4,911.18	66,141	8,229.47				
	41 -5974405	WTP LAGOONS & DRYING BEDS	4,439.90	284,390	245,595.44				
	42 -5321401	CAPITAL OUTLAY	14,516.56	33,000	17,633.44				
	44 -5225401	TECHNOLOGY UPGRADES	15,635.39	274,774	135,806.19				
	44 -5225402	SOFTWARE & TECHNOLOGY UPDA	214.16	50,000	47,790.68				
	** 2016-2017 YEAR TOTALS **		576,227.37						

NO ERRORS

\*\* END OF REPORT \*\*

FUND	PERIOD	AMOUNT
01	10/2016	100,663.19
02	10/2016	196,935.81
03	10/2016	5,048.66
05	10/2016	0.00
08	10/2016	966.25
09	10/2016	8,169.00
11	10/2016	0.00
16	10/2016	0.00
24	10/2016	13,500.00
26	10/2016	0.00
27	10/2016	15,414.27
28	10/2016	12,662.03
29	10/2016	592.76
30	10/2016	14,023.65
32	10/2016	25,000.00
33	10/2016	11,535.00
35	10/2016	35,780.19
36	10/2016	0.00
38	10/2016	0.00
41	10/2016	105,570.45
42	10/2016	14,516.56
44	10/2016	15,849.55
46	10/2016	0.00
		576,227.37
		576,227.37



# McAlester City Council

## AGENDA REPORT

Meeting Date:	<u>October 11, 2016</u>	Item Number:	<u>Consent Agenda C</u>
Department:	<u></u>	Account Code:	<u></u>
Prepared By:	<u>Peter Stasiak, City Manager</u>	Budgeted Amount:	<u></u>
Date Prepared:	<u>October 4, 2016</u>	Exhibits:	<u>3</u>

### Subject

Consider and act upon, authorization of payment to KATCON, Inc., Invoice Payment #3, in the amount of \$ 34,646.98 for Construction Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account.

### Recommendation

Motion to approve payment to KATCON, Inc., Invoice Payment #3, in the amount of \$34,646.98 for Construction Services related to Washington Avenue Pavement Reconstruction Project.

### Discussion

### Approved By

	<i>Initial</i>	<i>Date</i>
Department Head		
City Manager	P. Stasiak	

SCHEDULE "D"

THE MCALESTER PUBLIC WORKS AUTHORITY

PAYMENT REQUISITION  
SERIES 2014 PROJECT ACCOUNT  
THE MCALESTER PUBLIC WORKS AUTHORITY CONSTRUCTION FUND

FROM: Trustees of The McAlester Public Works Authority

TO: BancFirst

DATE: September 22, 2016

Pursuant to the provisions the Series 1999 Revenue Bond Indenture dated as of May 1, 1999, as heretofore supplemented and amended by a Series 2002 Revenue Bond Indenture dated as of July 1, 2002, as supplemented and amended by a Series 2012 Supplemental Note Indenture dated as of December 1, 2012, as further supplemented and amended by a Series 2013 Supplemental Note Indenture dated as of June 1, 2013, and as further supplemented and amended by a Series 2014 Supplemental Note Indenture dated as of May 1, 2014 (collectively, the "Indenture"), all by and between The McAlester Public Works Authority and BancFirst, as Trustee, you are directed to pay Creditor from the Series 2014 Project Account within the Construction Fund of said Authority as indicated below, the amounts shown for the purposes set forth in this Requisition.

Katcon, INC.	800482036
CREDITOR	TRUST NO.

1047 Collins Rd. McAlester, OK 74501
MAILING ADDRESS

Construction Services	Invoice: Payment # 3
ITEM	ITEM NO.

September 16, 2016	Washington Ave. Pavement Reconstruction	\$34,646.98
DATE	PURPOSE	AMOUNT

AUTHORIZATION AND CERTIFICATE OF CITY MANAGER/CHAIRMAN

With reference to the above requisition, the undersigned certifies:

1. The above requisition is approved.
2. Each obligation therein has been properly incurred and is now due and unpaid and that insofar as such obligation was incurred for work, materials, equipment or supplies, such work was actually

performed, and such materials, equipment or supplies were actually installed or delivered to or for the Project as evidenced by the certificate of the supervising architect or engineer or other appropriate certification.

3. That obligations in the stated amounts have been incurred by the Authority and that each item is a proper charge against the Construction Fund and has not been paid.

4. That there has not been filed with or served upon the Authority, notice of any lien, right to lien, or attachment upon, or claim affecting the right of any such persons, firms or corporations to receive payment of, the respective amounts stated in this requisition which has not been released or will not be released simultaneously with this payment.

5. That such requisition contains no item representing payment on account of any retained percentages which the Authority is at the date of such certificate entitled to retain.

THE MCALESTER PUBLIC WORKS AUTHORITY



City Manager or Chairman

Date: September 22, 2016

Date Approved: \_\_\_\_\_

Date Paid: \_\_\_\_\_

\_\_\_\_\_  
Authorized Officer

Submit in triplicate:

1 to Trustee Bank  
1 to Authority  
1 to City



# Contractor's Application For Payment No. #3

Application Period: 9-15-16		Via (Engineer): INFRASTRUCTURE SOLUTIONS	
To (Owner): CITY OF McALESTER	From (Contractor): KATCON, INC.	Original (Days): 120	Revised (Days): 0
Project: WASHINGTON AVENUE STREET RECONSTRUCTION	Contract: Kelly Ward	Remaining (Days): 63	
Owner's Contract No.:	Contractor's Project No.:	Engineer's Project No.: MC-15-02	

## Application for Payment

### Change Order Summary

Approved Change Orders		
Number	Additions	Deductions
1	\$ 3,240.00	
TOTALS	\$ 3,240.00	\$ -
NET CHANGE BY		\$ 3,240.00
CHANGE ORDERS		


1. ORIGINAL CONTRACT PRICE	\$ 449,984.00
2. Net change by Change Orders	\$ 3,240.00
3. CURRENT CONTRACT PRICE (Line 1 ± 2)	\$ 453,224.00
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)	\$ 190,071.75
5. RETAINAGE:	
a. 5% x \$153,601.25 Work Complete	\$ (9,503.58)
b. 5% x \$ - Stored Materials	\$ (9,503.58)
c. Total Retainage (Line 5a + Line 5b)	\$ 180,568.17
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)	\$ (145,921.19)
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	\$ 34,646.98
8. AMOUNT DUE THIS APPLICATION	
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)	\$ 272,655.82

### Contractor's Certification

The undersigned Contractor certifies that: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: 

DATE: 9-16-16

Payment of:	\$ 34,646.98
	(Line 8 or other - attach explanation of other amount)
is recommended by:	 9/21/16
	(Engineer) (Date)
Payment of:	\$ 34,646.98
	(Line 8 or other - attach explanation of other amount)
is approved by:	_____ (Date)
	(Owner)
Approved by:	_____ (Date)
	Funding Agency (if applicable)

**Progress Estimate (UNIT ITEM BIDS)**

For: (City of McAlester WASHINGTON STREET IMPROVEMENTS (CIP #5)

**Contractor's Application**

Application Period: to 9-15-16

A

Application Number: 3

Application Date: 9/16/2016

Bid Item No.	Item Description	Qty	Bid Quantity	Unit Price	B Bid Value	C Work Completed Previous application	D This Period	E Materials Presently Stored	F Total Completed and stored to Date (D+E)	% Comp lete	G Balance to Finish (B-F)	Retainage
1	Earthwork	LS	1		\$ 80,460.00	\$ 32,184.00	\$ 24,138.00		\$ 56,322.00	70%	\$ 24,138.00	\$ (2,816.10)
2	Solid Slab Sod	SY	750	\$ 11.52	\$ 8,640.00	\$ -	\$ -		\$ -	0%	\$ 8,640.00	\$ -
3	Aggregate Type A	CY	760	\$ 21.60	\$ 16,416.00	\$ -	\$ -		\$ -	0%	\$ 16,416.00	\$ -
4	PC Concrete for Pavement Placement	SY	3,200	\$ 18.46	\$ 59,072.00	\$ -	\$ -		\$ -	0%	\$ 59,072.00	\$ -
5	PC Concrete for Pavement	CY	530	\$ 129.60	\$ 68,688.00	\$ -	\$ -		\$ -	0%	\$ 68,688.00	\$ -
6	Concrete Joint Sealing	LF	6,600	\$ 2.70	\$ 17,820.00	\$ -	\$ -		\$ -	0%	\$ 17,820.00	\$ -
7	Concrete Curb	LF	1,380	\$ 8.65	\$ 11,937.00	\$ -	\$ -		\$ -	0%	\$ 11,937.00	\$ -
8	4" Concrete Sidewalk	SY	180	\$ 43.75	\$ 7,875.00	\$ -	\$ -		\$ -	0%	\$ 7,875.00	\$ -
9	6" Concrete Driveway	SY	75	\$ 63.20	\$ 4,740.00	\$ -	\$ -		\$ -	0%	\$ 4,740.00	\$ -
10	Tactile Warning Devices	SF	96	\$ 39.50	\$ 3,792.00	\$ -	\$ -		\$ -	0%	\$ 3,792.00	\$ -
11	6" Perforated Underdrain Round	LF	1,450	\$ 16.20	\$ 23,490.00	\$ 9,396.00	\$ 7,047.00		\$ 16,443.00	70%	\$ 7,047.00	\$ (822.15)
12	6" Non perforated Underdrain Round	LF	120	\$ 16.20	\$ 1,944.00	\$ 1,944.00	\$ -		\$ -	100%	\$ -	\$ (97.20)
13	Removal of Concrete Pavement	SY	3,100	\$ 17.05	\$ 52,855.00	\$ 39,641.25	\$ 5,285.50		\$ 44,926.75	85%	\$ 7,928.25	\$ (2,246.33)
14	Removal of Sidewalk	SY	175	\$ 14.60	\$ 2,555.00	\$ 1,277.50	\$ -		\$ -	50%	\$ 1,277.50	\$ (63.87)
15	Mobilization	LS	1	\$ 51,036.00	\$ 51,036.00	\$ 51,036.00	\$ -		\$ 51,036.00	100%	\$ -	\$ (2,551.80)
16	Tensar Roadrain	SY	3,400	\$ 3.21	\$ 10,914.00					0%	\$ 10,914.00	
17	8" Drain Line	LF	175	\$ 32.40	\$ 5,670.00	\$ 5,670.00	\$ -		\$ 5,670.00	100%	\$ -	\$ (283.50)
18	Traffic Control	LS	1	\$ 7,850.00	\$ 7,850.00	\$ 1,962.50	\$ -		\$ 1,962.50	25%	\$ 5,887.50	\$ (98.12)
19	2 year Maintenance Bond	LS	1	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ -		\$ 4,000.00	100%	\$ -	\$ (200.00)
20	SWP3	LS	1	\$ 3,250.00	\$ 3,250.00	\$ 3,250.00	\$ -		\$ 3,250.00	100%	\$ -	\$ (162.50)
21	Traffic Strip (Multi Ploymer)(4" wide)	LF	1,080	\$ 2.25	\$ 2,430.00					0%	\$ 2,430.00	
22	Traffic Strip (multi Ploymer) 24"	LF	350	\$ 13.00	\$ 4,550.00					0%	\$ 4,550.00	
23	C0 #1 add 100' of 8" Drain Line	LF	100	\$ 32.40	\$ 3,240.00	\$ 3,240.00	\$ -		\$ 3,240.00	100%	\$ -	\$ (162.00)
<b>TOTAL</b>					\$ 453,224.00	\$ 153,601.25	\$ 36,470.50		\$ 190,071.75	41%	\$ 263,152.25	\$ (9,503.57)



# McAlester City Council

## AGENDA REPORT

Meeting Date: October 11, 2016

Item Number: Consent Agenda D

Department: \_\_\_\_\_

Prepared By: Pam Pulchny, Exec Dir

Account Code: \_\_\_\_\_

Date Prepared: October 4, 2016

Budgeted Amount: \_\_\_\_\_

Exhibits: 1

### Subject

Accept and place on file, the Oklahomans for Independent Living quarterly report for the months of April through June, 2016.

### Recommendation

Staff recommends acceptance of the Quarterly Report of Oklahomans for Independent Living.

### Discussion

### Approved By

*Initial*

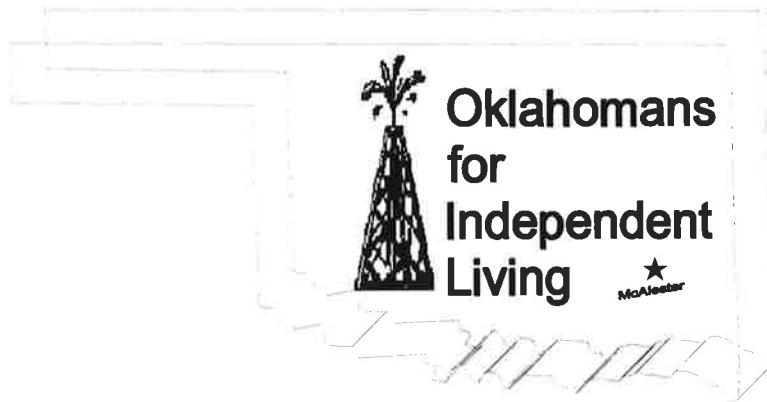
*Date*

Department Head

City Manager

P. Stasiak

Center for Independent Living  
ADvantage Case Management  
Independent Living Services  
Community Integration  
Transportation  
Employment  
Recreation



601 E. Carl Albert Parkway, McAlester, Oklahoma 74501 ~ 918 426 6220 V/TDD ~ 800 568 6821 V/TDD

Sept. 1, 2016

Mr. Peter Stasiak  
City Manager  
P.O. Box 578  
Municipal Building  
McAlester, OK 74502

Dear Mr. Stasiak,

During the months of **April, May and June 2016**, the Oklahomans for Independent Living (O.I.L) provided transportation to **79 individuals**. The individuals took a total of **1,031 trips**. O.I.L transported to **113** different locations including doctor's offices, pharmacies, McAlester Regional Hospital, Indian Clinic, DHS, Carl Albert Mental Health Center, DRS, Social Security, Goodwill, Shared Blessings, utility companies, grocery stores, Wal-Mart, restaurants, theater, and a variety of other sites.

Costs for the Transportation Program for the 3-month period are as follows:

Drivers	<b>\$ 6,328</b>
Fringe Benefits	<b>1,294</b>
Fuel	<b>643</b>
Maintenance	<b>0</b>
Insurance/fees	<b>250</b>
Occupancy/Phone/Supplies	<b><u>700</u></b>
	<b>\$ 9,215</b>

OIL has also provided its core services of information and referral, advocacy, peer counseling, and independent living skills training. OIL sends a monthly newsletter with resources and services available to the community. For the 4<sup>th</sup> quarter, there were 1,410 newsletters mailed.

Individual advocacy and systemic was provided on disability related issues that concern civil rights, housing, mental health, environmental modifications, the Americans with Disabilities Act, employment, and program access.

**City of McAlester**  
**4<sup>th</sup> Quarter Service Report**  
**April 2016 to June 30, 2016**

- 1) April 1, 2016-June 30, 2016, OIL provided 79 individuals with door-to-door transportation trips. OIL provided 5 different shopping days to Wal-Mart with a total of 17 individuals receiving transportation to Wal-mart. There were 3 different Saturday Shopping Days that provided transportation to 13 individuals.
- 2) *April 1, 2016-June 30, 2016, The OIL bus was used by the Stipe Center, for transportation, on Friday, June 24, 2016. Trip codes were identified as Nutrition and Employment. This Back-Up service, to the Community Senior Citizens bus, is an agreed partnership.*
  - *20 individuals were provided transportation.*
- 3) April 1, 2016-June 30, 2016, OIL has provided 62 individuals with Information and Referral.
- 4) April 1, 2016-June 30, 2016, OIL has provided 17 equipment loans. These loans consist of donated equipment from individuals within our community. The equipment increases independence and includes items such as walkers, shower benches/chairs, crutches, wheelchairs, etc.
- 5) April 1, 2016-June 30, 2016, OIL has provided 12 different Social and Recreational Programs for McAlester citizens with disabilities to include:
  - Special Olympics in *Poteau, McAlester and Stillwater, OK*, with a total of 12 athletes competing and 3 coaches attending.
  - 3 Men's Social Group, 19 attending.
  - 3 Women's Social Group, 21 attending.
  - 2 OIL Social, 20 attending.
  - 1 OIL Chadick Park Picnic, 37 attending.
  - 1 Game Day, 11 attending.
  - 1 Bowling Day, 12 attending.
  - 3 Craft Days, 35 attending.
  - 2 Walk-N-Roll to be Healthy, 20 attending.
- 6) April 1, 2016-June 30, 2016, OIL has assisted 7 individuals with Independent Living Skills, and 2 individuals with Home Modifications.

- 7) April 1, 2016-June 30, 2016, OIL has assisted 2 individuals with Employment and Vocational Services. 1 is completed, with 1 on-going.
- 8) April 1, 2016-June 30, 2016, OIL has provided 13 individuals with Peer Counseling and 5 Traumatic Brain Injury Support Group Meetings with 3 individuals in attendance. Support groups promote independence for people with disabilities.
- 9) OIL attended the *Disability Awareness Day at the State Capital, OKC*, with 9 in attendance.
- 10) OIL attended the Kiamichi Economic Development District Senior Day at the Expo. Center, in McAlester, providing 13 individuals with transportation.
- 11) April 1, 2016-June 30, 2016, OIL has provided Independent Living Skills Training to 13 individuals in the forms of money management, reading, driver's license preparation, computer skills training, etc.

OIL continues to provide assistance to 572 individuals, *to advocate and encourage independence.*

- 12) April 1, 2016-June 30, 2016, OIL has provided 11 individuals with Advocacy Assistance, while educating them about the Americans with Disabilities Act (ADA). Four area businesses worked with OIL in becoming ADA compliant.

OIL provides case management services for 92 individuals, at risk of nursing home placement, with Community Based Services in place. O.I.L. is currently assisting 4 individuals through the Oklahoma Health Care Authority - Living Choice Program in moving out of a nursing facility and into the community, with high potential. Case management services, ensure community resources are developed and used to assist people, to live in their homes, versus nursing home placement.

OIL appreciates the City of McAlester's support and its commitment to the community integration and involvement of people with disabilities.

Sincerely,



Pam Pulchny,  
Executive Director



# McAlester City Council

## AGENDA REPORT

**Meeting Date:** October 11, 2016 **Item Number:** Consent Agenda E

**Department:** \_\_\_\_\_

**Prepared By:** John Browne, Mayor **Account Code:** \_\_\_\_\_

**Date Prepared:** October 4, 2016 **Budgeted Amount:** \_\_\_\_\_

**Exhibits:** 1

### Subject

Consider and act upon, to concur with the Mayor's appointment of Robert Thornton, 405 E. Chickasaw Ave., McAlester, 74501, to the McAlester Housing Authority Board for a term beginning October 12, 2016 and ending July 31, 2017.

### Recommendation

Staff recommends concurrence with the Mayor's appointment of Robert Thornton to the McAlester Housing Authority Board.

### Discussion

### Approved By

*Initial*

*Date*

**Department Head**

**City Manager**

P. Stasiak

John:

Thank you for expressing your interest in my further serving the City of McAlester by joining the Housing Authority Board. As requested, following are some of my professional, civic and personal items.

1. Over ten years in commercial and residential property management, real estate sales license, certified property management candidate all in California prior to moving to McAlester. Employed at George Elkins Co., Beverly Hills, Director, Property Management, and Condominium Administration Co., Vice President. CAC was one of the largest property management companies west of the Mississippi.
2. For the past 33 years, President of Miller Brothers Enterprises, Inc. We specialize in interior contracting/construction. One of SE Oklahoma's largest contractors for metal stud framing, drywall, acoustical ceilings, flooring and overhead doors. We currently employ approximately 40 people.
3. Attended CLU and UCLA in Southern California, and served on several boards/committees in McAlester, including McAlester In Motion, Chamber of Commerce, and the McAlester Boys and Girls Club.
4. My wife is Kimberly Thornton, employed by the McAlester Regional Health Center as a fitness instructor at the Wellness Center, my son and daughter are graduates of McAlester Public Schools.
5. AKA "The Voice of the Buffaloes".

Robert K. Thornton

President,

Miller Brothers Enterprises, Inc.

405 E. Chickasaw Ave.

McAlester, OK 74501

Ofc. 918-423-9002

Cell. 918-421-0169

Fax. 918-423-9011

Email. mfdc@sbcglobal.net





# McAlester City Council

## AGENDA REPORT

Meeting Date:	<u>October 11, 2016</u>	Item Number:	<u>Consent Agenda F</u>
Department:	<u></u>	Account Code:	<u></u>
Prepared By:	<u>Peter Stasiak, City Manager</u>	Budgeted Amount:	<u></u>
Date Prepared:	<u>October 4, 2016</u>	Exhibits:	<u>2</u>

### Subject

Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC, Invoice MC-15-02A-03, in the amount of \$11,012.00 for Professional Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account.

### Recommendation

Motion to approve payment to Infrastructure Solutions Group, LLC, Invoice MC-15-02A-03, in the amount of \$11,012.00 for Professional Services related to Washington Avenue Pavement Reconstruction Project.

### Discussion

### Approved By

	<i>Initial</i>	<i>Date</i>
Department Head		
City Manager	P. Stasiak	

SCHEDULE "D"

THE MCALESTER PUBLIC WORKS AUTHORITY

PAYMENT REQUISITION

SERIES 2014 PROJECT ACCOUNT

THE MCALESTER PUBLIC WORKS AUTHORITY CONSTRUCTION FUND

FROM: Trustees of The McAlester Public Works Authority

TO: BancFirst

DATE: October 3, 2016

Pursuant to the provisions the Series 1999 Revenue Bond Indenture dated as of May 1, 1999, as heretofore supplemented and amended by a Series 2002 Revenue Bond Indenture dated as of July 1, 2002, as supplemented and amended by a Series 2012 Supplemental Note Indenture dated as of December 1, 2012, as further supplemented and amended by a Series 2013 Supplemental Note Indenture dated as of June 1, 2013, and as further supplemented and amended by a Series 2014 Supplemental Note Indenture dated as of May 1, 2014 (collectively, the "Indenture"), all by and between The McAlester Public Works Authority and BancFirst, as Trustee, you are directed to pay Creditor from the Series 2014 Project Account within the Construction Fund of said Authority as indicated below, the amounts shown for the purposes set forth in this Requisition.

Infrastructure Solutions Group, LLC

**800482036**

CREDITOR

TRUST NO.

719 S. George Nigh Expressway

MAILING ADDRESS

Professional Services

Invoice: MC-15-02A-03

ITEM

ITEM NO.

September 30, 2016

Washington Ave. Pavement Reconstruction

\$ 11,012.00

DATE

PURPOSE

AMOUNT

AUTHORIZATION AND CERTIFICATE OF CITY MANAGER/CHAIRMAN

With reference to the above requisition, the undersigned certifies:

1. The above requisition is approved.
2. Each obligation therein has been properly incurred and is now due and unpaid and that insofar as such obligation was incurred for work, materials, equipment or supplies, such work was actually

performed, and such materials, equipment or supplies were actually installed or delivered to or for the Project as evidenced by the certificate of the supervising architect or engineer or other appropriate certification.

3. That obligations in the stated amounts have been incurred by the Authority and that each item is a proper charge against the Construction Fund and has not been paid.

4. That there has not been filed with or served upon the Authority, notice of any lien, right to lien, or attachment upon, or claim affecting the right of any such persons, firms or corporations to receive payment of, the respective amounts stated in this requisition which has not been released or will not be released simultaneously with this payment.

5. That such requisition contains no item representing payment on account of any retained percentages which the Authority is at the date of such certificate entitled to retain.

THE MCALESTER PUBLIC WORKS AUTHORITY



City Manager or Chairman

Date: October 3, 2016

Date Approved: \_\_\_\_\_

Date Paid: \_\_\_\_\_

\_\_\_\_\_  
Authorized Officer

Submit in triplicate:

1 to Trustee Bank  
1 to Authority  
1 to City



INVOICE SUBMITTED TO:

September 30, 2016

City of McAlester  
PO Box 578  
McAlester, OK 74502-0578

Invoice # MC-15-02A-03

In Reference To: Washington Street Reconstruction  
Construction Management and Resident Project Representative

CONSTRUCTION MANAGEMENT – \$8,600.00 42% Complete	\$ 3,612.00
RESIDENT PROJECT REPRESENTATIVE - \$55,000.00 Hourly, See Attached	<u>\$ 21,440.00</u>
TOTAL SERVICES BILLED TO DATE	\$ 25,052.00
LESS PREVIOUSLY INVOICED	<u>-\$ 14,040.00</u>
<b><u>TOTAL DUE THIS INVOICE</u></b>	<b><u>\$ 11,012.00</u></b>

All invoices are payable within 15 days of receipt. Please send payments to

**Infrastructure Solutions Group, LLC  
719 S. George Nigh Expressway  
McAlester, OK 74501**



# McAlester City Council

## AGENDA REPORT

Meeting Date:	October 11, 2016	Item Number:	Consent Agenda G
Department:	Finance	Account Code:	
Prepared By:	Toni Ervin	Budgeted Amount:	\$12,800.00
Date Prepared:	October 4, 2016	Exhibits:	20

### Subject

Consider and act upon, authorization of payment to Old Town Association, Invoice 536909, in the amount of \$5,443.75 to reimburse the Association for expenses incurred for the Wild West Festival per agreement dated June 14, 2016.

### Recommendation

Motion to approve payment to Old Town Association, Invoice 536909, in the amount of \$5,443.75 for Wild West Festival Expenses.

### Discussion

### Approved By

Initial  
TE

Date  
October 4, 2016

Department Head  
City Manager

P. Stasiak

**Old Town Association****INVOICE**2701 North Main Street  
McAlester, OK 74501

918.329.9417

**SOLD TO:**City of McAlester  
P.O. Box 578  
McAlester, OK 74502  
(918)423-9300**SHIPPED TO:**

Sheila Norman

INVOICE NUMBER 536909  
INVOICE DATE October 4, 2016  
OUR ORDER NO.  
YOUR ORDER NO.  
TERMS  
SALES REP Brenda Baxter  
SHIPPED VIA  
F.O.B.  
PREPAID or COLLECT

Sales Tax Rate:

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	City of McAlester Funding Agreement	12,800.00	12,800.00
1	KTNT/Blake FM 102.5 FM (September payment)	350.00	350.00
1	McAlester Radio	487.50	487.50
1	Briggs Printing	119.00	119.00
1	Quibble Brother's Band (second payment on contract)	1,000.00	1,000.00
1	Jumpin Jiminy (second payment on contract)	4,590.25	4,590.25
1	Sticker Giant	350.64	350.64
1	McAlester News Capital	1,250.00	1,250.00
1	SoundPrairie Pro Audio	1999.00	1999.00
1	Briggs Printing	94.00	94.00
1	Wesley Michael Hayes & Outlaw Territory Band	1,000.00	1,000.00
1	The Oklahoma Kid	500.00	500.00
1	Ralph Cox Band	200.00	200.00
1	George Hopkins - Medicine Man Show	500.00	500.00
1	Indian Territory Pistoliers	500.00	500.00
1	Movies in the Park	450.00	450.00
1	Bargain Journal	147.00	147.00
1	Floyd Morgan Jr. Photography	250.00	250.00
1	Funding Advance	(7,356.25)	(7,356.25)
1	Difference absorbed by OTA	(987.39)	(987.39)
		<b>SUBTOTAL</b>	<b>5,443.75</b>
		Tax	n/a
		Gratuity	n/a
			<b>\$5,443.75</b>
			<b>PAY THIS</b>
			<b>AMOUNT</b>

**DIRECT ALL INQUIRIES TO:**Brenda Baxter  
918.329.9417  
email: bgbaxter@gmail.com**MAKE ALL CHECKS PAYABLE TO:**Old Town Association  
Attn: Accounts Receivable  
2701 North Main Street  
McAlester, OK 74501**THANK YOU FOR YOUR BUSINESS!**

K95.6 Inc. dba  
 KTNT / BLAKE FM102.5 FM  
 PO BOX 956  
 EUFAULA OK 74432-0956  
 918 689 3663 p 918 689 5451 f

## Statement of Account

Account ID: 1984  
 Statement Date: 9/25/2016  
 Account Rep: Deborah Hughes

Please Pay This Amount \$350.00

Amount Paid: \_\_\_\_\_

OLD TOWN ASSOC. CITY OF MCALESTER  
 RE; WILD WEST FESTIVAL  
 2701 N MAIN STREET  
 MCALESTER, OK 74501

Sponsor: Wild West Festival

Page 1

Reference	Date	Type	Description	Amount	Balance
BalForward	8/29/2016	Bal	Balance Forward as of 8/28/2016	350.00	350.00
16090110	9/25/2016	INV	Invoice: KTNT/BLAKE FM 102.5 1984-004 Wild West Festiv [1-Package / 14-:30 Spots]	0.00	350.00
Statement Total:					350.00
Please Pay This Amount					350.00

PAYMENT IS DUE BY THE 15th

Current	31-60 Days	61-90 Days	91-120 Days	121+ Days	Total Due
350.00					350.00

# KMCO-FM

PO Box 1068 McAlester OK 74502  
Phone: 918-423-1460 Fax: 918-423-7119

## Contract Confirmation

KMCO-FM CONTRACT CONFIRMATION  
as of 9/19/16 Revision: Orig Page: 1

Account Number: 17671 Contract: 11547  
Account Name: CITY OF MCALESTER.

Air Dates: 9/10/16-10/1/16  
Salesperson: BOB TURNBOW  
Account Telephone:  
Estimate Number  
Co-Op  
A/R Description WILD WEST FESTIVAL  
Cart Copy WIWE

CITY OF MCALESTER.  
ATTN: EDDIE GRAY  
P.O. BOX 578  
MCALESTER, OK 74502

---		Date Range	Dayparting	Len	Rate	Mon	Tue	Wed	Thu	Fri	Sat	Sun	WeeksOn	WkUnit	TotUnit	TotalAmt	---
A	9/10/16-	9/11/16	6:00a- 7:00p	30s	\$487.50/mon						3	3	All	6	6	\$46.32	
A	9/12/16-	9/25/16	6:00a- 7:00p	30s	\$487.50/mon	3	3	3	3	3	3	3	All	21	42	\$325.08	
A	9/26/16-	10/01/16	6:00a- 7:00p	30s	\$487.50/mon	3	3	3	3	3	3		All	18	18	\$116.10	

CONTRACT TOTAL: \$487.50 66 Units

Month	Units	Total	Month	Units	Total
Sep16	63	\$487.50	Oct16	3	\$0.00

Accepted By

Client Signature

Today's Date

Accepted By

Station Signature

Today's Date

Wicks Broadcast Solutions, LLC. Laz E-Forms™





505 South 2nd Street  
McAlester, OK 74501 US  
(918)423-7326  
briggsprinting@gmail.com  
briggsprinting.com

**BILL TO**  
Old Town Merchant's  
Association

**INVOICE 65252**

**DATE** 09/27/2016 **TERMS** Due on receipt

**DUE DATE** 10/01/2016

DATE	ACTIVITY	AMOUNT
09/27/2016	2500 Wild West push Cards - event cards	119.00T
Starting October 1st the following Rush Fees will go into effect: Same Day- \$25.00 Next Day- \$15.00		
	<b>SUBTOTAL</b>	119.00
	<b>TAX (0%)</b>	0.00
	<b>TOTAL</b>	119.00
<b>TOTAL DUE</b>		<b>\$119.00</b>

Received By : \_\_\_\_\_

Date: \_\_\_\_\_ Visa/MC/Cash/Check # \_\_\_\_\_

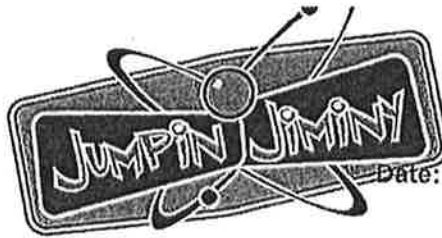
# INVOICE

City of McAlester, Oklahoma: Purchaser

Job # 10-1-16-325A

DESCRIPTION	PRICE
Per: Eddle Gray – City of McAlester "The Quibble Brothers" Date: Saturday, October 1, 2016 – 10 am sound check, at least two full hours of play between 11 am and 2 pm.	\$2,000.00
Sound System – Provided by City of McAlester	N/A
Sub Total	\$2,000.00
Total Amount Due	\$2000.00
Retainer Fee Due Within Seven Days Of Invoice Date (Cash, Check or Money Order)	\$1000.00
Event Details:	
The City of McAlester is hosting its annual "Wild West Festival". Quibble Brothers will perform our unique blend of up-tempo bluegrass, country, Red Dirt, and Western Swing repertoire.	
The Quibble Brothers Thank YOU for your business!	

10-1-16  
CK# 1222  
10  
Quibble Brothers Band  
6120 Prospect Ave., Dallas, TX 75214  
Phone (972) 897 – 2726  
patrick@RunThisProject.com  
CK# 1218  
99-16  
\$1000



P.o. Box 9454  
Tulsa, Ok. 74157  
918-291-5867  
Fax:918-445-4106

Page #:1  
Invoice #:12256

Date: Thursday, September 01, 2016

## Invoice

### Customer Information

City of McAlester  
119 E. Choctaw, Suite 101

McAlester, OK 74501

### Event Information

City of McAlester  
2645 N. Main

McAlester, OK 74501

Phone 1:(918)423-9300  
x4996

Phone 2: (918)329-9434 c  
Phone 3:

Event Dates/Times  
9/30/2016 - 10/1/2016  
05:00PM - 05:00PM

Setup Date: 9/30/2016  
Event Phone:

Unit Name	Price	Sup Fee	Qty	Line Total
Mechanical Bull	\$2,550.00	\$0.00	1	\$2,550.00
Turbulence AND Swing Ride	\$5,450.00	\$0.00	1	\$5,450.00
22FT SUPER SLIDE	\$1,100.00	\$0.00	1	\$1,100.00
15X15 SESAME STREET	\$300.00	\$0.00	1	\$300.00

Equipment Fees:	\$9,400.00
Delivery Fees:	\$115.00
Supply Fees:	\$0.00
lodging	\$100.00
DWC:	\$0.00
Discount:	\$434.50
Sub-Total:	\$9,180.50
Tax:	\$0.00
Total:	\$9,180.50
Deposit Required:	\$4,590.25
Payments:	
Balance Due:	\$9,180.50

balance  
4590.25

PO 4590.25  
9-30-16  
ck# 1221  
9/6/2016

PO 4590.25  
ck# 1220  
9-19-16

Edward J. Perry  
Lessee (renter)

Date

Lessor



Job # 121495  
Customer PO #

9/23/2016

### Billing Info

Old Town Association  
2700 N Main St  
Mcalester, OK 74501  
kellydawn30@yahoo.com

### Shipping Info

Old Town Association  
C/O Brenda Baxter  
2700 N Main St  
Mcalester, OK 74501  
USA

Qty Ordered 5000  
Type 211  
Final Size 278 x 234  
Shape Badge - Star  
Stock Gold foil paper  
# Colors 1  
Inks black  
Finish On rolls  
Description

Price \$350.64  
Discount  
Total Price \$350.64

---

(USD) Subtotal \$350.64

Payment Type Discover

Shipping \$10.99  
Total Invoice \$361.63

**PAID IN FULL**

**McAlester News Capital**

PO Box 987  
McAlester OK 74502  
(918) 423-1700

**Advertising Invoice and Statement**

1) Billing Period	2) Advertiser/Client Name		
SEPTEMBER 2016	OLD TOWN BUSINESS ASSOC.		
23) Total Amount Due	4) Unapplied Amount	3) Terms of Payment	
1,250.00		NET, 15TH OF MONTH	
21) Current Net Amount Due	22) 30 Days	60 Days	Over 90 Days
1,250.00	0.00	0.00	0.00
4) Page Number	5) Billing Date	6) Billed Account Number	7) Advertiser/Client Number
2	09/30/16	796	796

8) Billed Account Name and Address	9) Remittance Address
OLD TOWN BUSINESS ASSOC. 2700 NORTH MAIN MCALESTER, OK 74501	MCALESTER NEWS-CAPITAL AND DEMOCRAT PO BOX 987 MCALESTER OK 74502

THANKS, MCALESTER NEWS CAPITAL

10) Date	11) Newspaper Reference	12) 13) 14) Description-Other Comments/Charges	15) SAU Size 16) Billed Units	17) Times Run 18) Rate	19) Gross Amount	20) Net Amount
09/29	P2W NC	FIND & SAVE	0x0.00 .00	1 .000	60.00	60.00
09/29	COL NC	1 COLOR CHARGE	0x0.00 .00	1 .000	60.00	60.00
09/29	SHO WR	WEEKLY REVIEW	3x10.00 30.00	1 2.000	60.00	60.00
09/29	SHO WR	COLOR/WEEKLY REVIEW	0x0.00 .00	1 .000	30.00	30.00
09/30	DSF NC	DESIGN SERVICES FEE	0x0.00 .00	0 .000	10.00	10.00

**Statement of Account - Aging of Past Due Amounts**

21) Current Net Amount Due	22) 30 Days	60 Days	Over 90 Days	Last Payment Date	23) Total Amount Due
1,250.00	0.00	0.00	0.00		1,250.00

**McAlester News Capital**

PO Box 987  
McAlester OK 74502  
(918) 423-1700

Accounts 30 days old - charged 1 3/4% per month service charge. ANNUAL RATE 21%.

\* Unapplied amounts are included in Total Amount Due

24) Invoice Number	25) Advertiser Information	6) Billed Account Number	7) Advertiser/Client Number	2) Advertiser/Client Name
286	1) Billing Period SEPTEMBER 2016	796	796	OLD TOWN BUSINESS ASSOC.

**McAlester News Capital**

PO Box 987  
McAlester OK 74502  
(918) 423-1700

1) Billing Period		2) Advertiser/Client Name	
SEPTEMBER 2016		OLD TOWN BUSINESS ASSOC.	
23) Total Amount Due		Unapplied Amount	3) Terms of Payment
1,250.00			NET, 15TH OF MONTH
21) Current Net Amount Due	22) 30 Days	60 Days	Over 90 Days
1,250.00	0.00	0.00	0.00
4) Page Number	5) Billing Date	6) Billed Account Number	7) Advertiser/Client Number
1	09/30/16	796	796

**Advertising Invoice and Statement**

8) Billed Account Name and Address	9) Remittance Address
OLD TOWN BUSINESS ASSOC. 2700 NORTH MAIN MCALESTER, OK 74501	MCALESTER NEWS-CAPITAL AND DEMOCRAT PO BOX 987 MCALESTER OK 74502

THANKS, MCALESTER NEWS CAPITAL

10) Date	11) Newspaper Reference	12) Description-Other Comments/Charges	15) SAU Size 16) Billed Units	17) Times Run 18) Rate	19) Gross Amount	20) Net Amount
		PREVIOUS BALANCE				0.00
09/20	WEB NC	WEBSITE AD	0x0.00	1	200.00	200.00
			.00	.000		
09/25	PNC NC	HOLIDAY PACKAGES	3x10.00	1	132.50	132.50
			30.00	.000		
09/25	P2W NC	FIND & SAVE	0x0.00	1	60.00	60.00
			.00	.000		
09/25	COL NC	1 COLOR CHARGE	0x0.00	1	60.00	60.00
			.00	.000		
09/27	PNC NC	HOLIDAY PACKAGES	3x10.00	1	132.50	132.50
			30.00	.000		
09/27	P2W NC	FIND & SAVE	0x0.00	1	60.00	60.00
			.00	.000		
09/27	COL NC	1 COLOR CHARGE	0x0.00	1	60.00	60.00
			.00	.000		
09/28	PNC NC	HOLIDAY PACKAGES	3x10.00	1	132.50	132.50
			30.00	.000		
09/28	P2W NC	FIND & SAVE	0x0.00	1	60.00	60.00
			.00	.000		
09/29	PNC NC	HOLIDAY PACKAGES	3x10.00	1	132.50	132.50
			30.00	.000		

**Statement of Account - Aging of Past Due Amounts**

21) Current Net Amount Due	22) 30 Days	60 Days	Over 90 Days	Last Payment Date	23) Total Amount Due
					CONTINUED

**McAlester News Capital**

PO Box 987  
McAlester OK 74502  
(918) 423-1700

Accounts 30 days old - charged 1 3/4% per month service charge. ANNUAL RATE 21%.

\* Unapplied amounts are included in Total Amount Due

24) Invoice Number	25) Advertiser Information			
1) Billing Period	6) Billed Account Number	7) Advertiser/Client Number	2) Advertiser/Client Name	
286	SEPTEMBER 2016	796	796	OLD TOWN BUSINESS ASSOC.

**SoundPrairie Pro Audio****INVOICE**

1818 S. Main Street  
McAlester, OK 74501 (918)863-7095

**SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:**

INVOICE NUMBER 5369016  
INVOICE DATE October 1, 2016  
OUR ORDER NO.  
YOUR ORDER NO.  
TERMS  
SALES REP Brenda Baxter  
SHIPPED VIA  
F.O.B.  
PREPAID or COLLECT

**Sales Tax Rate:****9.50%**

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Indoor/Outdoor Concert Audio Package 3	1,999.00	1,999.00
Pay the day of the festival		SUBTOTAL	1,999.00
		TAX	N/A
		Gratuity	N/A
			\$1,999.00
			PAY THIS
			AMOUNT

**THANK YOU FOR YOUR BUSINESS!**



**BRIGGS  
PRINTING**

505 South 2nd Street  
McAlester, OK 74501 US  
(918)423-7326  
briggsprinting@gmail.com  
briggsprinting.com

**BILL TO**

Chamber of Commerce  
119 E Choctaw Ste 103  
McAlester, OK 74501

**INVOICE 64606**

**DATE** 04/12/2016 **TERMS** Due on receipt

**DUE DATE** 05/01/2016

DATE	ACTIVITY	AMOUNT
04/12/2016	50 each Vender application/Vender letter/ Sponsorship letter Wild West Festival	94.00T

SUBTOTAL 94.00  
TAX (0%) 0.00  
TOTAL 94.00

**TOTAL DUE \$94.00**

*Pd 12/11  
Ch#  
Briggs  
4-22-16*

Received By : \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Visa/MC/Cash/Check # \_\_\_\_\_



**Wesley Michael Hayes & Outlaw Territory Band****INVOICE**

918-577-1425

**SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:**

INVOICE NUMBER 5369012  
INVOICE DATE October 1, 2016  
OUR ORDER NO.  
YOUR ORDER NO.  
TERMS  
SALES REP Brenda Baxter  
SHIPPED VIA  
F.O.B.  
PREPAID or COLLECT

Sales Tax Rate:

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Wesley Michael Hayes & Outlaw Territory Band Performance	1,000.00	1,000.00
Pay the day of the festival		SUBTOTAL	1,000.00
		TAX	N/A
		Gratuity	N/A
			\$1,000.00
			PAY THIS
			AMOUNT

**THANK YOU FOR YOUR BUSINESS!**

**Marty Tipton****INVOICE**

The Oklahoma Kid - Trick Roping Act

405-417-6439

**SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:**

INVOICE NUMBER 5369011  
INVOICE DATE October 1, 2016  
OUR ORDER NO.  
YOUR ORDER NO.  
TERMS  
SALES REP Brenda Baxter  
SHIPPED VIA  
F.O.B.  
PREPAID or COLLECT

Sales Tax Rate:

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	The Oklahoma Kid Trip Roping Act (4 shows)	500.00	500.00
Pay the day of the festival		SUBTOTAL	500.00
		TAX	N/A
		Gratuity	N/A
			\$500.00
		PAY THIS	
		AMOUNT	

**THANK YOU FOR YOUR BUSINESS!**

**Ralph Cox Band****INVOICE****SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:**

INVOICE NUMBER 5369013  
INVOICE DATE October 1, 2016  
OUR ORDER NO.  
YOUR ORDER NO.  
TERMS  
SALES REP Brenda Baxter  
SHIPPED VIA  
F.O.B.  
PREPAID or COLLECT

Sales Tax Rate:

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Ralph Cox Band Performance	200.00	200.00
Pay the day of the festival		SUBTOTAL	200.00
		TAX	N/A
		Gratuity	N/A
			\$200.00
			PAY THIS
			AMOUNT

**THANK YOU FOR YOUR BUSINESS!**

**George Hopkins****INVOICE****SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:****INVOICE NUMBER** 5369010**INVOICE DATE** October 1, 2016**OUR ORDER NO.****YOUR ORDER NO.****TERMS****SALES REP** Brenda Baxter**SHIPPED VIA****F.O.B.****PREPAID or COLLECT****Sales Tax Rate:**

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Medicine Man Shows - 4 performances	500.00	500.00
Pay the day of the festival		<b>SUBTOTAL</b>	500.00
		<b>TAX</b>	N/A
		<b>Gratuity</b>	N/A
			\$500.00
			<b>PAY THIS</b>
			<b>AMOUNT</b>

**THANK YOU FOR YOUR BUSINESS!**

**Indian Territory Pistoliers****INVOICE****SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:**

INVOICE NUMBER 5369014  
INVOICE DATE October 1, 2016  
OUR ORDER NO.  
YOUR ORDER NO.  
TERMS  
SALES REP Brenda Baxter  
SHIPPED VIA  
F.O.B.  
PREPAID or COLLECT

Sales Tax Rate:

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Gun Fight Show - 4 performances	500.00	500.00
Pay the day of the festival		SUBTOTAL	500.00
		TAX	N/A
		Gratuity	N/A
			\$500.00
			PAY THIS
			AMOUNT

**THANK YOU FOR YOUR BUSINESS!**

**Edward Gray****INVOICE**

14 East Smith Ave  
McAlester, OK 74501

918.329.9434

**SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:**

INVOICE NUMBER 536909

INVOICE DATE October 4, 2016

OUR ORDER NO.

YOUR ORDER NO.

TERMS

SALES REP Edward Gray

SHIPPED VIA

F.O.B.

PREPAID or COLLECT

Sales Tax Rate:

9.00%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
3	Payment to City of McAlester employees for Movies in the park (3 employees: Robbie Patton, Frankie Johnson & Clifford Vanderpool	150.00	450.00
		SUBTOTAL	450.00
		TAX	N/A
		Gratuity	N/A

**DIRECT ALL INQUIRIES TO:**

Eddie Gray  
918.329-9434  
email: eddie.gray@cityofmcalester.com

**MAKE ALL CHECKS PAYABLE TO:**

Edward Gray  
Attn: Accounts Receivable  
14 E. Smith Ave  
McAlester, OK 74501

\$450.00

PAY THIS

AMOUNT

**THANK YOU FOR YOUR BUSINESS!**

# Weekly Bargain Journal

126 E. Choctaw Avenue  
McAlester, OK 74501

Phone: 918-426-5500 Fax 918-...


## Statement

Date

9/30/2016

To:

Wild West Festival  
119 E. Choctaw Suite 101  
McAlester, OK 74501

					Amount Due	Amount Enc.
					\$147.00	
Date	Transaction				Amount	Balance
08/31/2016	Balance forward					0.00
09/20/2016	INV #45359.				147.00	147.00
	--- 1/4 \$147.00					
						
CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	Amount Due	
0.00		0.00	0.00	0.00	\$147.00	

**Floyd Morgan Jr. Photography****INVOICE****SOLD TO:**

Old Town Association  
2701 North Main  
McAlester, OK 74501  
(918)329-9417

**SHIPPED TO:****INVOICE NUMBER** 5369015**INVOICE DATE** October 1, 2016**OUR ORDER NO.****YOUR ORDER NO.****TERMS****SALES REP** Brenda Baxter**SHIPPED VIA****F.O.B.****PREPAID or COLLECT****Sales Tax Rate:**

9.50%

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Photography of the Festival	250.00	250.00
Pay the day of the festival		<b>SUBTOTAL</b>	250.00
		<b>TAX</b>	N/A
		<b>Gratuity</b>	N/A
			\$250.00
			<b>PAY THIS</b>
			<b>AMOUNT</b>

**THANK YOU FOR YOUR BUSINESS!**





# McAlester City Council

## AGENDA REPORT

**Meeting Date:** October 11, 2016  
**Department:** City Council  
**Prepared By:** Joe Ervin, City Attorney  
**Date Prepared:** October 5, 2016

**Item Number:** Consent Agenda H  
**Account Code:** \_\_\_\_\_  
**Budgeted Amount:** \_\_\_\_\_  
**Exhibits:** 1

### Subject

Consider and act upon, to approve and authorize the Mayor to sign the Outer Marker Lease agreement.

### Recommendation

Motion to approve and authorize the Mayor to sign the Outer Marker Lease agreement.

### Discussion

### Approved By

**Department Head**

**City Manager**

P. Stasiak

*Initial*

*Date*

## OUTER MARKER LEASE

**WHEREAS**, John Whetsel is the owner of land in Pittsburg County, Oklahoma, and the City of McAlester, a Municipal Corporation, is desirous of leasing a portion of the same for the purpose of erecting and maintaining an outer marker facility as a component of an instrument landing system to be installed at the McAlester Municipal Airport, together with an easement for access to said tract; and,

**WHEREAS**, said parties have agreed upon an easement for said outer marker facility and a right-of-way for roadway across said land in favor of said City;

**NOW, THEREFORE**, it is agreed between John Whetsel and said City this \_\_\_\_ day of October, 2016.

1. John Whetsel, in consideration of the Agreement hereinafter made by said City, grants to said City an easement for said outer marker facility upon the following described property:

A tract of land located in the Southeast Quarter (SE  $\frac{1}{4}$ ) of Section Twenty-Two (22), Township Four (4) North, Range Fourteen (14) East, in Pittsburg County, Oklahoma, more particularly described as follows:

Beginning at a point on the West line of above said southeast Quarter, said point being 350.0 feet North of the Southeast Corner of said Southeast Quarter; thence, Easterly and parallel to the South line of said SE  $\frac{1}{4}$  a distance of 100.0 feet; thence Northerly and parallel to the West line of said South line of said SE  $\frac{1}{4}$  a distance of 100.0 feet to a point on the West line of said SE  $\frac{1}{4}$ ; thence Southerly along the West line of said SE  $\frac{1}{4}$  a distance of 100.0 feet to the point of beginning.

2. John Whetsel further grants right-of-way to said City for the purpose of ingress and egress and access to the property above described, said right-of-way being more particularly described as follows:

A tract of land located in the Southeast Quarter of Section Twenty-Two (22), Township Four (4) North Range Fourteen (14) East, in Pittsburg County, Oklahoma, more particularly described as follows:

Beginning at the Southwest corner of above said Southeast Quarter; thence Northerly along the West line of said SE  $\frac{1}{4}$ , a distance of 350.0 feet; thence Easterly and parallel to the South line of said SE  $\frac{1}{4}$ , a distance of 30.0 feet, thence Southerly and parallel to the West line of said SE  $\frac{1}{4}$ , a distance of 350.0 feet to a point on the South line of said SE  $\frac{1}{4}$ , thence Westerly along the South line of said SE  $\frac{1}{4}$ , a distance of 30.0 feet to the point of beginning.

3. Term. That the term of this lease and the easements herein granted shall be for a period of five (5) years from this date. It is mutually agreed that the lessee (City of McAlester) shall have the option to terminate this agreement at any time provided that lessee shall give to

the lessor (John Whetsel) at least 60 days written notice of its election to take such termination.

4. Rent. The City of McAlester shall provide the lessor with a sum of (Three Thousand Three Hundred Seventy-Five Dollars, \$3,375.00), as rental payment for the period April 2016 to June 30<sup>th</sup>, 2017. The rental payment thereafter shall be (Two Hundred Twenty-Five Dollars, \$225.00), per month beginning on the 1<sup>st</sup> day of July, 2017 for the remainder of the term of the lease.
5. It is agreed and understood by John Whetsel that this Lease may be assigned by the City of McAlester to the Federal Aviation Administration, provided, this Lease shall not be assigned or transferred to any other entity or person without prior written consent of said John Whetsel.

**WHEREUNTO**, we have affixed our hands and seals the date above first written.

\_\_\_\_\_  
John Whetsel

THE CITY OF MCALESTER

By: \_\_\_\_\_  
John Browne, Mayor

ATTEST:

By: \_\_\_\_\_  
Cora Middleton, City Clerk

STATE OF OKLAHOMA     )  
                                      )     SS:  
PITTSBURG COUNTY     )

Before me, the undersigned, a Notary Public in and for said County and State, on this \_\_\_\_ day of October, 2016, personally appeared \_\_\_\_\_, to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_



# McAlester City Council

## AGENDA REPORT

**Meeting Date:** October 11, 2016  
**Department:** City Council  
**Prepared By:** Joe Ervin, City Attorney  
**Date Prepared:** October 5, 2016

**Item Number:** Consent Agenda I  
**Account Code:** \_\_\_\_\_  
**Budgeted Amount:** \_\_\_\_\_  
**Exhibits:** \_\_\_\_\_

### Subject

Consider and act upon, the approval of the dissolution of the Perpetual Cemetery Care Trust.

### Recommendation

Motion to approve the dissolution of the Perpetual Cemetery Care Trust.

### Discussion

### Approved By

		<i>Initial</i>	<i>Date</i>
<b>Department Head</b>		_____	_____
<b>City Manager</b>	P. Stasiak	_____	_____

**IN THE DISTRICT COURT WITHIN AND FOR PITTSBURG COUNTY  
STATE OF OKLAHOMA**

<b>IN THE MATTER OF THE SUCCESSOR</b>	)	
<b>TRUSTEE OF THE PERPETUAL CARE</b>	)	<b>Case No. CV-16-38</b>
<b>FUND OF MCALESTER, OKLAHOMA</b>	)	

**AGREED JOURNAL ENTRY OF JUDGMENT**

**COME NOW** the parties to this action, appearing by their respective counsel of record, and after being advised by said counsel and considering the facts adduced therefrom, the Court Finds and Orders as follows; to-wit:

1        That BOKF, NA d/b/a Bank of Oklahoma was substituted as trustee for The First National Bank and Trust Co. of McAlester, Oklahoma for The City of McAlester Perpetual Cemetery Care Fund by Order of the District Court of Pittsburg County in Case No. C-07-1031 on October 16, 2007.

2.        That in said Order the Court's authority for such action is cited as Title 6 Okl. Stat § 1109(F.2). That in fact the Court's authority in this matter rests on the provisions of Title 11 Okl. Stat § 26-201 et seq. the City of McAlester being a municipality.

3.        That Respondent has alleged that a pre-requirement for Petitioners' resignation as Trustee of said Perpetual Cemetery Care Fund is a thorough accounting of the Trust's assets. That both Petitioners and Respondent agree that Petitioners have now made a full and complete accounting of trust assets remaining in Petitioners' possession. That the sum of said assets is \$374,086.45. That upon timely payment of said sum by Petitioner BOKF to the City of McAlester, said City of McAlester Perpetual Cemetery Care Fund shall sign and send to Petitioner BOKF a general release from liability which shall be filed in this case absolving Petitioners from all past

and future liability. At this point Petitioners' resignation as Trustee shall be deemed accepted by this Court.

4. Further, at that point the City of McAlester Perpetual Cemetery Care Fund Trust created pursuant to the provisions of Title 11 Okla. Stat § 26-201 shall be terminated and shall be replaced and administered by the City of McAlester as a cemetery care fund pursuant to Title 11 Okl. § 26-109 and Chapter 26 §26-62 et seq. of the City of McAlester Code of Ordinances. At this time all assets of the Trust and those held by the City of McAlester for this purpose shall be deposited into a fund held for such purpose under the provisions of said statutes and ordinances.

5. That the findings expressed herein and agreed to by the parties are sufficient to sustain the agreement of the parties and the ruling expressed herein by this Court.

Judgment entered this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

\_\_\_\_\_  
Judge of the District Court

Approved:



Jared M. Burden, OBA#30026  
Frederic Dorwart, Lawyers  
*Attorneys for BOKF, N.A.*

\_\_\_\_\_  
William J. Ervin, Jr., OBA #16831  
Ervin & Ervin, Attorneys At Law, L.L.P.  
City Attorney  
*Attorneys for Respondent*



# McAlester City Council

## AGENDA REPORT

Meeting Date:	October 11, 2016	Item Number:	1
Department:	Community & Economic Development	Account Code:	
Prepared By:	Leroy Alsup, Director	Budgeted Amount:	
Date Prepared:	October 3, 2016	Exhibits:	1

### Subject

Consider and act upon, an Ordinance amending Chapter 86 Parks And Recreation of the McAlester City Code of Ordinances by adding a new Article V. Public Trail Regulations; Repealing Chapter 102 Traffic and Vehicles, Article V. Bicycles, Sec. 102-181 Operation On Walking/Jogging Trails in its entirety; repealing all conflicting ordinances, providing for severability, and declaring an emergency.

### Recommendation

Motion to approve an Ordinance amending Chapter 86 Parks And Recreation of the McAlester City Code of Ordinances by adding a new Article V. Public Trail Regulations; Repealing Chapter 102 Traffic and Vehicles, Article V. Bicycles, Sec. 102-181 Operation On Walking/Jogging Trails in its entirety; repealing all conflicting ordinances, providing for severability, and declaring an emergency, and authorizing the Mayor to sign the ordinance.

### Discussion

- The City of McAlester committed in the Belmont Trail Grant Application to the Oklahoma Tourism Recreation Department (OTRD) that the new Belmont Trail would be a Multi-Use Trail in lieu of a Single Purpose Pedestrian Trail.
- The City of McAlester Trails Master Plan adopted by Resolution 12-09 in June 2012 identified 16 new proposed Public Multi-Use Trails for future development to accommodate bicycles, in-line skating, joggers and pedestrians as well.
- The City is in the process of widening the existing Single Purpose Pedestrian Trail in Will Rogers Park in order that it can be reclassified to a Multi-Use Trail to accommodate bicycles, in-line skating, joggers and pedestrians as well.

Current city ordinances do not address Multi-Use Trails on public property within the City of McAlester. The draft ordinance was submitted to the Oklahoma Tourism Recreation Department (OTRD) for review and comment. Eve Atkinson, Planner/ADA Accessibility, OTRD responded that the draft ordinance sounded reasonable

The following documents are attached for your reference:

1. Draft Ordinance

### Approved By

	Initial	Date
Department Head	L. Alsup	10/03/2016
City Manager	P. Stasiak	10-6-16



## **ORDINANCE NO.**

**AN ORDINANCE AMENDING CHAPTER 86 PARKS AND RECREATION OF THE McALESTER CITY CODE OF ORDINANCES BY ADDING A NEW ARTICLE V. PUBLIC TRAIL REGULATIONS; REPEALING CHAPTER 102 TRAFFIC AND VEHICLES, ARTICLE V. BICYCLES, SEC. 102-181 OPERATION ON WALKING/JOGGING TRAILS IN ITS ENTIRETY; REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of McAlester committed in the Belmont Trail Grant Application to the Oklahoma Tourism Recreation Department (OTRD) that the new Belmont Trail would be a Multi-Use Trail in lieu of a Single Purpose Pedestrian Trail, and

**WHEREAS**, the City of McAlester Trails Master Plan adopted by Resolution 12-09 in June 2012 identified 16 new proposed Public Multi-Use Trails for future development to accommodate bicycles, in-line skating, joggers and pedestrians as well, and

**WHEREAS**, the City is in the process of widening the existing Single Purpose Pedestrian Trail in Will Rogers Park in order that it can be reclassified to a Multi-Use Trail to accommodate bicycles, in-line skating, joggers and pedestrians as well, and

**WHEREAS**, current City Ordinances do not address the use of Multi-Use Trails on public property within the City of McAlester,

**WHEREAS**, the Board finds that it is in the best interests of the health, safety and welfare of the community to establish reasonable regulations for the diverse users of future Public Multi-Purpose Trails with expectations that users will conduct themselves in a reasonable and safe manner.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF McALESTER, OKLAHOMA, THAT:**

SECTION 1. Article V. Public Trail Regulations inserted below is hereby adopted and added to Chapter 86 Parks and Recreation of the McAlester City Code of Ordinances.

### **ARTICLE V. PUBLIC TRAIL REGULATIONS**

#### **SEC. 86- 150. Definitions:**

As used in this Chapter, the following words and terms shall have the meanings ascribed to them in this Section.

- (1) "Public Multi-Use Trail" means any trail on public land or public right-of-way that is separated from the roadway for use by more than one user group or for more than one trail activity.
- (2) "Single Purpose Trail" means any trail on public land or public right-of-way that is separated from the roadway for use by one user group or for one trail activity.
- (3) "Pedestrian" means any person on foot or any person in a manually or mechanically propelled wheelchair.
- (4) "Bicycle" means a vehicle propelled solely by human power on which any person may ride, irrespective of the number of wheels, except scooters, wheelchairs, and similar devices. The term does not include an electrically assisted bicycle.
- (5) "Power Driven Mobility Device" means any mobility device powered by batteries, fuel, or other engines, that is used by individuals with mobility disabilities for the purpose of locomotion, including electric personal assistive mobility devices, electric-assisted bicycles, electric-powered foot scooters, tracked mobility chairs or tricycles that are designed to transport a single individual with a disability.

SEC. 86- 151. Acceptable Uses of Public Multi-Use Trails.

The following uses are authorized on and across Public Multi-Use Trails:

- (1) Pedestrians, including persons walking, jogging, running, roller skating and in-line skating. Skateboards are not permitted.
- (2) Human-propelled baby carriages and strollers.
- (3) Bicycles propelled solely by human power.

SEC. 86- 152. Acceptable Uses of Public Single Purpose Pedestrian Trails.

The following uses are authorized on and across Public Multi-Use Trails:

- (1) Pedestrians, including persons walking, jogging, running, roller skating and in-line skating. Skateboards are not permitted.
- (2) Human-propelled baby carriages and strollers.

SEC. 86- 153. Prohibition on both Public Multi-Use and Single Purpose Pedestrian Trails.

It is unlawful to operate any electric assisted or motorized bicycle, motor vehicle, motor driven cycle, motorcycle, mini motorcycle, motor scooter, motor bikes, snowmobiles, full sized all-terrain vehicle, all-terrain vehicle, off highway vehicle, low speed vehicle, moped, or golf cart on a Public Multi-Use or a Single Purpose Pedestrian Trails with the following exceptions:

- (1) This prohibition shall not apply to persons with mobility disabilities who choose to use a Power-Driven Mobility Device, which is designed to transport a single individual with a disability as a substitute for walking and or biking unless prohibited by a designated traffic control device.
- (2) This prohibition shall not apply to motorized or self-propelled equipment used for maintenance or events as designated by the City of McAlester. Emergency vehicles are also exempt from this provision.

SEC. 86- 154. Public Multi-Use and Single Purpose Pedestrian Trail Use Regulations.

- (1) The McAlester City Council, as they deem necessary, may from time to time adopt additional Multi-use and Single Purpose Pedestrian Trail Rules and Regulations by Resolution.
- (2) Public Trail users shall obey all traffic and regulatory signs posted on each respective Trail.
- (3) The speed limit on all Public Trails is 15 mph. The Multi-Use Public Trails are not designed for extreme biking.
- (4) Riding in the dark - When riding in the dark on Multi-Use Public Trails, bicyclists are required to wear a forward-facing white light that is bright enough to be visible from 300 feet in front and from the sides of the bicycle.
- (5) Public Trail users shall keep their dog on a short leash - Dogs are not allowed to be off-leash. The maximum length of a leash is six feet. This includes retractable leads.
- (6) All users shall yield to slower moving pedestrians traveling upon Multi-Use Trails.

SECTION 2. That Chapter 102 Traffic and Vehicles, Article V. Bicycles, Sec. 102-181 Operation on Walking/Jogging Trails as identified below is hereby repealed in its entirety.

~~Sec. 102-181. Operation on walking/jogging trails. It shall be unlawful for any person to operate a bicycle on public walking and/or jogging trails.~~

SECTION 3. That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict or inconsistency, and all other ordinances not in conflict herewith shall remain in full force and effect.

SECTION 4. The provisions of this Ordinance are severable, and if any part or provision hereof shall be adjudged invalid by any court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

SECTION 5. Emergency Clause. That an emergency is hereby declared to exist, and for the preservation of the public peace, health and safety, by reason whereof it is necessary that all acts take effect immediately and be in full force and effect from and after the passage and approval.

PASSED and the EMERGENCY CLAUSE ruled on separately this \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ 2016.

CITY OF McALESTER, OKLAHOMA  
A Municipal Corporation

ATTEST:

By: \_\_\_\_\_  
John Browne, Mayor

\_\_\_\_\_  
Cora Middleton, City Clerk

Approved as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

By: \_\_\_\_\_  
William J, Ervin, City Attorney



# McAlester City Council

## AGENDA REPORT

Meeting Date:	October 11, 2016	Item Number:	2
Department:	Community & Economic Development	Account Code:	
Prepared By:	Leroy Alsup, Director	Budgeted Amount:	
Date Prepared:	October 3, 2016	Exhibits:	4

### Subject

Consider and act upon, an Ordinance amending the McAlester City Code Chapter 62 Land Development Code, Article V. Zoning, Division 3. Zoning Districts and District Regulations, Subdivision II. Specific Districts, Section 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District to modify Section 62-207(B) Uses Permitted and Section 62-208(B) Uses Permitted to add public buildings or uses as a Permitted Use, repealing all conflicting ordinances, providing for severability, and declaring an emergency.

### Recommendation

Motion to approve an Ordinance amending the McAlester City Code Chapter 62 Land Development Code, Article V. Zoning, Division 3. Zoning Districts and District Regulations, Subdivision II. Specific Districts, Section 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District to modify Section 62-207(B) Uses Permitted and Section 62-208(B) Uses Permitted to add public buildings or uses as a Permitted Use, repealing all conflicting ordinances, providing for severability, and declaring an emergency, and authorizing the Mayor to sign the ordinance.

### Discussion

There is a zoning compliance issue with the new Pittsburg County Emergency Management Center at 1200 Captain Zappy Ott Drive (off of West Electric). The building site is zoned I-1 light industrial district. The Uses Permitted and the Uses Permitted After Review for the I-1 light industrial district do not include a public facility such as the planned Pittsburg County Emergency Management Center. There are other existing County facilities located in the same area that are on property zoned I-1 light industrial district. These facilities would be nonconforming structures according to our zoning ordinance.

Technically, the City cannot issue a Building Permit for the new Pittsburg County Emergency Management Center until the zoning issue is resolved.

In the Residential Zoning Districts R1-A, R-1B, R-2, R-3 there is a "Use Permitted After Review" for Municipal uses; public building and public utilities, in conjunction with one of the other permitted uses, and subject to screening requirements in section 62-290.

In the Commercial Zoning Districts C-1 through C-5 there is a "Use Permitted" for "Public Buildings- Any public buildings or uses, including: fire stations, community buildings, utility buildings, library, auditorium or municipal building".

There is no allowance for public buildings in the I-1 and I-2 industrial zoning districts, either as a "Permitted Use" or as a "Use Permitted After Review".

At their September 29<sup>th</sup> Special meeting, the Planning Commission recommended that this issue should not only be addressed to accommodate the existing and planned County facilities, but to also provide for other public buildings in the I-1 and I-2 industrial zoning districts such as fire stations, utility buildings, etc. in the future.

The following documents are attached for your reference:

1. Draft Ordinance to amend 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District to modify Section 62-207(B) Uses Permitted and Section 62-208(B) Uses Permitted to add public buildings or uses as a Permitted Use
2. Staff Report for the September 29, 2016 Special Planning Commission Meeting
3. Proof of Publication of Notice in Newspaper
4. Draft Minutes of the September 29, 2016 Special Planning Commission Meeting

**Approved By***Initial**Date***Department Head**

L. Alsup

10/03/2016

**City Manager**

P. Stasiak



10-6-16

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE MCALESTER CITY CODE CHAPTER 62 LAND DEVELOPMENT CODE, ARTICLE V. ZONING, DIVISION 3. ZONING DISTRICTS AND DISTRICT REGULATIONS, SUBDIVISION II. SPECIFIC DISTRICTS, SECTION 62-207 I-1 LIGHT INDUSTRIAL DISTRICT AND SECTION 62-208 I-2 HEAVY INDUSTRIAL DISTRICT TO MODIFY SECTION 62-207(B) USES PERMITTED AND SECTION 62-208(B) USES PERMITTED TO ADD PUBLIC BUILDINGS OR USES AS A PERMITTED USE, REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY, AND DECLARING AN EMERGENCY.**

\*\*\*\*\*

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MCALESTER, OKLAHOMA, that**

SECTION 1. The McAlester City Code Chapter 62, Land Development Code, Article V. Zoning, Division 3. Zoning Districts and District Regulations, Subdivision II. Specific Districts, Section 62-207 I-1 Light Industrial District and Section 62-208 I-2 Heavy Industrial District are hereby amended to modify Section 62-207(b) Uses Permitted and Section 62-208(b) Uses Permitted to add Public Buildings or Uses as a permitted use as follows:

**Sec. 62-207. I-1 light industrial district.**

(b) Uses permitted:

- (1) Bottling works.
- (2) Building materials manufacturing, storage, distribution and pole yards.
- (3) Commercial trade and television transmitting antenna towers and other electronic equipment requiring outdoor towers, including antenna towers for the dispatching of private messages.
- (4) Compounding, processing and blending chemical products, but not including any materials which decompose by detonation.
- (5) Dairy products, products and distribution.
- (6) General and administrative offices incidental to permitted uses.
- (7) Machine shops and metal products manufacture and tool and dye shops, provided they do not include any of the following equipment: automatic screw machines, drop forges or riveting machines.
- (8) Mail order houses.
- (9) Manufacturing and assembling (or any combination of such processes), products from wood, cork, glass, leather, fur, plastic' felt and other textiles, but not including, as a principal operation, the processing of any raw materials.
- (10) Manufacturing and assembling electrical and electronic products and equipment.
- (11) Manufacturing, fabricating, assembling, repairing, storing and cleaning, servicing or testing any of the following materials, goods or merchandise; apparel' clothing, jewelry or optical goods:
- (12) Printing and binding plants.
- (13) Public utility distribution centers.
- (14) Research laboratories.
- (15) Warehouses and storage facilities.

- (16) Water filtration plants, pumping stations, reservoirs, and lift stations.
- (17) Any other manufacturing process or establishment which can operate in compliance with the aforementioned requirements.
- (18) Accessory uses incidental to and on the same zoning lots as a principal use.
- (19) Any public buildings or uses, inclusive of but not limited to fire stations, community buildings, utility buildings, library, auditorium or municipal building.

**Sec. 62-208. I-2 heavy industrial district.**

- b) Uses permitted. All buildings or uses hereafter established or enlarged shall comply with the following conditions or restrictions:
  - (1) Any use permitted in the I-1 light industrial district, including:
    - a. Automobile wrecking and junkyards, provided they are enclosed throughout the entire perimeter by a solid fence not less than eight feet in height.
    - b. Blacksmiths, tinsmiths and sheet metal shops.
    - c. Bulk fuel sales and storage.
    - d. Canning or preserving factories.
    - e. Coal storage plants.
    - f. Heavy machinery rental, sales and service.
    - g. Machine/welding shops.
  - (2) Manufacturing, fabricating, assembling, repairing, storing, cleaning, servicing or testing any of the following materials, goods or merchandise:
    - a. Beverages (nonalcoholic), processing and bottling.
    - b. Building materials specialties.
    - c. Compounding or processing, blending, packaging or storing of chemical products, but not including any products which decompose by detonation.
    - d. Cosmetics and toiletries.
    - e. Drugs and pharmaceutical products.
    - f. Electrical and acoustic products and components.
    - g. Food products (except fish, sauerkraut, vinegar and yeast).
    - h. Furniture.
    - i. Glass products.
    - j. Ice, dry and natural.
    - k. Medical laboratory supplies, equipment and specialties.
    - l. Metal products and utensils.
    - m. Musical instruments.
    - n. Paper products, including boxes and containers.
    - o. Radio, phonograph recorder and television sets and parts.
    - p. Textiles.
    - q. Toys and children's vehicles.
    - r. Trailers and carts.
    - s. Wood products, including boxes and containers.
  - (3) Monument stone cutting.
  - (4) Motor freight terminals.
  - (5) Pattern shops.
  - (6) Printing plants.
  - (7) Processing of meat and vegetable products, including animal slaughter.
  - (8) Soldering and welding shops.
  - (9) Sign painting.
  - (10) Spray painting and mixing.

- (11) Railroad yards and switching areas, including loading and sleeping facilities for transient railroad labor.
- (12) Any other industrial use provided it meets the standards in subsection (c) of this section.
- (13) Any public buildings or uses, inclusive of but not limited to fire stations, community buildings, utility buildings, library, auditorium or municipal building.

SECTION 2. That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict or inconsistency and all other ordinances not in conflict herewith shall remain in full force and effect.

SECTION 3. The provisions of this Ordinance are severable, and if any part or provision hereof shall be adjudged invalid by any court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

SECTION 4. That an emergency is hereby declared to exist, and for the provision of the public peace, health and safety, by reason whereof it is necessary that all acts take effect immediately and be in full force and effect from, and after the passage and approval.

PASSED and the EMERGENCY CLAUSE ruled on separately this \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ 2016.

CITY OF McALESTER, OKLAHOMA  
A Municipal Corporation

ATTEST:

By: \_\_\_\_\_  
John Browne, Mayor

\_\_\_\_\_  
Cora Middleton, City Clerk

Approved as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_ 2015.

By: \_\_\_\_\_  
William J, Ervin, City Attorney





## City of McAlester

Community & Economic Development

1<sup>st</sup> & Washington & P.O. Box 578 & McAlester, OK 74502 & (918) 423-9300

**PLANNING COMMISSION  
PROPOSED ZONING ORDINANCE AMENDMENT- I-1 LIGHT INDUSTRIAL DISTRICT  
& I-2 HEAVY INDUSTRIAL DISTRICT  
SEPTEMBER 29, 2016**

**To:** McAlester Planning & Zoning Commission  
**From:** Leroy Alsup, Community & Economic Development Director  
**Date:** September 12, 2016

### General Description:

An Ordinance Amending the McAlester City Code as follows:

- Amend Section 62-207 I-1 Light Industrial District to modify Section 62-207(b) Uses Permitted to add Public Buildings or Uses as a permitted use.
- Amend Section 62-208 I-2 Heavy Industrial District to modify Section 62-208 (b) Uses Permitted to add Public Buildings or Uses as a permitted use.

\*\*\*\*\*

### Notifications:

McAlester News Capital (Publication) September 11, 2016

\*\*\*\*\*

### Attachments:

Publication of Notice in Newspaper

\*\*\*\*\*

### Staff Analysis:

There is a zoning compliance issue with the new Pittsburg County Emergency Management Center at 1200 Captain Zappy Ott Drive (off of West Electric). The building site is zoned I-1 light industrial district. The Uses Permitted and the Uses Permitted After Review for the I-1 light industrial district do not include a public facility such as the planned Pittsburg County Emergency Management Center. There are other existing County facilities located in the same area that are on property zoned I-1 light industrial district. These facilities would be nonconforming structures according to our zoning ordinance.

Technically, the City cannot issue a Building Permit for the new Pittsburg County Emergency Management Center until the zoning issue is resolved.

In the Residential Zoning Districts R1-A, R-1B, R-2, R-3 there is a "Use Permitted After Review" for Municipal uses; public building and public utilities, in conjunction with one of the other permitted uses, and subject to screening requirements in section 62-290.

Leroy Alsup- Director  
(918) 423-9300 ext.4951

Kirk Ridenour- Economic Development Manager  
(918) 423-9300 ext.4982

Jayne Clifton - Executive Asst./Planning Technician  
(918) 423-9300 ext. 4984

- Code Enforcement Inspector  
(918) 423-9300 ext. 4986

George Estrada- Building Inspector  
(918) 423-9300 ext. 4985

Charley Gilbertson- Plumbing/Electrical Inspector  
(918) 423-9300 ext. 4987

In the Commercial Zoning Districts C-1 through C-5 there is a "Use Permitted" for "Public Buildings- Any public buildings or uses, including: fire stations, community buildings, utility buildings, library, auditorium or municipal building".

There is no allowance for public buildings in the I-1 and I-2 industrial zoning districts, either as a "Permitted Use" or as a "Use Permitted After Review".

Staff feels that this issue should not only be addressed to accommodate the existing and planned County facilities, but to also provide for other public buildings in the I-1 and I-2 industrial zoning districts such as fire stations, utility buildings, etc. in the future.

\*\*\*\*\*

**STAFF RECOMMENDATION:**

Staff recommends the following actions:

- Amend Section 62-207 I-1 Light Industrial District to modify Section 62-207(b) Uses Permitted to add Public Buildings or Uses as a permitted use.
- Amend Section 62-208 I-2 Heavy Industrial District to modify Section 62-208 (b) Uses Permitted to add Public Buildings or Uses as a permitted use.

# PROOF OF PUBLICATION

McAlester News-Capital

500 S. Second, McAlester, OK 74501 • 918-423-1700

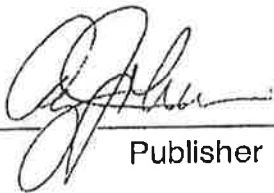
I, Amy Johns, am of lawful age, being duly sworn upon oath, deposes and says:

That I am publisher of McAlester News-Capital, a daily newspaper printed and published in the City of McAlester, County of Pittsburg, and State of Oklahoma, and that the advertisement referred to, a true and printed copy is hereunto attached, was published in said McAlester News-Capital & in consecutive issues on the following dates to wit:

1st insertion September 11th, 2016  
2nd Insertion.....2016  
3rd Insertion.....2016  
4th Insertion.....2016  
5th Insertion.....2016

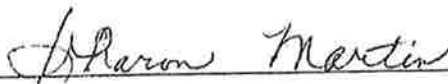
That said newspaper has been published continuously and uninterruptedly in said county during a period one-hundred and four consecutive weeks prior to the publication of the attached notice or advertisement; that it has been admitted to the United States mail as publications (second-class) mail matter, that it has a general paid circulation, and publishes news of general interest, and otherwise conforms with all of the statutes of the State of Oklahoma governing legal publications.

Publication Fee.....\$ 49.00

  
Publisher

SUBSCRIBED and sworn to before me this

12<sup>th</sup> day of September, 2016.

  
Notary Public



#00002414

My Commission expires: 03/23/20

(Published in the  
McAlester News-  
Capital on Septem-  
ber 11th, 2016.)

## CITY OF McALESTER NOTICE OF HEARING ON PROPOSED ZONING ORDINANCE AMENDMENT

NOTICE IS  
HEREBY GIVEN to  
all property owners  
and residents of the  
City of McAlester,  
that a Public Hearing  
will be held before  
the McAlester Plan-  
ning Commission on  
Thursday, Septem-  
ber 29, 2016 at 6:30  
p.m. concerning an  
ordinance amending  
the McAlester City  
Code, Article V. Zon-  
ing, Division 3. Zon-  
ing Districts and Dis-  
trict Regulations,  
Subdivision II. Specif-  
ic Districts, Section  
62-207 I-1 Light In-  
dustrial District and  
Section 62-208 I-2  
Heavy Industrial Dis-  
trict to modify Sec-  
tion 62-207(b) Uses  
Permitted and Sec-  
tion 62-208(b) Uses  
Permitted to add  
Public Buildings or  
Uses as a permitted  
use.

Any person wishing  
to appear in support  
or opposition to the  
proposed Zoning Or-  
dinance Regulation  
Amendment may do  
so in the Council  
Chambers, Municip-  
al Building, located at  
28 E. Washington  
Avenue, McAlester,  
Oklahoma, at the  
above date and time.  
FURTHER NOTICE  
IS HEREBY GIVEN  
to all property own-  
ers and residents of  
the City of McAlester,  
that if the Thursday,  
September 29, 2016  
Special Planning  
Commission meeting  
is canceled due to  
any reason such as  
but not limited to ad-  
verse weather condi-  
tions, lack of a quor-  
um, etc., the Septem-  
ber 29, 2016 Special  
Planning Commis-  
sion Meeting will be  
adjourned to be con-  
tinued to a new spe-  
cific date and time as  
announced at the  
September 29th Spe-  
cial Meeting to con-  
duct the above Pub-  
lic Hearing or the  
Public Hearing will  
automatically be res-  
cheduled and placed  
on the agenda for the  
Tuesday, October 18,  
2016 McAlester Plan-  
ning Commission  
meeting at 6:30 p.m.  
Date: 9-1-16  
s/Cori Middleton,  
City Clerk



# McAlester City Council

## AGENDA REPORT

Meeting Date:	October 11, 2016	Item Number:	3
Department:	Community & Economic Development	Account Code:	
Prepared By:	Millie Vance, Grant Administrator Leroy Alsup, Director	Budgeted Amount:	
Date Prepared:	October 4, 2016	Exhibits:	2

### Subject

Consider and act upon, a resolution approving and accepting Oklahoma Department of Commerce Community Development Block Grant-Economic Development Infrastructure Finance (CDBG-EDIF) Grant Contract No. 16765 CDBG-ED 16 and for providing Job Tracking and authorizing the Mayor and City Staff to sign Environmental and Release of Funds documents and other grant related documents consistent with the City's CDBG-EDIF Application for the Krebs Brewing Co., Inc. acquisition of an industrial building/property project.

### Recommendation

Motion to approve a resolution approving and accepting Oklahoma Department of Commerce Community Development Block Grant-Economic Development Infrastructure Finance (CDBG-EDIF) Grant Contract No. 16765 CDBG-ED 16 and for providing Job Tracking and authorizing the Mayor and City Staff to sign Environmental and Release of Funds documents and other grant related documents consistent with the City's CDBG-EDIF Application for the Krebs Brewing Co., Inc. acquisition of an industrial building/property project.

### Discussion

The City of McAlester has been notified by the Oklahoma Department of Commerce that the Krebs Brewing Co., Inc., Community Development Block Grant – Economic Development Infrastructure Financing Grant (CDBG-EDIF) Contract # 16765 CDBG ED 16 in the amount of \$1,000,000 has been approved for funding. The Oklahoma Department of Commerce requires formal notification of approval and acceptance of the CDBG-EDIF funding by the City of McAlester.

#### Attachments:

1. CDBG-EDIF Contract #1675 CDBG ED 16 Acceptance Resolution
2. CDBG Economic Development Contract Number: 16765 CDBG ED 16 (Parts 1 and 2)

### Approved By

		Initial	Date
Department Head	L. Alsup		10/04/2016
City Manager	P. Stasiak	<i>Pf5</i>	10-6-16

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION APPROVING AND ACCEPTING A COMMUNITY DEVELOPMENT BLOCK GRANT – ECONOMIC DEVELOPMENT INFRASTRUCTURE FINANCING GRANT (CDBG-EDIF) CONTRACT # 16765 CDBG ED 16 IN THE AMOUNT OF \$1,000,000 AND FOR PROVIDING JOB TRACKING**

**WHEREAS**, the City of McAlester has been notified by the Oklahoma Department of Commerce that a review and analysis of the City of McAlester's request for an infrastructure grant to assist with the acquisition of an industrial building/property has been completed; and

**WHEREAS**, the City of McAlester has been notified by the Oklahoma Department of Commerce that the Krebs Brewing Co., Inc., project has been approved for funding; and

**WHEREAS**, the Oklahoma Department of Commerce requires formal notification of approval and acceptance of the CDBG-EDIF funding by the City of McAlester; and

**WHEREAS**, the Oklahoma Department of Commerce requires the City of McAlester to track jobs created by Krebs Brewing Company, Inc., as beneficiary of the CDBG-EDIF funded infrastructure improvements within the time limit and under grant conditions. For all other beneficiaries of the infrastructure improvement, the City of McAlester job tracking requirements will be for a period of time starting with the date the state awarded the CDBG-EDIF funds and ending one year after the physical completion of the above referenced improvements.

**NOW THEREFORE, BE IT RESOLVED**, the City of McAlester City Council does hereby approve and accept the CDBG-EDIF grant funds through the Oklahoma Department of Commerce in the amount of \$1,000,000 to assist with the Krebs Brewing Co., Inc. acquisition of an industrial building/property project.

**FURTHER, BE IT RESOLVED**, the City of McAlester will track jobs provided by Krebs Brewing Company, Inc. in the time and upon the conditions established by the Oklahoma Department of Commerce until the project has been closed out and all jobs created. All other beneficiaries of the project shall be required to provide job tracking information to the City of McAlester for the period of time beginning with the date the State of Oklahoma awarded the CDBG-EDIF funds to the City of McAlester and ending one year after the physical completion of the improvements.

**FURTHER, BE IT RESOLVED**, the Mayor and City Staff are authorized to sign Environmental and Release of Funds documents and other grant related documents consistent with the City's CDBG-EDIF Application for the Krebs Brewing Co., Inc. acquisition of an industrial building/property project.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

CITY OF McALESTER, OKLAHOMA  
A Municipal Corporation

ATTEST:

By: \_\_\_\_\_  
John Browne, Mayor

\_\_\_\_\_  
Cora Middleton, City Clerk

**Contract Part I: 16765 CDBGED16**

FAIN #:

UEI #:

FEI #: 73-6005314

**CONTRACT****PART I****SUMMARY AND SIGNATURES**

Contracting Agency: Oklahoma Department of Commerce  
State of Oklahoma (ODOC)  
Contractor: City of McAlester  
Contract Title: Community Development Block Grant - Economic Development  
Contract Number: 16765 CDBGED16  
Federal Amount: \$1,000,000.00  
Match Amount: \$0  
Research and Development: \$2,119,951.00  
ODOC Indirect Cost Rate:  
Grantee Indirect Cost Rate:  
Grant Award Amount - This Action: \$0  
Total Committed: \$0  
Total Obligated: \$0  
Source: U.S. Department of Housing and Urban Development (HUD) Catalog of Federal Domestic Assistance (CFDA) Number 14.228  
Project Funding Period: September 9, 2016 through September 9, 2019  
Federal Award Period: through

**Summary of Project:****Budget Summary**

Construction	\$0
Engineering/Architecture	\$0
Inspection	\$0
Other	\$0
Public Facilities	\$0
Admin	
Direct Grantee Admin	\$0
<b>Total CDBG</b>	<b>\$0</b>
<b>Total Leverage</b>	<b>\$0</b>
<b>Total Funds</b>	<b>\$2,119,951.00</b>

Submit Requisitions to:

Issue Payment To:

**Contract Part I: 16765 CDBGED16**

---

Community Development  
Oklahoma Department of Commerce  
900 North Stiles  
Oklahoma City, OK 73104-3234

City of McAlester  
P. O. Box 578  
McAlester, Oklahoma 74502-0578

AGREEMENT  
COMPONENTS:

Part I - Summary and Signatures  
Part II - Terms and Conditions  
PART III - SPECIFIC TERMS AND CONDITIONS

1. In addition to the specific duties enumerated herein, the Contractor agrees to perform those duties, obligations and representations contained in its application and to be bound by the provisions of its application and all amendments thereto, which were submitted to and accepted by ODOC in contemplation of this contract, said application being incorporated herein and made a part hereof by reference. Any conflict between said application and the provisions of this contract shall be controlled by the provisions of this contract.
2. Revisions to the contract and the attached budget, which is a part of this contract, must be approved in writing in advance by ODOC.
3. No costs shall be incurred for any funded activity, as identified in the contract budget, until all requirements of paragraph 4 below have been met and approved by ODOC. ODOC shall issue a "Notice of Removal of Contract Conditions and Authority to Use Grant Funds" for any or all activities and shall specify therein the effective date this condition is removed.
4. The Contractor shall submit to ODOC, in accordance with the CDBG Project Management Guide and other policies as noted below, a "Request for Authority to Use Grant Funds (Request for Release of Funds)" and all required supporting documentation as follows:
  - a. Environmental Review: The Contractor shall complete an Environmental Review for each contract activity with the exception of exempt activities and categorically excluded activities not subject to 24 CFR 58.5, i.e., administration, engineering and purchase of equipment. If the project has identifiable phases which can be separated, construction may begin on phases which are not directly financed with CDBG funds. When the environmental assessment is done, it must include the impact of all phases of the total project on the environment.
  - b. Placement Plan: The Contractor shall submit a Placement Plan.
    - (1) The Placement Plan shall include the following:
      - (a) A commitment from the Company that within 36 months of the start date of the contract it shall create at least 30 permanent, full-time equivalent positions, of which 16 (53% of 30) positions on a full-time equivalent basis shall be filled by low- and

**Contract Part I: 16765 CDBGED16**

---

moderate-income persons and/or that 16 (53% of 30) positions shall be made available on a full-time equivalent basis for low- and moderate-income persons;

(b) Assurance from the Company that, if more than 30 total positions are created, 51% of them will be made available to low- and moderate-income persons;

(c) A commitment from the Contractor that it shall ensure that the Company provides training necessary for positions requiring special skills or education;

(d) A commitment from the Company that it shall provide a listing by position title of the permanent positions to be created, indicating which positions shall be available to low- and moderate-income persons, which positions require special skills or education and which positions are part time;

c. Insurance and Bonding: The Contractor shall submit evidence of:

(1) General liability insurance covering the funded activities; and

(2) Bonding of all officials who are responsible for financial transactions relating to this contract.

d. Anti-Displacement Plan: The Contractor must adopt and submit an Anti-Displacement Plan in accordance with ODOC CDBG Project Management Guide.

e. Leverage Commitment: The Contractor shall submit Certification of Leverage certifying leverage funds are available and identifying the source and amount in accordance with approved application.

(1) Documentation of leverage may require any or all of the following:

(a) Copies of promissory notes;

(b) Copies of security agreements;

(c) Copies of loan agreements;

(d) Copies of guaranty agreements;

(e) Copies of loan histories;

(f) Copies of bank statements;

(g) Copies of cancelled checks;

(h) Other documentation as specific circumstances may require;



**Contract Part I: 16765 CDBGED16**

---

(2) Other Sources of funds for this project are as follows:

(a) City of McAlester - \$125,000.00

(b) Krebs Brewing Company, Inc. - \$994,951.00

f. Federal Procurement Procedures Certification: The Contractor shall submit a certification that it will comply with all State and federal procurement requirements for professional service contracts for administration services, architectural/engineering and public construction contracts, if applicable. If these costs were expended prior to compliance with federal procurement procedures, CDBG-EDIF funds may not be used to reimburse those costs.

g. Other: The following outlines additional documentation necessary before funds may be released on this contract. Where "ODOC form required" is indicated, no substitutions will be allowed. Contractor shall submit:

(1) The development and execution of a resolution by the City of McAlester to track future beneficiaries of the CDBG-EDIF funded infrastructure improvements. Said resolution should include not only Krebs Brewing Company, Inc. but also any other entity using the CDBG-EDIF funded infrastructure improvement. The time period for said resolution will be until all of the projected jobs have been created by Krebs Brewing Company, Inc. and the project has been closed out. For all other beneficiaries, job tracking will be for a period of time starting with the date the State awarded the CDBG-EDIF funds to the City of McAlester, and ending one year after the physical completion of the improvements. A copy of the draft resolution shall be delivered to the Oklahoma Department of Commerce for review and approval, before the resolution is adopted by the City of McAlester.

(2) The development and execution of an ordinance that provides that any entity using the CDBG-EDIF funded infrastructure improvements has to agree to provide job tracking data as a condition of using the improvement for a period of time starting with the date the State awards the CDBG-EDIF funds to the City of McAlester and ending one year after the physical completion of the public improvement. A copy of the draft ordinance shall be delivered to the Oklahoma Department of Commerce for review and approval, before the ordinance is adopted by the City of McAlester.

(3) The City shall provide verification of the existence of the construction and permanent easements for the infrastructure improvements.

(4) The City shall certify to the Oklahoma Department of Commerce, that the execution of a construction contract for the CDBG-EDIF financed activities of the project may not take place before the release of funds date. The City shall also certify to the Oklahoma Department of Commerce that it will not start construction of the CDBG-EDIF portion with other funds and then reimburse those funds when the

**Contract Part I: 16765 CDBGED16**

---

CDBG-EDIF assistance begins.

(5) The city shall certify to the Oklahoma Department of Commerce that the building/property to be purchased with CDBG-EDIF resources will not be utilized to collateralize any loan, nor shall ownership transfer from the hands of the city or its assigned Authority. In the event ownership changes or the building/property is used to collateralize a loan, the City will owe to the Oklahoma Department of Commerce the unamortized portion of the grant. The Oklahoma Department of Commerce will amortize the grant amount over twenty (20) years, with a value of \$0 at the end of the 20th year.

(6) If the building is vacated by Krebs Brewery Company, Inc. the city shall certify to provide a marketing plan describing the city's strategy to fill the building with a company that is at a minimum capable of achieving 1 job per \$35,000 of CDBG dollars requested. The city shall certify to provide ODOC quarterly progress reports on their marketing efforts.

(7) In the event that the City or its assigns sells the subject building/property to the company, lease payments the company has paid to date of sale are prohibited from being applied to the sales price of the building.

(8) The city shall provide a copy of the final executed lease agreement between the City of McAlester and Krebs Brewing Company, Inc. including all attachments, exhibits, and addendums.

(9) The City shall certify that if the Fair Market Value Appraisal performed in accordance with 49 CFR 24 value is lower than the requested CDBG-EDIF funds, then the CDBG-EDIF contract will be adjusted accordingly. If the Appraisal value is greater than the \$1,100,000, documentation that funds are in place shall be provided to the Oklahoma Department of Commerce.

5. The Contractor shall obtain written approval from ODOC if the Company does not hire the required 16 low- and moderate-income persons and the Contractor desires to meet this requirement by using an adequate proportion of low- and moderate-income persons given first consideration.

6. Upon notification of meetings or training sessions scheduled by ODOC, the Contractor shall ensure the attendance of any person performing services under this contract whose presence is requested.

**SPECIAL CONDITIONS:****SIGNATURES – EXECUTION OF CONTRACT**

The rights and obligations of the parties to this contract are subject to and governed by Part II – Terms and

**Contract Part I: 16765 CDBGED16**

---

Conditions. To the extent of any inconsistency between the general and the specific, the specific governs.

I certify that I am authorized to sign this document, and any attachments or addendums thereto, and I have read and agree to all parts of the contract.

Executed by:  
City of McAlester

Executed by:  
Oklahoma Department of Commerce

Signature of Authorized Official

Signature of Authorized ODOC Official

Date

Date

## PART II - GENERAL TERMS AND CONDITIONS

1. AVAILABILITY OF FUNDS

Payments pursuant to this contract are to be made only from monies made available to the Oklahoma Department of Commerce (ODOC) by the U.S. Department of Housing and Urban Development (HUD) for the CDBG program for non-entitlement areas. Notwithstanding any other provisions, payments to (Contractor) by ODOC are subject to the availability of such funds to ODOC, as determined by federal and/or State action and/or law. ODOC may take any action necessary in accord with such determination.

2. MODIFICATION AMENDMENT

- a. This contract is subject to such modification as may be required by federal or State law or regulations. Any such modification may be done unilaterally by ODOC.
- b. Except as otherwise provided in this contract, the work and services to be performed and the total contract amount may be modified only upon following the process required by ODOC in accessing the OKGrants system.
- c. Revisions to the contract and the attached budget, which is a part of this contract, must follow the process required by ODOC in accessing the OKGrants system.
- d. A waiver by ODOC of any provision of this contract must follow the process required by ODOC in accessing the OKGrants system.

3. ODOC

ODOC will provide funding for the project up to the total contract amount.

4. CONTRACTOR

- a. The Contractor will accomplish the project detailed in Part III in accordance with the terms and conditions of this contract.
- b. None of the work and services covered by this contract may be subcontracted without prior written approval of ODOC. All compensated administrative consultants engaged by the Contractor must be Certified CDBG Administrators. However, said determination by ODOC shall not relieve the Contractor of its independent obligation to ensure that such persons are fully qualified, and able to perform the duties they have contracted to perform.
- c. In no event will any subcontract or subcontractor incur obligation on the part of ODOC.
- d. The Contractor shall comply with all requirements of the ODOC CDBG Project Management Guide. The Guide is hereby annexed and incorporated and made a part of this contract. The Guide may be amended during the current contract year by ODOC. All amendments shall be based on changes in federal and State laws or regulations and shall be mailed to the Contractor at the address indicated in Part I of the contract.



- e. The Contractor shall commence actual construction or otherwise begin implementation of the funded project within two hundred seventy (270) days from the start date of the contract.
- f. Based upon a Risk Assessment the ODOC may schedule mandatory Technical Assistance meetings. The Contractor shall ensure the attendance of any person performing services under this contract whose presence is requested.

5. 2 CFR 200.331

Pursuant to 2 CFR 200.331 - All pass-through entities must:

- a. Ensure that every subaward is clearly identified to the subrecipient as a subaward and includes the following information at the time of the subaward and if any of these data elements change, include the changes in subsequent subaward modification. When some of this information is not available, the pass-through entity must provide the best information available to describe the Federal award and subaward. Required information includes:

(1) Federal Award Identification.

- (i) Subrecipient name (which must match the name associated with its unique entity identifier);
- (ii) Subrecipient's unique entity identifier;
- (iii) Federal Award Identification Number (FAIN);
- (iv) Federal Award Date (see §200.39 Federal award date) of award to the recipient by the Federal agency;
- (v) Subaward Period of Performance Start and End Date;
- (vi) Amount of Federal Funds Obligated by this action by the pass-through entity to the subrecipient;
- (vii) Total Amount of Federal Funds Obligated to the subrecipient by the pass-through entity including the current obligation;
- (viii) Total Amount of the Federal Award committed to the subrecipient by the pass-through entity;
- (ix) Federal award project description, as required to be responsive to the Federal Funding Accountability and Transparency Act (FFATA);
- (x) Name of Federal awarding agency, pass-through entity, and contact information for awarding official of the Pass-through entity;

- (xi) CFDA Number and Name; the pass-through entity must identify the dollar amount made available under each Federal award and the CFDA number at time of disbursement;
- (xii) The rest of Section 200.331 is herein incorporated by reference.

6. EMPLOYEE BENEFITS

The Contractor has full responsibility for payment of Workers' Compensation insurance, unemployment insurance, social security, State and federal income tax and any other deductions required by law for its employees.

7. CERTIFICATIONS BY CONTRACTOR

- a. The Contractor expressly agrees to be solely responsible to ensure that the use of monies received under this contract complies with all federal, State and local statutes, regulations and other legal authority, all as modified from time to time, that affect the use of said monies.
- b. The Contractor specifically certifies and assures that it will comply with applicable terms of the following statutes, regulations and executive orders:

(1) Equal Opportunity

- (a) Title VI of the Civil Rights Act of 1964 (42 USC §§2000d, et seq.), which prohibits discrimination on the basis of race, color or national origin under any program receiving federal funds. HUD regulations are at 24 CFR, Part 1;
- (b) Title VIII of the Civil Rights Act of 1968 (42 USC §§3600-3620, 1988), popularly known as the Fair Housing Act;
- (c) Executive Order 11063 (1962) as amended by Executive Order 12259, which requires equal opportunity in housing. HUD regulations are at 24 CFR, Part 107;
- (d) Section 109 of the Housing and Community Development Act of 1974, which prohibits discrimination on the basis of race, color, national origin or sex in connection with funds made available pursuant to the Act. Section 109 also prohibits discrimination on the basis of age and disability as provided in:
  - (i) Age Discrimination Act of 1975 (42 USC §§6101, et seq., State Program, Final Rule);
  - (ii) Section 504 of Rehabilitation Act of 1973 (29 USC §794);

Regulations are at 24 CFR, Part 570.601;

- (e) Section 3 of the Housing and Urban Development Act of

1968 (12 USC §1701u), which requires that, to the greatest extent feasible, opportunities for training and employment be provided to lower-income persons in the project area and that contracts for work in connection with the project be awarded to businesses in or owned in substantial part by residents of the project area. Regulations are at 24 CFR, Part 135;

- (f) Executive Order 11246 (1965), which prohibits discrimination on the basis of race, color, religion, sex or national origin, and requires affirmative action in connection with federally-assisted construction contracts. Regulations are at 24 CFR, Part 130 and 41 CFR, Part 60-1.
- (g) Section 504 of the Rehabilitation Act of 1973, as amended, which establishes policies, goals and procedures for assuring no otherwise qualified individual with disabilities is, solely on the basis of the disability, denied benefits, subjected to discrimination or excluded from participation in any program or activity receiving federal assistance.

(2) Labor Standards

- (a) Davis-Bacon Act (40 USC 276a-276a-5), which requires payment of the prevailing wage for the locality to workers on most construction contracts above \$2,000. Housing rehabilitation projects of fewer than eight units are exempt. Regulations are at 29 CFR §5. The Contractor further certifies that it shall include in its bidders' packages the U.S. Department of Labor Wage Determination List and a statement that the Contractor and any subcontractors must comply with these wage rates in performance of the work required;
- (b) Copeland (Anti-Kickback) Act (18 USC §874, 40 USC §176c), which applies to all contracts covered by Davis-Bacon and provides that workers must be paid weekly, with only permissible deductions allowed. Regulations are at 29 CFR, Part 3;
- (c) Contract Work Hours and Safety Standards Act (40 USC §327, et seq.), which requires overtime compensation. Regulations are at 29 CFR, Part 5;

(3) Environment

- (a) National Environmental Policy Act of 1969 (42 USC §§4231, et seq.) (NEPA) and other provisions of law that further the purposes of law that further the purposes of the Act as specified in HUD Environmental Review Regulations at 24 CFR, Part 58;
- (b) The Contractor's chief executive officer hereby assumes the status of a responsible federal official under NEPA and accepts jurisdiction of the State and federal courts for the purpose of enforcement responsibilities as such

an official;

- (c) Finding of Exemption: With regard to the environmental requirements of NEPA and the environmental requirements of related federal authorities, it is the finding of the Contractor that the activities identified in 24 CFR 58.34(a)1-11, are exempt activities including Administration and Engineering/ Architectural services. Upon execution of this contract these listed activities require no further environmental review.
- (d) Finding of Categorical Exclusion/Not subject to 24 CFR 58.5: With regard to the environmental requirements of NEPA and environmental requirements of related federal authorities, it is the finding of the Contractor that the activity of Purchase of Equipment located in 24 CFR 58.35(b) is a Categorically Excluded activity not subject to 24 CFR 58.5. Upon execution of this contract, this activity requires no further environmental review.
- (4) Acquisition and Relocation: Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (P.L. 91-646, P.L. 100-17). Section 305 of Title III and Section 210 of Title II require State and local recipients to comply with real property acquisition and relocation requirements set forth in said Act. Regulations are at 49 CFR, Part 24;
- (5) Lead-Based Paint: Title IV of the Lead-Based Paint Poisoning Prevention Act (42 USC §§4831, et seq.), which prohibits the use of lead-based paint in residences for which federal assistance is provided. Regulations are at 24 CFR, Part 35;
- (6) Debarment and Suspension: The Contractor certifies it will require certification from subcontractors that neither the subcontractor nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in any proposal submitted as required by 24 CFR, Part 570.489.
- (7) The Contractor certifies that it is in compliance with 25 O.S.§1313(B).
- (8) The patent rights to any discovery or invention developed as part of the specific activity funded by Community Development Block Grant funds shall belong to the United States Department of Housing and Urban Development.

8. HOLD HARMLESS CLAUSE

- a. The Contractor shall, within limitations placed on such entities by State law, save harmless the State of Oklahoma, its agents, officers and employees from all claims and actions and all expenses defending same that are brought as a result of any injury or damage sustained by any person or property in consequence of any act or omission by the Contractor. The Contractor shall, within limitations placed on such entities by State law, save harmless the State of Oklahoma, its agents, officers and employees from any claim or amount recovered



as a result of infringement of patent, trademark or copyright or from any claim or amounts arising or recovered under Workers' Compensation Law or any other law. In any agreement with any subcontractor or any agent for the Contractor, the Contractor will specify that such subcontractors or agents shall hold harmless the State of Oklahoma, its agents, officers and employees for all the hereinbefore-described expenses, claims, actions or amounts recovered.

- b. In the event the Contractor chooses to use volunteer labor to assist in the project activities, the Contractor shall bear any and all liability for any injury or harm caused by the volunteer labor or any harm or injury to the volunteer labor.

9. POLITICAL ACTIVITY

- a. All employees of the Contractor shall observe the limitations on political activities to which they may be subject under the Hatch Act (5 USC §§1501, et seq., 18 USC §595).
- b. No portion of the contract funds may be used for any political activity or to further the election or defeat of any candidate for public office.
- c. No portion of the contract funds may be used for lobbying activities.

10. NO-CONFLICT COVENANT

The Contractor covenants that no officers or employees of any governing board of the Contractor have any interest, direct or indirect, and that none shall acquire any such interest during their tenure or for one year thereafter that would conflict with the full and complete execution of this contract. The Contractor further covenants that in the performance of this contract no person having any such interest will be employed. The Contractor covenants that no employee of ODOC has any interest, direct or indirect, nor has any employee of ODOC received anything of value in connection with this contract.

11. PUBLICATIONS AND OTHER MATERIALS

- a. No material produced in whole or in part under this contract shall be subject to copyright in the United States or any other country. ODOC shall have unrestricted authority to publish, disclose, distribute and otherwise use, in whole or in part, any reports, data or other materials prepared under this contract.
- b. Any publication or other material produced as a result of this contract shall include in a prominent location near the beginning the following statement:

This (type of material) was financed in whole or in part by funds from the U.S. Department of Housing and Urban Development as administered by the Oklahoma Department of Commerce.

12. CONTRACT ADMINISTRATION

- a. The Contractor shall comply with Treasury Circular 1075,

concerning cash management of federal funds and with ODOC requirements pursuant thereto, which are published in the ODOC CDBG Project Management Guide.

- b. The Contractor shall comply with 2 CFR, Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, except as directed other-wise in writing by ODOC, as they relate to the application, acceptance and use of federal funds, and with ODOC requirements pursuant thereto, which are published in the ODOC CDBG Project Management Guide.

### 13. COMPENSATION TO CONTRACTOR

- a. Funds made available pursuant to this contract shall be used only for expenses incurred during the period funded as specified in Part I for the purposes and activities approved and agreed to by ODOC. No ODOC funds may be used for expenses incurred prior to the contract start date. No ODOC funds may be used for expenses incurred after the contract end date.
- b. If this contract is funded by both loan and grant resources, ODOC will disburse the loan funds until all loan money has been expended. Any further funds disbursed will be charged to the grant portion of this contract. All administrative funds will be disbursed from loan funds.
- c. ODOC shall disburse funds to the Contractor upon receipt and approval by ODOC of timely, properly executed Requests for Funds. The Contractor may submit a Request for Funds as often as necessary to meet its financial obligations. All funds received shall be expended within fifteen (15) days of receipt. The Contractor shall submit an actual Monthly Expenditure Report by the tenth (10th) of the following month.
- d. All requests for funds should be submitted to the ODOC during the period funded. A final claim may be submitted no later than sixty (60) days after the final date of the period funded. Said claim will be allowed only for reimbursement of actual expenditures. Any claim submitted after the sixty (60) days may be disallowed by ODOC.
- e. If ODOC determines that payment based on estimated expenditures is resulting in accumulation of excessive balances of cash on hand, ODOC may modify the basis for compensation to the Contractor to effect proper cash management.
- f. If a question arises as to the validity of any claim made under this contract and the parties are unable to resolve such question by negotiation, then the Contractor may request a resolution of the question pursuant to the terms of this contract and the administrative procedures available through ODOC rules promulgated pursuant to the Oklahoma Administrative Procedures Act, 75 O.S. §§251, et seq.

### 14. PROCUREMENT

- a. Procurement, management and disposition of property acquired with contract funds shall be governed by federal and State law and as directed by ODOC in the CDBG Project Management Guide. Applicable State laws include the Public Competitive Bidding Act of



1974, 61 O.S. §§101, et seq.

- b. Materials acquired for construction purposes shall be deemed real property once they have become part of the construction.

15. RECORDS, REPORTS, DOCUMENTATION

- a. The Contractor shall maintain records and accounts, including property, personnel and financial records, that properly document and account for all project funds. Specific types and forms of record are required in ODOC CDBG Project Management Guide previously received by the Contractor.
- b. The Contractor shall retain all books, documents, papers, records and other materials involving all activities and transactions related to this contract for at least three (3) years from the date of submission of the Final Expenditure Report or until all audit findings have been resolved, whichever is later. All records and accounts shall be made available on demand to the Oklahoma State Auditor and Inspector, HUD, the Comptroller General and ODOC, its agents and designees, for inspection and use in carrying out its responsibilities for administration of funds.
- c. The Contractor shall maintain adequate documentation to ensure compliance with the national objective of low and moderate-income benefit during the life of the project in accordance with the policies and procedures of the CDBG Project Management Guide.
- d. The Contractor shall provide the following reports to ODOC:
  - (1) Jobs Creation and Beneficiaries Quarterly Report for each calendar quarter. Said reports shall be due January 20, April 20, July 20 and October 20 of each year until all positions have been created and project closeout has been approved and documented by ODOC;
  - (2) The Contractor shall collect, maintain and report to ODOC ancillary beneficiary information, resulting from the project's infrastructure improvements for a period of one (1) year after completion of the infrastructure improvements.
- e. The Contractor has not paid, given or donated or agreed to pay, give or donate to any officer or employee of the State of Oklahoma any money or other thing of value, either directly or indirectly, in the procuring of this contract.

16. CLOSING OUT OF PERIOD FUNDED

- a. Contractor shall promptly return to ODOC any funds received under this contract that are not obligated as of the final date of the period funded. Funds shall be considered obligated only if goods and services have been received as of the final date of the period funded.
- b. ODOC may unilaterally modify this contract to subtract the total amount of funds not obligated by the Contractor as of the final date of the period funded.
- c. The Contractor cannot close out the contract until the total projected

jobs identified in Part III have been created and all monitoring issues have been resolved and approved by ODOC.

- d. The Contractor shall submit closeout documents in accordance with the forms and Requirement in the CDBG Project Management Guide no later than sixty (60) days after the final date of the period funded or upon completion of the project and creation of the required jobs as identified in Part III, whichever comes first.

17. AUDIT, DISALLOWED COSTS

- a. The Contractor shall comply with ODOC's Audit Policies and Audit Procedures, which are incorporated herein and made a part hereof.
- b. The Contractor shall provide ODOC with timely copies of reports on any audits that include funds received from ODOC.
- c. In the event an audit results in the determination that the Contractor has expended contract funds on unallowable costs, Contractor shall reimburse ODOC in full for all such costs.

18. PROGRAM INCOME

The Contractor shall account to ODOC for all Program Income resulting from this agreement, as provided in 24 CFR 570.489(e). Disposition of Program Income will be determined by ODOC.

19. INTERPRETATION, REMEDIES

- a. In the event the terms or provisions of this contract are breached by either party or in the event a dispute shall arise between the parties regarding the meaning, requirements or interpretation of the terms and provision of this contract, then such breach or dispute shall be resolved pursuant to the terms of this contract and the administrative procedures available through ODOC rules promulgated pursuant to the Oklahoma Administrative Procedures Act, 75 O.S. §§251, et seq.
- b. Neither forbearance nor payment by ODOC shall be construed to constitute waiver of any remedies for any default or breach by the Contractor that exists then or occurs later.

20. TERMINATION OR SUSPENSION

- a. This contract may be terminated or suspended in whole or in part at any time by written agreement of the parties.
- b. This contract may be terminated or suspended by ODOC, in whole or in part, for cause, after notice and an opportunity for the Contractor to present reasons why such action should not be taken. Procedures for such a process shall be in accordance with the General Rules of Practice and Procedure of the Department. Grounds constituting cause include but are not limited to:
  - (1) The Contractor fails to comply with provisions of this contract or with any applicable laws, regulations, guidelines or procedures, including ODOC policies and issuances, or is unduly dilatory in executing its commitments under this contract;



- (2) Purposes for the funds have not been or will not be fulfilled, or would be illegal to carry out;
  - (3) The Contractor has submitted incorrect or incomplete documentation pertaining to this contract;
  - (4) The Contractor is unduly dilatory in executing its commitments under a prior contract with ODOC, including, but not limited to, submission of any audits due, resolution of audit findings, and monitoring results.
- c. In the event of termination or suspension, the Contractor shall be entitled to payment for otherwise valid and allowable obligations incurred in good faith prior to notice of such action, and to reimbursement for reasonable and necessary expenses. The Contractor shall reduce to the minimum possible obligations, prepaid expenses and other costs.
- d. The Contractor shall not be relieved of liability to ODOC for damages sustained by ODOC by virtue of any breach of this agreement by the Contractor. ODOC may withhold payments due under this agreement pending resolution of the damages.
- e. ODOC reserves the right to cancel, suspend or terminate this contract without notice, in the event the Contractor has outstanding issues relating to another contract with ODOC. These issues include but are not limited to:
- (1) Failure to timely submit any required reports;
  - (2) Failure to respond to any communication from ODOC; and
  - (3) Failure to abide by any programmatic or ODOC requirements.

## 21. SEVERABILITY CLAUSE

If any provision under this contract or its application to any person or circumstance is held invalid by any court of competent jurisdiction, such invalidity does not affect any other provision of this contract or its application that can be given effect without the invalid provision or application.



# McAlester City Council

## AGENDA REPORT

<b>Meeting Date:</b>	October 11, 2016	<b>Item Number:</b>	4
<b>Department:</b>	Community & Economic Development	<b>Account Code:</b>	
<b>Prepared By:</b>	Millie Vance, Grant Administrator Leroy Alsup, Director	<b>Budgeted Amount:</b>	
<b>Date Prepared:</b>	October 4, 2016	<b>Exhibits:</b>	1

### Subject

Consider and act upon, a Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal.

### Recommendation

Motion to approve the Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal and authorizing the Mayor to sign the Statement of Compliance Form.

### Discussion

The City of McAlester has been notified by the Oklahoma Department of Commerce that the Krebs Brewing Co., Inc., Community Development Block Grant – Economic Development Infrastructure Financing Grant (CDBG-EDIF) Contract # 16765 CDBG ED 16 in the amount of \$1,000,000 has been approved for funding.

The Oklahoma Department of Commerce requires the City to approve and execute a Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal.

#### Attachments:

1. CDBG-EDIF Contract #1675 CDBG ED 16 Statement of Compliance

### Approved By

	Initial	Date
<b>Department Head</b>	L. Alsup	10/04/2016
<b>City Manager</b>	P. Stasiak	10-4-16



# McAlester City Council

## AGENDA REPORT

<b>Meeting Date:</b>	October 11, 2016	<b>Item Number:</b>	4
<b>Department:</b>	Community & Economic Development	<b>Account Code:</b>	
<b>Prepared By:</b>	Millie Vance, Grant Administrator Leroy Alsup, Director	<b>Budgeted Amount:</b>	
<b>Date Prepared:</b>	October 4, 2016	<b>Exhibits:</b>	1

### Subject

Consider and act upon, a Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal.

### Recommendation

Motion to approve the Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal and authorizing the Mayor to sign the Statement of Compliance Form.

### Discussion

The City of McAlester has been notified by the Oklahoma Department of Commerce that the Krebs Brewing Co., Inc., Community Development Block Grant – Economic Development Infrastructure Financing Grant (CDBG-EDIF) Contract # 16765 CDBG ED 16 in the amount of \$1,000,000 has been approved for funding.

The Oklahoma Department of Commerce requires the City to approve and execute a Statement of Compliance of Special Conditions as required by CDBG-EDIF Contract No. 16765 CDBG-ED 16, regarding Procurement Procedures, Ineligible Costs, Loan Rules, Sale of Building, and Appraisal.

#### Attachments:

1. CDBG-EDIF Contract #1675 CDBG ED 16 Statement of Compliance

### Approved By

	<i>Initial</i>	<i>Date</i>
<b>Department Head</b>	L. Alsup	10/04/2016
<b>City Manager</b>	P. Stasiak	

## STATEMENT OF COMPLIANCE

### AS REQUIRED BY THE OKLAHOMA DEPARTMENT OF COMMERCE SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT ECONOMIC DEVELOPMENT INFRASTRUCTURE FINANCE (CDBG-EDIF) CONTRACT # 16765 CDBG ED 16 SPECIAL CONDITIONS.

It is the determination and decision of the City of McAlester, Oklahoma that:

1. The City of McAlester has and will comply with all Federal and Oklahoma Procurement Procedures requirements for all professional service contracts (including administration and engineering contracts) and public infrastructure construction contracts funded either in part or in whole by the Community Development Block Grant-Economic Development Infrastructure Financing (CDBG-EDIF) program.
2. The City of McAlester certifies it will not execute a contract for CDBG-EDIF financed activities before the release of funds date. The City of McAlester has not and will not use the funds from the CDBG-EDIF program to reimburse the City for ineligible costs incurred prior to or after the release of funds date as determined by the Oklahoma Department of Commerce. The City of McAlester has not and will not start acquisition of the CDBG-EDIF – Krebs Brewing Co., Inc. project funded components with other funds and then reimburse those funds when the CDBG-EDIF assistance begins. The City of McAlester has not and will not use CDBG-EDIF funds for force account work.
3. The City of McAlester certifies that the building/property to be purchased with CDBG-EDIF resources will not be utilized to collateralize any loan, nor shall ownership transfer from the hands of the city or its assigned Authority. The City acknowledges that in the event ownership changes or the building/property is used to collateralize a loan, the City will owe to the Oklahoma Department of Commerce the unamortized portion of the grant. Further it acknowledges the Oklahoma Department of Commerce will amortize the grant amount over twenty years (20) years, with a value of \$0 at the end of the 20<sup>th</sup> year.
4. The City of McAlester certifies that if the building is vacated by Krebs Brewing Company, Inc., the City will provide a marketing plan describing the City's strategy to fill the building with a company that is at a minimum capable of achieving 1 job per \$35,000 of CDBG dollars requested. The City certifies it will provide to the Oklahoma Department of Commerce quarterly progress reports on its marketing efforts.
5. The City of McAlester certifies that in the event the City or its assigns sells the subject building/property to the company, lease payments the company has paid to date of sale are prohibited from being applied to the sales price of the building.
6. The City of McAlester certifies that if the Fair Market Value Appraisal performed in accordance with 49 CFR 24 value is lower than the requested CDBG-EDIF funds, then the CDBG-EDIF contract will be adjusted accordingly. If the Appraisal value is greater than the \$1,100,000, and the negotiated purchase price exceeds \$1,100,000, documentation that funds are in place shall be provided to the Oklahoma Department of Commerce.

CERTIFIED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.

---

John Browne, Mayor

ATTEST:

---

Cora Middleton, City Clerk





# McAlester City Council

## AGENDA REPORT

Meeting Date: October 11, 2016 Item Number: 5  
Department: \_\_\_\_\_  
Prepared By: Peter Stasiak, City Manager Account Code: \_\_\_\_\_  
Date Prepared: October 4, 2016 Budgeted Amount: \_\_\_\_\_  
Exhibits: 3

### Subject

Consider and act upon, authorizing the Mayor to accept the bid and sign the Notice of Award to Collins Waterworks, LLC in the amount of \$ 62,590.00 for 500 N. Main Drainage Improvements Project.

### Recommendation

Staff recommendation is to accept the lowest and best bidder of Collins Waterworks, LLC in the amount of \$ 62,590.00 for 500 N. Main Drainage Improvements Project.

### Discussion

The City of McAlester received 4 bids on this project. Please see attached.

### Approved By

Department Head  
City Manager

P. Stasiak

*Initial*

*PJS*

*Date*

*10-6-16*



October 4, 2016

Pete Stasiak – City Manager  
City of McAlester/McAlester PWA  
P.O. Box 578  
McAlester, Ok 74502

Re: 500 N. Main Drainage Improvements  
Letter of Recommendation; Notice of Award

Dear Mr. Stasiak:

The above referenced project was bid at 2:00 p.m., on October 3, 2016, at the McAlester City Hall. Four contractors received plans and specifications for this project and all four elected to submit a bid. Enclosed for your information please find a copy of the Bid Tabulation.

Collins Waterworks, LLC was the apparent low bidder with a bid of \$62,590.00. The low bidder is qualified to perform the work and has satisfactorily completed projects for the City of McAlester in the recent past. We recommend that the City of McAlester/McAlester Public Works Authority award the contract to Collins Waterworks, LLC in the amount of \$62,590.00.

Enclosed please find two (2) copies of the Notice of Award. Please place approval of the Notice of Award on the agenda of your next meeting. Upon approval please sign both copies of the Notice of Award and return to our offices for further processing. We will get the required bonds and insurance from the contractor and will coordinate a Pre-Construction Conference, where the Notice to Proceed will be issued.

Thank you and if you have any questions concerning any of the above, please do not hesitate to call us at (918) 420-5500.

Sincerely,

Infrastructure Solutions Group, LLC

Robert Vaughan, P.E.  
Branch Manager

RV  
Enclosure  
Project No. MC-16-05

## NOTICE OF AWARD

TO: Collins Waterworks, LLC  
4607 SE Hwy 63  
Talihina, OK 74571

Project Description: 500 N. Main Drainage Improvements

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated September 11, 2016 and Information for Bidders.

You are hereby notified that your BID has been accepted for items in the amount of:  
\$Sixty-two thousand, five hundred ninety dollars-----(\$62,590.00).

You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S PERFORMANCE BOND, STATUTORY BOND, MAINTENACE BOND and certificate of insurance within ten (10) calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said Bonds within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of the NOTICE OF AWARD to the OWNER.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

City of McAlester/McAlester PWA  
OWNER

By: \_\_\_\_\_

Title: Mayor/Chairman

## ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by Collins Waterworks, LLC this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_

Title: \_\_\_\_\_

## NOTICE OF AWARD

TO: Collins Waterworks, LLC  
4607 SE Hwy 63  
Talihina, OK 74571

Project Description: 500 N. Main Drainage Improvements

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated September 11, 2016 and Information for Bidders.

You are hereby notified that your BID has been accepted for items in the amount of:  
\$Sixty-two thousand, five hundred ninety dollars-----(\$62,590.00).

You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S PERFORMANCE BOND, STATUTORY BOND, MAINTENANCE BOND and certificate of insurance within ten (10) calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said Bonds within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of the NOTICE OF AWARD to the OWNER.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

City of McAlester/McAlester PWA  
OWNER

By: \_\_\_\_\_

Title: Mayor/Chairman

## ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by Collins Waterworks, LLC this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_

Title: \_\_\_\_\_

## CITY OF MCALESTER/MCALESTER PUBLIC WORKS AUTHORITY

## 500 N. MAIN DRAINAGE IMPROVEMENTS

Monday; October 3, 2016 @ 2:00 p.m.

## BID TABULATION

BASE BID				Collins Waterworks, LLC 4607 SE Hwy 63. Talihina, OK 74571		Rocking O Construction 1287 S Chislom Rd. Caddo, OK 74729		Sunrise Construction 418301 E 1200 Rd Eufaula, OK 74432		Katcon, Inc. 1047 Collins Road McAlester, OK 74501	
ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	30-inch ADS Hp Storm Pipe	180	LF	\$75.00	\$13,500.00	\$160.00	\$28,800.00	\$90.00	\$16,200.00	\$102.04	\$18,367.20
2	18-inch ADS HP Storm Pipe	20	SY	\$90.00	\$1,800.00	\$100.00	\$2,000.00	\$140.00	\$2,800.00	\$95.20	\$1,904.00
3	Concrete Junction Boxes and Flumes	2	EA	\$1,800.00	\$3,600.00	\$4,500.00	\$9,000.00	\$4,837.50	\$9,675.00	\$6,440.00	\$12,880.00
4	Concrete Sidewalk	90	SY	\$96.00	\$8,640.00	\$100.00	\$9,000.00	\$173.50	\$15,615.00	\$93.33	\$8,399.70
5	Concrete Curb and Gutter	180	LF	\$40.00	\$7,200.00	\$20.00	\$3,600.00	\$32.25	\$5,805.00	\$46.65	\$8,397.00
6	Concrete Headwall with Wingwalls	2	EA	\$750.00	\$1,500.00	\$3,250.00	\$6,500.00	\$5,160.00	\$10,320.00	\$5,040.00	\$10,080.00
7	Concrete Transition	180	LF	\$20.00	\$3,600.00	\$30.00	\$5,400.00	\$27.80	\$5,004.00	\$28.60	\$5,148.00
8	Handrail	15	LF	****	\$5,000.00	\$150.00	\$2,250.00	\$0.00	\$0.00	\$67.20	\$1,008.00
9	Solid Slab Sod	210	SY	\$25.00	\$5,250.00	\$20.00	\$4,200.00	\$21.53	\$4,521.30	\$26.65	\$5,596.50
10	Traffic Control	1	LS	\$5,000.00	\$5,000.00	\$5,200.00	\$5,200.00	\$3,225.00	\$3,225.00	\$3,360.00	\$3,360.00
11	Fill Material	1	LS	\$7,500.00	\$7,500.00	\$6,200.00	\$6,200.00	\$11,600.00	\$11,600.00	\$10,640.00	\$10,640.00
TOTAL AMOUNT OF BASE BID					\$62,590.00		\$82,150.00		\$84,765.30		\$85,780.40

Infrastructure Services

Robert Vaughan  
Branch Manager  
MC-16-05

\* Denotes Mathematical Error



# McAlester City Council

## AGENDA REPORT

Meeting Date:	<u>October 11, 2016</u>	Item Number:	<u>6</u>
Department:	<u></u>	Account Code:	<u></u>
Prepared By:	<u>Peter Stasiak, City Manager</u>	Budgeted Amount:	<u></u>
Date Prepared:	<u>October 4, 2016</u>	Exhibits:	<u>3</u>

### Subject

Consider and act upon, authorizing the Mayor to accept the bid and sign the Notice of Award to Rocking O Construction in the amount of \$ 25,000.00 for the Washington Ave. Bridge Sidewalk Repair Project.

### Recommendation

Staff recommendation is to accept the lowest and best bidder of Rocking O Construction in the amount of \$ 25,000.00 for the Washington Ave. Bridge Sidewalk Repair Project.

### Discussion

The City of McAlester received 4 bids on this project. Please see attached.

### Approved By

*Initial*

*Date*

Department Head  
City Manager

P. Stasiak

*PJS*

*10-6-16*



October 4, 2016

Pete Stasiak – City Manager  
City of McAlester/McAlester PWA  
P.O. Box 578  
McAlester, Ok 74502

Re: Sidewalk Repair - Washington Ave Bridge  
Letter of Recommendation; Notice of Award

Dear Mr. Stasiak:

The above referenced project was bid at 2:15 p.m., on October 3, 2016, at the McAlester City Hall. Five contractors received plans and specifications for this project and all four elected to submit a bid. Enclosed for your information please find a copy of the Bid Tabulation.

Rocking O Construction was the apparent low bidder with a bid of \$25,000.00. The low bidder is qualified to perform the work and has satisfactorily completed projects for the City of McAlester in the recent past. We recommend that the City of McAlester/McAlester Public Works Authority award the contract to Rocking O Construction in the amount of \$25,000.00.

Enclosed please find two (2) copies of the Notice of Award. Please place approval of the Notice of Award on the agenda of your next meeting. Upon approval please sign both copies of the Notice of Award and return to our offices for further processing. We will get the required bonds and insurance from the contractor and will coordinate a Pre-Construction Conference, where the Notice to Proceed will be issued.

Thank you and if you have any questions concerning any of the above, please do not hesitate to call us at (918) 420-5500.

Sincerely,

Infrastructure Solutions Group, LLC

Robert Vaughan, P.E.  
Branch Manager

RV  
Enclosure  
Project No. MC-16-19

## NOTICE OF AWARD

TO: Rocking O Construction, LLC  
1287 S Chisolm Rd  
Caddo, OK 74729

Project Description: Washington Ave Bridge – Sidewalk Repair

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated September 11, 2016 and Information for Bidders.

You are hereby notified that your BID has been accepted for items in the amount of:  
Twenty-five thousand dollars-----(\$25,000.00)

You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S PERFORMANCE BOND, STATUTORY BOND, MAINTENANCE BOND and certificate of insurance within ten (10) calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said Bonds within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of the NOTICE OF AWARD to the OWNER.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

City of McAlester  
OWNER

By: \_\_\_\_\_

Title: Mayor

## ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by Rocking O Construction, LLC this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_ Title: \_\_\_\_\_



## NOTICE OF AWARD

TO: Rocking O Construction, LLC  
1287 S Chisolm Rd  
Caddo, OK 74729

Project Description: Washington Ave Bridge – Sidewalk Repair

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated September 11, 2016 and Information for Bidders.

You are hereby notified that your BID has been accepted for items in the amount of:  
Twenty-five thousand dollars-----(\$25,000.00)

You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S PERFORMANCE BOND, STATUTORY BOND, MAINTENANCE BOND and certificate of insurance within ten (10) calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said Bonds within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of the NOTICE OF AWARD to the OWNER.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

City of McAlester  
OWNER

By: \_\_\_\_\_

Title: Mayor

## ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by Rocking O Construction, LLC this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_ Title: \_\_\_\_\_

CITY OF MCALESTER/MCALESTER PUBLIC WORKS AUTHORITY


Washington Ave Bridge - Sidewalk Repair

Monday, October 3, 2016 @ 2:15 p.m.

BID TABULATION

BASE BID				Rocking O Construction 1287 S Chislom Rd. Caddo, OK 74729		Collins Waterworks, LLC 4607 SE Hwy 63. Talihina, OK 74571		Sunrise Construction 418301 E 1200 Rd Eufaula, OK 74432		Katcon, Inc. 1047 Collins Road McAlester, OK 74501	
ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	Bridge - Sidewalk Repairs	1	Lump Sum	\$25,000.00	\$25,000.00	\$27,675.00	\$27,675.00	\$28,954.00	\$28,954.00	\$29,415.00	\$29,415.00
TOTAL AMOUNT OF BASE BID					\$25,000.00		\$27,675.00		\$28,954.00		\$29,415.00

Infrastructure Solutions Group, LLC

  
Robert Vaughan, P.E.  
Branch Manager  
MC-16-19



Council Chambers  
Municipal Building  
September 27, 2016

The McAlester Airport Authority met in Regular session on Tuesday September 27, 2016, at 6:00 P.M. after proper notice and agenda was posted September 22, 2016.

Present: Weldon Smith, Travis Reed, Robert Karr, Buddy Garvin, Cully Stevens, Jason Barnett & John Browne  
Absent: None  
Presiding: John Browne, Chairman

A motion was made by Mr. Smith and seconded by Mr. Garvin to approve the following:

- Approval of the Minutes from the September 13, 2016, Regular Meeting of the McAlester Airport Authority. (*Cora Middleton, City Clerk*)
- Confirm action taken on City Council Agenda Item B, regarding claims ending September 21, 2016. (*Toni Ervin, Chief Financial Officer*) in the amount of \$15,587.68.
- Confirm action taken on City Council Agenda Item 1, an Ordinance amending Ordinance No. 2568 which established the budget for fiscal year 2016-17; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (*Toni Ervin, Chief Financial Officer*)
- Confirm action taken on City Council Agenda Item 7, an ordinance of the City of McAlester establishing the Customer Service Policy; amending McAlester City Code Chapter 2 Titled Administration, Article I, Section 2-1, Customer Service Standards. (*Mayor John Browne*)

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

AYE: Trustees Smith, Karr, Read, Garvin, Stevens, Barnett & Chairman Browne  
NAY: None

Chairman Browne declared the motion carried.

There being no further business to come before the Authority, Mr. Smith moved for the meeting to be adjourned, seconded by Mr. Garvin.

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

AYE: Trustees Smith, Read, Karr, Garvin, Stevens, Barnett & Chairman Browne  
NAY: None

Chairman John Browne declared the motion carried.

---

John Browne, Chairman

ATTEST:

---

Cora Middleton, Secretary

The McAlester Public Works Authority met in Regular session on Tuesday September 27, 2016, at 6:00 P.M. after proper notice and agenda was posted September 22, 2016.

Present: Weldon Smith, Travis Read, Robert Karr, Buddy Garvin, Cully Stevens, Jason Barnett & John Browne  
Absent: None  
Presiding: John Browne, Chairman

A motion was made by Mr. Garvin and seconded by Mr. Karr to approve the following:

- Approval of the Minutes from the September 13, 2016, Regular Meeting of the McAlester Public Works Authority. (*Cora Middleton, City Clerk*)
- Confirm action taken on City Council Agenda Item B, regarding claims ending September 21, 2016. (*Toni Ervin, Chief Financial Officer*) in the amount of \$312,392.97.
- Confirm action taken on City Council Agenda Item D, authorization of payment to Accurate Labs & Mining Center, Invoice 6H30053, in the amount of \$ 50.00, for water testing fees related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. (*Peter Stasiak, City Manager*)
- Confirm action taken on City Council Agenda Item 1, an Ordinance amending Ordinance No. 2568 which established the budget for fiscal year 2016-17; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (*Toni Ervin, Chief Financial Officer*)
- **TABLED FROM SEPTEMBER 13<sup>TH</sup> MEETING;** Confirm action taken on City Council Agenda Item 2, authorizing the Mayor to sign a Professional Services Agreement with Meshek & Associates, PLC for Phase II Stormwater Management Program Assistance for the City of McAlester to meet Oklahoma Department of Environmental Quality (ODEQ) requirements and EPA's National Pollutant Discharge Elimination System (NPDES). (*Peter Stasiak, City Manager*)
- Confirm action taken on City Council Agenda Item 7, an ordinance of the City of McAlester establishing the Customer Service Policy; amending McAlester City Code Chapter 2 Titled Administration, Article I, Section 2-1, Customer Service Standards. (*Mayor John Browne*)
- Confirm action taken on City Council Agenda Item 8, approval and authorization of the Mayor to sign a Quitclaim Deed exchanging 30 feet of City property to 30 feet of County property. (*Joe Ervin, City Attorney*)

- Confirm action taken on City Council Agenda 11, authorizing the Mayor to sign the Federal-Aid Program Project Number HSIP-261A (064-065)TR Project Agreement (maintenance agreement) between the Oklahoma Department of Transportation and the City of McAlester for the installation of traffic signals along Carl Albert Parkway. (*Peter Stasiak, City Manager*)

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

AYE: Trustees Smith, Read, Karr, Garvin, Stevens, Barnett & Chairman Browne.

NAY: None

Chairman Browne declared the motion carried.

There being no further business to come before the Authority. Mr. Garvin moved for the meeting to be adjourned, and the motion was seconded by Mr. Karr. There was no discussion and the vote was taken as follows:

AYE: Trustees Smith, Read, Karr, Garvin, Stevens, Barnett & Chairman Browne.

NAY: None

Chairman Browne declared the motion carried.

ATTEST:

\_\_\_\_\_  
John Browne, Chairman

\_\_\_\_\_  
Cora Middleton, Secretary