



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, May 24, 2016 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

John Browne	Mayor
Weldon Smith	Ward One
Vacant	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 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

Glenn Meyer, Trinity Lutheran Church

ROLL CALL

CITIZENS COMMENTS ON NON-AGENDA ITEMS

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

CONSENT AGENDA

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

- A. Approval of the Minutes from the April 26, 2016, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the May 10, 2016, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for May 4, 2016 through May 17, 2016. *(Toni Ervin, Chief Financial Officer)*
- D. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-15-02-07, in the amount of \$7,030.00, for Professional Services related to Washington Avenue Pavement Reconstruction and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- E. Consider and act upon, authorization of payment to McAlester News Capital for Invoice # 300007670, in the amount of \$65.69, for Publication Fees related to Washington Avenue Pavement Reconstruction. *(Peter Stasiak, City Manager)*
- F. Consider and act upon, a “Pledge and Guarantee” document which authorizes the annual renewal of the City of McAlester’s Participation Agreement with the Association for Landfill Financial Assurance (ALFA). *(Peter Stasiak, City Manager)*
- G. Consider and act upon, to authorize the Mayor to exercise the 180 day third option term in the “Amendment to Option to Purchase Real Property Dated June 18, 2015” agreement with Jimmie D. Key and Evy Laverne Key, Trustees of the J & L Revocable Trust for the Retail Connection Development at 14th Street and U.S. Highway 69 and approve the issuance of a \$5,000 check for the option consideration to Jimmie D. Key and Evy Laverne Key, Trustees of the J & L Revocable Trust. *(Leroy Alsup, Community & Economic Development Director)*
- H. Consider and act upon, authorizing the Mayor to sign an agreement with “Feed the Need Foundation for Rural Oklahoma” (KEDDO) for funding of the City of McAlester’s Title III nutrition centers. *(Mel Priddy, Community Services Director)*

- I. Consider and act upon, to concur with the Mayor's re-appointment of Heather Para, 1102 S. 2nd Street, McAlester, 74501 to the McAlester Library Advisory Board for a term beginning July 1, 2016 and ending June 30, 2019. (*John Browne, Mayor*)

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.

SCHEDULED BUSINESS

1. Consider and act upon, accepting Change Order #1 in the amount of \$578.00 from Sunrise Contracting, LLC to repair an extra One (1'-0") foot of the Sandy Creek canal wall, and authorizing the Mayor to sign the Change Order to Sunrise Contracting, LLC for the full amount. (*Peter Stasiak, City Manager*)

Executive Summary

The recommendation is to accept the Change Order equal to less than 2% of the total cost of the project in the amount of \$578.00, to repair an extra One (1'-0") foot of the Sandy Creek canal wall.

2. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay Estimate No. 2 for the contract with Sunrise Construction, LLC for construction of Fifty One (51'-0") feet of Sandy Creek Canal Wall and accept the project as completed. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to authorize the Mayor to sign the final payment of \$23,160.50 for the 2016 Sandy Creek Canal Wall Project #3 to Sunrise Construction, LLC and accept the project as completed.

3. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay Estimate No. 2 for the contract with Rocking "O" Construction, LLC for construction of One Hundred Fifty Seven (157'-0") feet of Sandy Creek Canal Wall and accept the project as completed. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to authorize the Mayor to sign the final payment of \$8,635.00 for the 2015 Sandy Creek Canal Wall Project #1 to Rocking "O" Construction, LLC and accept the project as completed.

4. Consider and act upon, a series of agenda items (see attached) for the FY-16 Community Development Block Grant - Economic Development Infrastructure Financing Program (CDBG-EDIF) regarding the proposed CDBG-EDIF-Krebs Brewing Co., Inc. Industrial Building/Property Project. (*Leroy Alsup, Community & Economic Development Director*)

Executive Summary

Motion to act upon and approve the series of agenda items (see attached) for the FY-16 Community Development Block Grant - Economic Development Infrastructure Financing Program (CDBG-EDIF) regarding the proposed CDBG-EDIF-Krebs Brewing Co., Inc. Industrial Building/Property Project.

5. Consider and act upon, approval of a Resolution setting a Special Election date for vacancy in Ward Two Council seat and authorize the Mayor to issue a Proclamation for Special Election. *(Cora Middleton, City Clerk)*

Executive Summary

Motion to approve a Resolution to set a Special Election date for vacancy in Ward Two Council seat and authorize the Mayor to issue a Proclamation for Special Election.

6. Discussion and update on Financials. *(Peter Stasiak, City Manager)*

Executive Summary

Discussion

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 May 10, 2016, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending May 17, 2016. *(Toni Ervin, Chief Financial Officer)*

ADJOURN MAA

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the May 10, 2016, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending May 17, 2016. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item D, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-15-02-07, in the amount of \$7,030.00, for Professional Services related to Washington Avenue Pavement Reconstruction 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 E, authorization of payment to McAlester News Capital for Invoice # 300007670, in the amount of \$65.69, for Publication Fees related to Washington Avenue Pavement Reconstruction. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item F, a “Pledge and Guarantee” document which authorizes the annual renewal of the City of McAlester’s Participation Agreement with the Association for Landfill Financial Assurance (ALFA). *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 1, acceptance of Change Order #1 in the amount of \$578.00 from Sunrise Contracting, LLC to repair an extra One (1’-0”) foot of the Sandy Creek canal wall, and authorizing the Mayor to sign the Change Order to Sunrise Contracting, LLC for the full amount. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 2, authorization for the Mayor to sign the Contractor’s Final Pay Estimate No. 2 for the contract with Sunrise Construction, LLC for construction of Fifty One (51’-0”) feet of Sandy Creek Canal Wall and accept the project as completed. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 3, authorization for the Mayor to sign the Contractor’s Final Pay Estimate No. 2 for the contract with Rocking “O” Construction, LLC for construction of One Hundred Fifty Seven (157’-0”) feet of Sandy Creek Canal Wall and accept the project as completed. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, a series of agenda items (see attached) for the FY-16 Community Development Block Grant - Economic Development Infrastructure Financing Program (CDBG-EDIF) regarding the proposed CDBG-EDIF-Krebs Brewing Co., Inc. Industrial Building/Property Project. *(Leroy Alsup, Community & Economic Development Director)*

ADJOURN MPWA**CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY**

Majority of a Quorum required for approval

- Approval of the Minutes from the April 26, 2016 Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of May, 2016. *(Toni Ervin, CFO)*

ADJOURN MRTA**RECONVENE COUNCIL MEETING**

EXECUTIVE SESSION

Recess into Executive Session in compliance with Section Title 25 Section 307 B.2 et.seq. Oklahoma Statutes, to wit:

1. Proposed executive session pursuant to Title 25, Sec. 307 (B) (2), to discuss negotiations concerning employees and representatives of employee groups: FOP
2. Proposed executive session pursuant to Title 25, Sec. 307 (B) (2), to discuss negotiations concerning employees and representatives of employee groups: IAFF
3. Proposed executive session pursuant to Title 25, Sec. 307 (B) (1), to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee: City Manager, Peter Stasiak

RECONVENE INTO OPEN SESSION

- Consider and act upon, the proposed FOP Contract.
- Consider and act upon, the proposed IAFF Contract.
- Consider and act upon, the City Manager's Contract.

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.

Cora M. Middleton, City Clerk