

The McAlester City Council met in a Regular session on Tuesday, February 28, 2017, at 6:00 P.M. after proper notice and agenda was posted, February 24, 2017 at 12:57 P.M.

Call to Order

Mayor Browne called the meeting to order.

Buddy Garvin 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; 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.

There were no citizen comments for this meeting.

Consent Agenda

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

- A. Approval of the Minutes from the January 24, 2017, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for February 8, 2017 through February 21, 2017. *(Toni Ervin, Chief Financial Officer)* In the following amounts: General Fund - \$109,255.91; Parking Authority - \$84.89; Nutrition - \$1,931.55; Landfill Res./Sub-Title D - \$493.00; Tourism Fund - \$2,353.66; SE Expo Center - \$6,741.73; E-911 - \$7,269.82; Economic Development - \$3,521.24; CDBG Grants Fund - \$108,530.00; Fleet Maintenance -

\$9,970.62; Worker's Compensation - \$941.68; Dedicated Sales Tax-MPWA - \$500.00; CIP Fund - \$1,264.53; Technology Fund - \$510.00 and Stormwater Fund - \$21,514.00.

- C. Consider and act upon, ratification of the Code of Conduct for the City of McAlester originally adopted October 27, 2009. (There have been no changes to the document.)
(Cora Middleton, City Clerk)
- D. Consider and act upon, receipt of the Permit No. SX000061170065 from the Oklahoma Department of Environmental Quality (ODEQ) to supply potable water to Pittsburg County RWD No. 6. *(Peter Stasiak, City Manager)*
- E. Concur with the Mayor's appointments of T. Shawn Howard (term to expire February, 2018), Tony Edwards (term to expire February, 2021), Theresa Smith (term to expire February, 2020) and Rev. Anthony Washington (term to expire February, 2021) to the Ethics Board. *(John Browne, Mayor)*
- F. Concur with the Mayor's appointments of Heather French, Kelly White, and Kristie Brooks to the Personnel Board. All terms are to expire July 1, 2022. *(John Browne, Mayor)*
- G. Concur with the Mayor's appointment of Jimmy Williams to the Ethics Board for a term to expire February, 2019. *(John Browne, Mayor)*

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.

Councilman Smith moved to open a Public Hearing to address two (2) Ordinances. The motion was seconded by Councilman Read.

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 and the Public Hearing was opened at 6:04 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 COUNCIL OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING THE CODE OF ORDINANCES, CHAPTER 62, SECTION 246. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR, REPEALING ALL CONFLICTING ORDINANCES; AND DECALRING 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 COURT, ARTICLE II, DIVISION 3, SECTION 30-66, DEFINITIONS; SECTION 30-67, CRITERIA FOR COMMUNITY SERVICE PROGRAM; SECTION 30-68, COMMUNITY SERVICE AGREEMENT; SECTION 30-69, HOURLY RATE AND COMPLETION TIME; SECTION 30-70, VIOLATIONS AND PENALTIES.

There were no comments from the Council or the citizens and Councilman Garvin to close the Public Hearing. The motion was seconded by Vice-Mayor Karr, and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried and the Public Hearing was closed at 6:04 P.M.

Scheduled Business

1. Presentation of the Mayor's Annual State of the City Address. (*John Browne, Mayor*)
Executive Summary
Presentation.

Mayor Browne delivered his State of the City Address in accordance with Charter Section 2.03. He commented that the economy was still strong in spite of the decline in sales tax. He reviewed the financial status of the City commenting that the City had received the highest viability rating of "11AA" from Dun & Bradstreet, after having no rating in 2009. He commented on the number of businesses opening in both the downtown and North Town areas that were owned or managed by individuals that were forty (40) years old and under. He highlighted the "Shop Local" program, the new playground in the Parks Department, the continuing Trails program, the planned construction of the new Emergency facility at the Hospital, the improvements made and planned for with the Stormwater funds, the proposed Retail Center and the construction on the 69 highway bypass. He commented on the use of the old Army Reserve building, the relocation of the Recycling Center to the National Guard Armory and the fund raising to construct a splash pad at Mullen Park. Mayor Browne commented on things at the State level that could affect all of the cities adversely and stated that Amazon would begin collecting sales tax on all future purchases.

2. Presentation and update on McAlester Regional Health Center by Mr. David Keith.
(*David Keith, CEO, McAlester Regional Health Center*)

Executive Summary
Presentation.

David Keith, CEO McAlester Regional Health Center addressed the Council updating them on the construction and renovation project of the hospital's Emergency Department, the redesign project of the hospital's Surgery Department, the remodel project of the hospital's Geriatric Psychiatry Unit, and the construction and renovations to the hospital's signs. Mr. Keith updated the Council on the hospital's reinvestment in its infrastructure, and its clinical equipment. He also elaborated about the hospital's regional expansion in Eufaula, Latimer County and its Home Health and Hospice services.

Councilman Smith asked Mr. Keith to review the efforts on customer service and quality of care.

He touched on the improvements in customer service and how the hospital was improving in the patient, physician and employee experience and the improvements in technology.

Kim Stout, Chief of Nursing explained the practice of "Nurse Rounding". She commented that this would allow for better patient treatment, as a nurse would be in the room while the doctor was attending the patient and it would allow for less chance of miscommunication. She added that hospital acquired infections were at 0%.

There was a brief discussion concerning how the hospital was ranked with other hospitals its size, if MRHC was getting the patients from the smaller hospitals that were closing in the region and how MRHC was recruiting physicians.

Darrell Linnington commented that MRHC was reaching out to some of the outlying hospitals.

There was no vote on this item.

3. Presentation of the MRHC Opioid Reduction Program by Dr. Jason McElyea. (*Dr. Jason McElyea, McAlester Regional Health Center*)

Executive Summary
Presentation.

Dr. Jason McElyea addressed the Council explaining that this program was to reduce the amount of opioids being prescribed in the hospital. He described the program, how it was being conducted at the hospital and how it was being taught to the physicians in the community. He described the results of the program, the changes that have occurred in the emergency room and limiting the use of opioids to surgical and fracture cases only.

There was discussion about providing education to physicians in the community, reducing the number of patients that doctor shop and the physicians being more aware of how they prescribe opioid pain medicine.

There was no vote on this item.

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

Executive Summary

Discussion

CFO Ervin addressed the Council presenting them with an update of the City's financial status as of January 31, 2017. She commented that in the General Fund revenue was under budget 2.36% and expenses were under budget 2.61% which was keeping the budget in control. She stated that in the McAlester Public Works Authority revenue was over budget .14% and expenses were under budget 6.98%, keeping the Public Works Authority's budget in great shape. She then reviewed the sales tax and use tax receipts explaining that even though sales tax was continuing to fall below the budgeted amount the use tax had been received at a record high and was compensating for the sales tax shortfall.

Manager Stasiak commented that this figure did not reflect any Amazon collections. Mayor Browne asked if those collections would be sales tax. CFO Ervin stated that those collections would be considered use tax.

CFO Ervin briefly reviewed the water sales and the AMI project.

There was no vote on this item.

5. **TABLED FROM JANUARY 10, 2017 COUNCIL MEETING** - Consider and act upon, a resolution declaring certain structures as dilapidated and detrimental to the health, safety, or welfare of the general public and the community, or they create a fire hazard which is dangerous to other property. *(George Estrada, Building Inspector, Jayme Clifton, Planning Technician)*

Executive Summary

Motion to approve a resolution declaring certain structures as dilapidated and detrimental to the health, safety, or welfare of the general public.

Jayme Clifton, Planning Technician addressed the Council explaining that exhibit A had been amended and she informed the Council that one of the structures had been demolished but there were still seventeen (17) structures on the list.

Danny Giacomo addressed the Council concerning his property at 1108 E. Kiowa and explained that he had purchased and got position of it on February 1st. He updated the Council on the work that he had done to start bringing it back into code.

There was a brief discussion concerning the work that had been done, what was left to be done, when it might be finished and if he had taken out a remodel permit.

Attorney Ervin explained that properties could be removed from the list and action taken on the structures that remained on the list.

Councilman Read moved to remove the structure at 1108 E. Kiowa from the condemnation list. The motion was seconded by Councilman Stevens. There was no discussion, and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

Pamela Mendenhall, 610 S. Strong Blvd., addressed the Council explaining that she has a buyer for the property but he was unable to attend the meeting. She commented that the outside of the house was in bad shape by the inside was still in good shape.

Mayor Browne informed Ms. Mendenhall that even if the property were condemned it would not be immediately demolished and the owner could have time to apply for a Special Remodel Permit and work toward returning the structure to code.

Jayne Clifton, Planning Technician addressed the Council explaining that this structure had issues with the front yard setback. It only set back an estimated twelve (12) feet from the right-of-way line and the requirements in that area were a setback of twenty-five (25) feet. She added that the property owner contributed this to the widening of Strong Boulevard. She further stated that she did not think the owner could get a Special Remodeling Permit for a nonconforming structure.

Attorney Ervin stated that he did not think that a variance of the structure would fall within the purview of the Board of Adjustment and with a non-conforming structure that has been vacated there is no allowance for the structure to be remodeled.

Raymond Wilson, 1512 Pinewood Drive, addressed the Council regarding the property at 320 East Pierce. He explained that both houses on that property had been removed. He informed the Council that wished to keep the outbuildings that were still on the property.

There was discussion concerning the information that Mr. Wilson had regarding the easement to the property, if there was an intent to build a house on the property, the land development code requirements, accessory structures remaining without a primary structure, if the out buildings were on the condemnation list, if this property might qualify for a variance and possibly postponing this property until the second meeting in March.

A motion to condemn the remaining properties on the list was made by Councilman Read and seconded by Councilman Smith. There was no further 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.

6. Consider and act upon, acceptance and authorization for the Mayor to sign Change Order No. One for the reduction in contract value of (\$1,361.00) for 500 N. Main Drainage Improvements Project. (*Dale Burke, Infrastructure Solutions, LLC*)

Executive Summary

Motion to accept and authorize the Mayor to sign Change Order No. One for reduction in the contract value for costs related to the 500 N. Main Drainage Improvements Project.

Dale Burke, P.E., President Infrastructure Solutions Group, LLC addressed the Council explaining that this Change Order was to remove some of the sod and reduce the cost of the project.

There was no further discussion and a motion to accept and authorize the Mayor to sign Change Order No. One for the reduction in contract value of (\$1,361.00) for 500 N. Main Drainage Improvements Project was made by Councilman Read. The motion was seconded by Councilman Smith, and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

7. Consider and act upon, authorizing the Mayor to sign the Certificate of Substantial Completion and the Contractor's Final Pay Estimate No. 2 for the contract with Collins Water Works, LLC for construction of the 500 N. Main Drainage Improvements Project and accept the project as completed. (*Dale Burke, Infrastructure Solutions, LLC*)

Executive Summary

Motion to authorize the Mayor to sign the Certificate of Substantial Completion and the final pay estimate of \$ 17,624.00 for the construction of the 500 N. Main Drainage Improvements Project and accept the project as completed.

Dale Burke, P.E., President Infrastructure Solutions Group, LLC addressed the Council explaining that the final inspection had been performed and all items had been completed.

A motion was made by Councilman Read and seconded by Councilman Smith to authorize the Mayor to sign the Certificate of Substantial Completion and the Contractor's Final Pay Estimate No. 2 for the contract with Collins Water Works, LLC for construction of the 500 N. Main Drainage Improvements Project and accept the project as completed.

There was no further 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.

8. Consider and act upon, authorizing the Mayor to sign the Engineer's Certificate of Completion and the Contractor's Final Pay Estimate No. 1 for the contract with Cook Consulting, LLC for construction of the 2015 CDBG Water Improvements-Phase 1 and accept the project as completed. (*Robert Vaughan, Infrastructure Solutions, LLC*)

Executive Summary

Motion to authorize the Mayor to sign the Engineer's Certificate of Completion and the final pay estimate of \$108,530.00 for the construction of the 2015 CDBG Water Improvements-Phase 1 and accept the project as completed.

Robert Vaughan, P.E., Branch Manager Infrastructure Solutions Group, LLC, addressed the Council explaining that the project was complete and all items on the punch list had been addressed.

There was no other discussion, and a motion was made by Vice-Mayor Karr and seconded by Councilman Read to authorize the Mayor to sign the Engineer's Certificate of Completion and the Contractor's Final Pay Estimate No. 1 for the contract with Cook Consulting, LLC for construction of the 2015 CDBG Water Improvements-Phase 1 and accept the project as completed. The vote was taken as follow:

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

NAY: None

Mayor Browne declared the motion carried.

9. Consider and act upon, accepting the bid amount of \$ 69,500.00 from Gipson Construction, LLC, Sallisaw, Oklahoma, and authorizing the Mayor to sign the Notice of Award for the 2015 CDBG Water Improvements-Phase II Project. (*Robert Vaughan, Infrastructure Solutions, LLC*)

Executive Summary

The recommendation is to accept the bid from Gipson Construction, LLC equal to \$ 69,500.00 and authorize the Mayor to sign the Notice of Award for the 2015 CDBG Water Improvements-Phase II Project.

Robert Vaughan, P.E., Branch Manager Infrastructure Solutions Group, LLC, addressed the Council explaining that six (6) bids had been received for this project and Gipson Construction had been the apparent low bidder. He commented that even though the company did not directly have experience with this type of project one of the employees, a family member, had experience on utility type projects in another state. He added that they would be extra diligent on this project.

There was discussion concerning the reason for a two (2) phases for this CDBG project, one of the contractor's employees that had been removed from another City project, and having an onsite inspector to watch this project very closely.

A motion was made by Councilman Read and seconded by Councilman Smith to accept the bid amount of \$ 69,500.00 from Gipson Construction, LLC, Sallisaw, Oklahoma, and authorize the Mayor to sign the Notice of Award for the 2015 CDBG Water Improvements-Phase II Project.

There was no further 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.

10. 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 Mask. 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.

Chief Brewer addressed the Council requesting to purchase three (3) new SCBA masks. He added that this was a sole source item from Chief Fire & Safety Co., Inc.

There was no other discussion and a motion was made by Councilman Garvin to approve the purchase of 3 new SCBA Mask. 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. The motion was seconded by Councilman Stevens and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

11. 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 new firefighting structural gloves. The cost of the gloves not to exceed \$600.00. 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.

Chief Brewer addressed the Council requesting to purchase structural firefighting gloves.

There was no discussion and a motion was made by Councilman Stevens to approve the purchase of new firefighting structural gloves. The cost of the gloves not to exceed \$600.00. 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. The motion was seconded by Councilman Smith and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

12. Consider and act upon, accepting Airport Improvement Project No. 3-40-0057-014-2016 to “Install New Rotating Beacon” at McAlester Regional Airport, as completed by Electric Power Solutions, and authorizing the Mayor to sign the necessary acceptance forms. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to accept Airport Improvement Project No. 3-40-0057-014-2016 to “Install New Rotating Beacon” at McAlester Regional Airport as completed and authorize the Mayor to sign necessary acceptance forms.

Manager Stasiak addressed the Council explaining that the old Beacon had been removed, the new Beacon had been installed and could be seen for four (4) miles. He stated that the project was complete and all required documents were in the packet.

There was no other discussion and a motion was made by Vice-Mayor Karr to accept Airport Improvement Project No. 3-40-0057-014-2016 to “Install New Rotating Beacon” at McAlester Regional Airport, as completed by Electric Power Solutions, and authorize the Mayor to sign the necessary acceptance forms. The motion was seconded by Councilman Garvin and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

13. Consider and act upon, amending Chapter 62, Land Development Code, Article V, Zoning, Division 4, Flood Hazard Overlay District and Flood Damage Prevention, Section 62-246, Designation of floodplain administrator. *(George Marcangeli, Infrastructure Solutions, LLC)*

Executive Summary

Motion to approve the Land Development Code, as amended, and declaring an emergency.

Manager Stasiak addressed the Council explaining that this ordinance would designate the floodplain administrator as Cliff Pitner. He added that the previous floodplain administrator, Jennifer Santino had resigned her position at the City.

There was a brief discussion concerning the time period that Mr. Pitner would be the floodplain administrator and what that positions duties were.

ORDINANCE NO. 2594

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING THE CODE OF ORDINANCES, CHAPTER 62, SECTION 246. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR, REPEALING ALL CONFLICTING ORDINANCES.

A motion was made by Councilman Smith and seconded by Vice-Mayor Karr to approve **ORDINANCE NO. 2594**.

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

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

NAY: None

Mayor Browne declared the motion carried.

14. Consider and act upon, an ordinance of the City of McAlester establishing the Community Service Program allowing offenders to complete community service hours in lieu of municipal fines. (*John Browne, Mayor*)

Executive Summary

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

Mayor Browne commented that the Council had looked at this before, it had become an administrative process and would allow individuals that owed the City money for fines to do community service to address those fines. He then briefly explained the process.

There was discussion concerning the pay scale that this was set at, if this would apply to court costs as well as the fine, what would happen if the person could not pay the court costs, that this was not for reoccurring offenders, they would have one (1) chance at this, making sure the City is covered from liability and what role the court would have in this program.

ORDINANCE NO. 2595

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 COURT, ARTICLE II, DIVISION 3, SECTION 30-66, DEFINITIONS; SECTION 30-67, CRITERIA FOR COMMUNITY SERVICE PROGRAM; SECTION 30-68, COMMUNITY SERVICE AGREEMENT; SECTION 30-69, HOURLY RATE AND COMPLETION TIME; SECTION 30-70, VIOLATIONS AND PENALTIES.

There was no further discussion and a motion was made by Councilman Smith to approve **ORDINANCE NO. 2595**. The motion was seconded by Councilman Stevens, and the vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

15. Consider and act upon, declaring certain vehicles and equipment surplus property in accordance with the Code of Ordinances Sec 2-286 and authorize the City Manager to

sell them in accordance with the Code of Ordinances Sec 2-287. (*Toni Ervin, Chief Financial Officer, Sheila Norman, Purchasing Fixed Assets*)

Executive Summary

Motion to declare certain vehicles and equipment surplus property and authorize the sale of said vehicles and equipment.

CFO Ervin addressed the Council explaining that this was a routine occurrence and explained that the list, of proposed surplus items, was attached. She added that two (2) vehicles that were on the list were tied to the next agenda item.

There was no further discussion, and a motion was made by Councilman Smith and seconded by Councilman Stevens to declare certain vehicles and equipment surplus property in accordance with the Code of Ordinances Sec 2-286 and authorize the City Manager to sell them in accordance with the Code of Ordinances Sec 2-287. The vote was taken as follows:

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

NAY: None

Mayor Browne declared the motion carried.

16. Consider and act upon, disposal of (2) surplus 2007 Dodge Chargers and authorization to sell to the City of Hartshorne pursuant to section 3.06 of the McAlester City Charter. (*Toni Ervin, Chief Financial Officer*)

Executive Summary

Motion to approve the sale of (2) surplus 2007 Dodge Chargers to the City of Hartshorne at Kelley Blue Book valuations.

CFO Ervin addressed the Council explaining that the City of Hartshorne is in need of police vehicles and the sale has been discussed by both of the cities' Chiefs. She added that she believed that the Council could waive the regular process and sell these vehicles at the "Kelly Blue Book" value.

There was discussion concerning the City of Hartshorne's need of vehicles, if the City was required to sell the vehicles or could the City donate the vehicles, this being a valid public purpose and could sell for less and selling for the lower of the range of value.

A motion was made by Councilman Read to sell the two (2) surplus 2007 Dodge Chargers to the City of Hartshorne pursuant to section 3.06 of the McAlester City Charter for \$2,910.00 each. The motion was seconded by Vice-Mayor Karr.

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

AYE: Councilman Read, Karr, Garvin, Barnett, Smith, 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 informed the Council that all of the CIP money had been expended, the highway project had started and the Public Information Officer had met with about eighty-two (82) businesses in the phase 1 and phase 2 of the highway project and invited them to meeting that occurred on Monday, February 27th at the McAlester campus of Eastern Oklahoma State College. He explained that there had been a good turnout, ODOT was present and listened to the concerns and ideas of the businesses. He stated that ODOT took that information and has already been working on a plan to address the concerns on the bridge, and additional signage. He added that to help alleviate the backup of traffic, the green lights had been extended to fifty-seven (57) seconds. He commented that this would allow more time for traffic to clear the intersections. He added that striping on Comanche would be done to help with traffic flow.

Remarks and Inquiries by City Council

Councilman Garvin expressed appreciation for the work that had been done in the canals in Fifth ward.

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

Mayor's Comments and Committee Appointments

Mayor Browne commented that he had failed to mention this during the "State of the City" address, his appreciation to the voters and the Council for allowing him to do this and looked forward to the next few years.

Recess Council Meeting

Mayor Browne asked for a motion to recess the Regular Meeting to convene the Authorities. Councilman Smith moved to recess the Regular Meeting and convene the Authorities. The motion was seconded by Councilman Read.

There was no 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 and the meeting was recessed at 8:13 P.M.

Reconvene Council Meeting

The Regular Meeting was reconvened at 8:15 P.M.

Adjournment

There being no further business to come before the Council, Vice-Mayor Karr 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 Karr, Smith, Stevens, Read, Garvin, Barnett & Mayor Browne

NAY: None

Mayor Browne declared the motion carried, and the meeting was adjourned at 8:15 P.M.

ATTEST:

John Browne, Mayor

Cora Middleton, City Clerk