

Council Chambers
Municipal Building
April 11, 2017

The McAlester City Council met in a Regular session on Tuesday, April 11, 2017, at 6:00 P.M. after proper notice and agenda was posted, April 7, 2017 at 4:23 P.M.

Call to Order

Mayor Browne called the meeting to order.

William J. Ervin gave the invocation and led the Pledge of Allegiance.

Roll Call

Council Roll Call was as follows:

Present: Weldon Smith, Travis Read, Buddy Garvin, Jason Barnett & John Browne
Absent: Cully Stevens and Robert Karr
Presiding: John Browne, Mayor

Staff Present: Peter J. Stasiak, City Manager; 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.

There were no Citizens comments.

Consent Agenda

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

- A. Approval of the Minutes from the March 14, 2017, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*

- C. Approval of Claims for March 22, 2017 through April 4, 2017. *(Toni Ervin, Chief Financial Officer)* In the following amounts: General Fund - \$76,628.18; Nutrition - \$953.95; Landfill Res./Sub-Title D - \$2,152.50; Tourism Fund - \$7,075.51; S.E. Expo Center - \$1,274.88; E-911 - \$507.25; Economic Development - \$8,390.50; Grants & Contributions - \$92.23; Fleet Maintenance - \$4,789.84; Worker's Compensation - \$941.68; CIP Fund - \$29,019.17; Technology Fund - \$419.61 and Stormwater Fund - \$34,000.00.

- D. Consider and act upon, authorizing the Mayor to sign the Annual Engagement Letter with Crawford & Associates, P.C., for the period of July 1, 2017 through June 30, 2018. *(Toni Ervin, Chief Financial Officer)*
- E. Consider and act upon, authorizing the Mayor to sign an Engagement Letter with Finley & Cook, PLLC for audit services for the fiscal year ending June 30, 2017. *(Toni Ervin, Chief Financial Officer)*
- F. Consider and act upon, to concur with Oklahoma Municipal Assurance Group denial of Claim No. 203145-LR. *(Cora Middleton, City Clerk)*
- G. Consider and act upon, a request by the Italian Festival Foundation to partner with them for the rental fee for the use of the Southeast Expo Center for the Annual Italian Festival set for May 12, 13, & 14th, 2017 in the amount of \$2,125.00. *(Mel Priddy, Community Services)*

Vice-Mayor Karr arrived at 5:52 P.M.

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

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

NAY: None

Mayor Browne declared the motion carried.

Councilman Stevens arrived at 5:54 P.M.

A motion was made by Councilman Read and seconded by Councilman Smith to open a Public Hearing addressing the 5-Year Capital Improvements Plan for FY 2017/18-2021/22 and two (2) proposed Ordinances.

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 and the Public Hearing was opened at 5:45 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.

A PUBLIC HEARING ON THE PROPOSED CAPITAL PROGRAM FOR FY2017/2018-2021/2022 FOR THE CITY OF MCALESTER.

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 ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF MCALESTER, OKLAHOMA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE; AND DECLARING AN EMERGENCY.

There were no comments on the Public Hearing items and a motion to close the Public Hearing was made by Councilman Smith. The motion was seconded by Councilman Read, 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 Public Hearing was closed at 5:54 P.M.

Scheduled Business

1. Discussion of the 5-Year Capital Improvements Plan for FY 2017/18-2021/22. (*Peter Stasiak, City Manager*)

Executive Summary

Review and discussion of proposed plan and updates.

Manager Stasiak addressed the Council explaining that a couple of weeks ago the 5-Year Capital Improvements Plan for FY 2017/2018-2021/2022 was presented to them. He explained that this Plan totaled to approximately \$25 million and that funding sources for approximately \$16.4 million. He added that the City was still a long way from funding all of the proposed Capital Improvements. He then reviewed the funding sources for the Capital. Manager Stasiak explained that \$55,000.00 had been removed from the plan for Christmas lights because they had been funded in the operating budget also. He stated that \$410,345.00 had been added for the City of McAlester's match for the Airport Runway Design and Rehabilitation project and that \$365,000.00 had been added to update the E911 Consoles. He added that the decision had not been made for the E911 to move to the Emergency Management complex. He stated that these changes brought the total for the Capital Plan to \$25,965,281.00.

There were no comments or questions from the Audit & Finance Advisory Committee or the Council.

There was no vote on this item.

2. Presentation and discussion of the Master Design Plan of a new Sports Complex being proposed by the McAlester Sertoma Club. (*Aaron Heathcock, McAlester Sertoma Club*)

Executive Summary

Presentation and discussion of the proposed plan.

Aaron Heathcock addressed the Council reviewing the proposed plan for the Sertoma Sports Complex. He reviewed the improvements and new construction for the Sports Complex and explained why an alternate site had not been acceptable. He spoke about the tournaments that were planned for this season and the number of teams that could be participating. He also commented on the economic impact that these tournaments could have on the City. He briefly commented on the funding of the project and stated that they would like to come back in May to discuss the City of McAlester's possible funding.

There was discussion concerning the amount of funds that could be raised through private donors, how long this project might take, concerns about the availability of parking, how this would work with the Boy's and Girl's Club and the High School schedules, and how this could affect the walking trail and the trees that were planted in that area.

Mr. Heathcock asked what was needed to get on the agenda.

Mayor Browne stated that submitting a request to either himself or the City Manager would be all that was needed to get on the agenda and he would like to see a plan with projections on funding and how the money would be spent.

There was no vote on this item.

3. 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.

Manager Stasiak addressed the Council reviewing the exhibits for the budget amendment. He explained that this amendment would appropriate funds for the Master Drainage Plan, the drainage project at T.H. Rogers, create a payment account for the Street Sweeper purchase and State Forfeiture funds for the new Patrol vehicle. He explained that the Street Sweeper had been a recommendation from the Storm Water Committee.

ORDINANCE NO. 2598

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.

There was no other discussion, and a motion was made by Vice-Mayor Karr to approve **ORDINANCE NO. 2598**. The motion was seconded by Councilman Smith and the vote was taken as follows:

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

Mayor Browne declared the motion carried.

A motion was made by Councilman Read and seconded by Vice-Mayor Karr to approve the EMERGENCY CLAUSE. There was no 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.

4. Consider and act upon, an ordinance enacting a new Code for the City of McAlester; providing for a repeal of certain ordinances not included therein; providing a penalty for the violation thereof; providing for the manner of amending such Code; and providing when such Code and this ordinance shall become effective; and Declaring an Emergency.
(Cora Middleton, City Clerk)

Executive Summary
Approve the ordinance enacting a new Code for the City of McAlester.

Manager Stasiak addressed the Council explaining that this Ordinance would enact the new Code of Ordinances of the City of McAlester.

City Clerk commented that this satisfied the Charter Requirements.

ORDINANCE NO. 2599

CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF MCALESTER, OKLAHOMA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE; AND DECLARING AN EMERGENCY.

There was no other discussion, and a motion was made by Councilman Read and seconded by Councilman Smith to approve **ORDINANCE NO. 2599**. The vote was taken as follows:

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

Mayor Browne declared the motion carried.

A motion was made by Councilman Read and seconded by Councilman Smith to approve the EMERGENCY CLAUSE. 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.

5. Consider and act upon, approval to purchase and outfit one new and unused 2017 Dodge Charger police vehicle. (*Gary Wansick, Chief of Police*)

Executive Summary

Motion to approve the purchase *and outfit one* new and unused 2017 Dodge Charger.

Chief Wansick addressed the Council explaining that a month ago he had been contacted by the District Attorney's office concerning several cases that had been turned over for forfeiture. Chief Wansick commented that he had gotten the checks to be deposited into the City's fund and he was asking for approval to purchase a new 2017 Dodge Charger Police vehicle. He stated that forfeiture funds would be used to purchase this new vehicle.

After a brief discussion concerning the Dodge Chargers and the Ford Explorers and receiving money from the District Attorney's office, a motion to approve the purchase of one new and unused 2017 Dodge Charger police vehicle from Bob Howard Chrysler, Jeep, Dodge was made by Vice-Mayor Karr. 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.

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

Executive Summary

Motion to approve the funds needed for the accessory package for the new Chief – 1, 2017 Chevy Tahoe. Funds to be used from the City of McAlester Fire Department's portion of the county quarter cent excise tax for fire services. Approximate cost \$16,250.00.

Chief Brewer addressed the Council explaining that the Fire Department had taken possession of the new vehicle that the Council had approved previously. He stated that there were some purchased needed to get that vehicle functioning and in service. He explained that the total amount of the purchases was \$16,347.85.

Manager Stasiak commented that the new total of \$16,347.85 was a recommendation for approval. There was no further discussion, and Councilman Smith moved to approve the funds needed for the purchase of the accessory package for the new Chief – 1, 2017 Chevy Tahoe, with

the funds coming 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 Read, 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.

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

Executive Summary

Motion to approve the funds needed for Firefighter Skills training materials. Approximate cost \$1,000.00.

Chief Brewer addressed the Council explaining that the Department would like to send all of the Firefighters back through Firefighter Skills training. He added that they had borrowed a Skills Trailer from the Broken Bow Fire Department and the Department was asking for approval to purchase approximately \$1,000.00 in materials to go with the trailer.

There was no further discussion, and a motion was made by Councilman Smith and seconded by Councilman Read to approve the purchase of materials for the Firefighter Skills Training. The vote was taken as follows:

AYE: Councilman Smith, Read, Stevens, Karr, Garvin, Barnett & 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 the City had sent three (3) employees to training on the operation and maintenance of the new Street Sweeper. He commented that the training funds at Kiamichi Vo-Tech had been exhausted for the year and the City would now use the various department's training budgets for the training that the Vo-Tech offered. He stated that on April 5th the pre-construction meeting for the MCC Controls had been held, the "Notice to Proceed" had been issued and construction was expected to be completed by October 14, 2017. He added that the total cost for the project was \$255,899.00.

Manager Stasiak informed the Council that the “Notice to Proceed” for the T.H. Rogers drainage project had been issued and work was to start next week. He briefly reviewed how the Residuals Handling Project was proceeding and then informed the Council that representatives from Ameresco had been in the City last week and would return next week to complete the energy audit. He added that once that was finished they would begin running numbers.

Remarks and Inquiries by City Council

Councilman Read inquired about the training the City had been receiving through the Vo-Tech. Manager Stasiak explained that there were fifty (50) different safety related classes that had been offered through Vo-Tech and that the school had furnished both the training space but also the instructor.

Councilman Garvin commented on how thankful the City of Hartshorne was for the two (2) police vehicles they had received from the City of McAlester.

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

Mayor’s Comments and Committee Appointments

Mayor Browne read a letter that had been received from Frank Phillips with Public Service Company of Oklahoma concerning a safety hazard on the north side of Carl Albert Parkway that had occurred, during the storm, on April 4th and how City personnel had responded. He then congratulated John Impson for earning the National Power Lifting Championship.

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 6:44 P.M.

Reconvene Council Meeting

The Regular Meeting was reconvened at 6:45 P.M.

Adjournment

There being no further business to come before the Council, Councilman Smith moved for the meeting to be adjourned. 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 adjourned at 6:45 P.M.

ATTEST:

John Browne, Mayor

Cora Middleton, City Clerk