



McAlester City Council

NOTICE OF MEETING

Revised Regular Meeting Agenda

Tuesday, February 13, 2018 – 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 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

RECOGNITION AND AWARDS

Employee of the Month for January, 2018 is Kelly Jo London, Utility Office Customer Service for the City of McAlester.

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 December 26, 2017, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the January 9, 2018, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for January 17, 2018 through February 6, 2018. *(Toni Ervin, Chief Financial Officer)*
- D. Accept and place on file the Pride in McAlester Second Quarter Performance Report for FY 2017-2018. *(Stephanie Giacomo, Executive Director)*
- E. Concur with the Mayor's appointment of Dr. Raymond Dixon to replace Dr. Leroy Milton on the Hospital Board for a term to expire on February 28, 2024. *(John Browne, Mayor)*
- F. Consider and act upon, a request from Savanna High School, to partner with them for the rental fee for the use of the McAlester Expo Center for the ACT testing for students, set for February 23rd, 2018 & April 3rd, 2018 in the amount of \$250.00. *(Billy Sumner, Expo Manager)*

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.

A PUBLIC HEARING ON FY2015 CDBG GRANT; WATERLINE REPLACEMENTS PROJECT, FINAL PERFORMANCE REPORT. A

PUBLIC HEARING ON CDBG 2015 WATERLINE REPLACEMENTS PROJECT, SHORT STONEWALL, COURT AVENUE, AND N. 14TH STREET AREAS.

A PUBLIC HEARING ON FY2016 CDBG GRANT; WATERLINE REPLACEMENTS PROJECT. A PUBLIC HEARING ON CDBG 2016 WATERLINE REPLACEMENTS PROJECT, CRISSLER AVENUE AND ALLEY SOUTH OF CARL ALBERT PARKWAY BETWEEN E STREET AND D STREET AREAS.

AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2604 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2017-18; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

AN ORDINANCE AMENDING THE GENERAL ZONING ORDINANCE AND ACCOMPANYING MAP THERETO KNOWN AS GENERAL ZONING ORDINANCE No. 1843 (1989), BY CHANGING THE CLASSIFICATION OF THE ZONING DISTRICT FOR A TRACT OF LAND IN BLOCK 15, IN CONNALLY ADDITION, TO THE CITY OF McALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA, FROM I-2 HEAVY INDUSTRIAL DISTRICT TO C-5 HIGHWAY COMMERCIAL AND COMMERCIAL RECREATION DISTRICT.

AN ORDINANCE AMENDING THE GENERAL ZONING ORDINANCE AND ACCOMPANYING MAP THERETO KNOWN AS GENERAL ZONING ORDINANCE No. 1843 (1989), BY CHANGING THE CLASSIFICATION OF THE ZONING DISTRICT FOR A TRACT OF LAND IN LOT 9 IN TOWNSITE ADDITION No. 5 TO PITTSBURG COUNTY, STATE OF OKLAHOMA, FROM A-1 AGRICULTURAL DISTRICT TO C-5 HIGHWAY COMMERCIAL AND COMMERCIAL RECREATION DISTRICT.

SCHEDULED BUSINESS

1. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay Estimate No. 3 and the close out documents for the contract with KATCON, Inc. for construction of the 2015 CDBG Water Improvements Phase III and accept the project as completed. *(Robert Vaughan, Infrastructure Solutions Group)*

Executive Summary

Motion to authorize the Mayor to sign the Contractor's Final Pay Estimate No. 3 of \$3,268.60 and the close-out documents for the construction of the 2015 CDBG Water Improvements Phase III located along Court Avenue and North 14th Street and accept the project as completed.

2. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay Estimate No. 3 and the close out documents for the contract with KATCON, Inc. for construction of the 2016 CDBG Water Improvements and accept the project as completed. (*Robert Vaughan, Infrastructure Solutions Group*)

Executive Summary

Motion to authorize the Mayor to sign the Contractor's Final Pay Estimate No. 3 of \$31,948.71 and the close-out documents for the construction of the 2016 CDBG Water Improvements located along Crisler Avenue and the alley south of Carl Albert Parkway between "E" Street and "D" Street and accept the project as completed.

3. Consider and act upon, the final invoice from Millie Vance Inc. for administrative services on FY-2016 CDBG Waterline Replacements Project. (*Millie Vance, Millie Vance Inc.*)

Executive Summary

Motion to authorize payment on final invoice from Millie Vance Inc. for administrative services on FY-2016 CDBG Waterline Replacements Project.

4. Discussion by the Bureau of Land Management regarding the recent surface and subsurface mining activity. Representatives will be present to answer questions and provide explanations. (*John Browne, Mayor*)

Executive Summary

Discussion.

5. Consider and act upon, an Ordinance amending Ordinance No. 2604 which established the budget for fiscal year 2017-2018; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (*Toni Ervin, Acting City Manager*)

Executive Summary

Motion to approve the budget amendment ordinance.

6. Consider and act upon, an Ordinance amending the general zoning ordinance and accompanying map thereto known as General Zoning Ordinance No. 1843 (1989), by changing the classification of the zoning district for a Tract of Land in Block 15, in Connally Addition, to the City of McAlester, Pittsburg County, State of Oklahoma, from I-2 Heavy Industrial District to C-5 Highway Commercial and Commercial Recreation District. (*Jayme Clifton, Community Development Director*)

Executive Summary

Motion to act upon and approve the above Ordinance changing the classification of the zoning district for the property identified in the Ordinance from I-2 Heavy Industrial District to C-5 Highway Commercial and Commercial Recreation District and authorizing the Mayor to sign the ordinance.

7. Consider and act upon, an Ordinance amending the general zoning ordinance and accompanying map thereto known as General Zoning Ordinance No. 1843 (1989), by changing the classification of the zoning district for a Tract of Land in Lot 9 in Townsite Addition No. 5 to Pittsburg County, State of Oklahoma, from A-1 Agricultural District to

C-5 Highway Commercial and Commercial Recreation District. *(Jayme Clifton, Community Development Director)*

Executive Summary

Motion to act upon and approve the above Ordinance changing the classification of the zoning district for the property identified in the Ordinance from A-1 Agricultural District to C-5 Highway Commercial and Commercial Recreation District and authorizing the Mayor to sign the ordinance.

- 8. Consider and act upon, a resolution amending the City’s Non-Uniform Pay Plan. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

Staff recommends motion to approve a resolution amending the City’s Non-Uniform Pay Plan.

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 January 23, 2018, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending February 6, 2018. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 8, a resolution amending the City’s Non-Uniform Pay Plan. *(Toni Ervin, Chief Financial Officer)*

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CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the January 23, 2018, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending February 6, 2018. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, authorization for the Mayor to sign the Contractor's Final Pay Estimate No. 3 and the close out documents for the contract with KATCON, Inc. for construction of the 2015 CDBG Water Improvements Phase III and accept the project as completed. *(Robert Vaughan, Infrastructure Solutions Group)*
- Confirm action taken on City Council Agenda Item 2, authorization for the Mayor to sign the Contractor's Final Pay Estimate No. 3 and the close out documents for the contract with KATCON, Inc. for construction of the 2016 CDBG Water Improvements and accept the project as completed. *(Robert Vaughan, Infrastructure Solutions Group)*
- Confirm action taken on City Council Agenda Item 3, the final invoice from Millie Vance Inc. for administrative services on FY-2016 CDBG Waterline Replacements Project. *(Millie Vance, Millie Vance Inc.)*
- Confirm action taken on City Council Agenda Item 8, a resolution amending the City's Non-Uniform Pay Plan. *(Toni Ervin, Chief Financial Officer)*

ADJOURN MPWA**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:

- Proposed executive session pursuant to Title 25, Sec. 307 (B) (4) for Confidential communications between a public body and its attorney concerning pending investigations, claims, or actions.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2018 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