



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, April 10, 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](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**

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*Announce the presence of a Quorum.*

### **INVOCATION & PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

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**SWEARING-IN CEREMONY**

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Judge Deborah Hackler will administer the Oath of Office to the newly elected Council Members:

- Oath of Office – Council Members  
Ward Two – Cully Stevens  
Ward Four – James Brown

**INCOMING COUNCIL – Council Remarks - Opportunity for Council Remarks**

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- New Council members take Office
- Selection of Interim Vice-Mayor

**RECOGNITION AND AWARDS**

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The Mayor would like to issue a Proclamation in recognition of the Great American Cleanup sponsored by the Keep America Beautiful organization.

**CITIZENS COMMENTS ON NON-AGENDA ITEMS**

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*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**

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*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 13, 2018, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the March 13, 2018, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for March 21, 2018 through April 2, 2018. *(Toni Ervin, Chief Financial Officer)*
- D. Consider and act upon, authorizing the Mayor to sign a Maintenance Contract with Miller Office for (9) copiers for a period of one year. *(Toni Ervin, Chief Financial Officer)*
- E. Consider and act upon, authorizing the Mayor to sign an agreement with SpyGlass Group, LLC for auditing services regarding the City's phone expenses. *(Toni Ervin, Chief Financial Officer)*
- F. Consider and act upon, to concur with Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 204492-ME. *(Cora Middleton, City Clerk)*

- G. Consider and act upon, a Personal Services Agreement with David Wright for hay baling on the Steven Taylor Industrial Park and Hwy 31 west of Indian Nation Turnpike in the amount of \$780.00. *(Mel Priddy, Community Services Director)*

## **ITEMS REMOVED FROM CONSENT AGENDA**

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### **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 FY2018/2019-2022/2023 FOR THE CITY OF MCALESTER.**

**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 THE E 34' LOT 11 & W 41' LOT 12, BLOCK 298, SOUTH MCALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA, FROM R-1B SINGLE-FAMILY RESIDENTIAL DISTRICT TO R-2 TWO-FAMILY DWELLING (DUPLEX) DISTRICT.**

### **SCHEDULED BUSINESS**

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1. Consider and act upon, the request from McAlester Public Schools for funding of Capital Improvements at Puterbaugh School and various additional safety and security improvements. These funds are to be drawn from the quarter cent sales tax generated by the 2003 Sales Tax Ordinance #2159. *(Randy Hughes, McAlester Public Schools)*

#### Executive Summary

Staff recommends approval of the request from McAlester Public Schools in the amount of \$1,600,000 or a similar amount apportioned on a per student basis.

2. Discussion and possible action concerning proposed updates to the current rental contract and rental fees of the McAlester Expo Center. *(Billy Sumner, Expo Manager)*

#### Executive Summary

Staff recommends the council approve the new and updated contract for the McAlester Expo Center as well as the increase in rental prices, effective July 1<sup>st</sup>, 2018, on any newly signed contracts.

3. 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 the E 34' of Lot 11 and W 41' of Lot 12, Block 298, South McAlester, Pittsburg County, State of Oklahoma, from R-1B

Single-family Residential District to R-2 Two-family Dwelling (duplex) 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 R-1B Single-family Residential District to R-2 Two-family Dwelling (duplex) District and authorizing the Mayor to sign the ordinance.

4. Consider and act upon, declaring certain equipment surplus property in accordance with the Code of Ordinances Sec 2-410 and authorize the City Manager to sell them in accordance with the Code of Ordinances Sec 2-411. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

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

5. Consider and act upon, accepting the bid amount of \$149,650 from SMC Utility Construction and authorizing the Mayor to sign the Notice of Award for the 2017 CDBG Water Improvements Project. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*

Executive Summary

The recommendation is to accept the bid from SMC Utility Construction and authorizing the Mayor to sign the Notice of Award for the 2017 CDBG Water Improvements Project.

6. Consider and act to approve creation of the McAlester Economic Development Authority by approving the Trust Declaration. *(William J. Ervin, Legal)*

Executive Summary

Staff recommends approval of the Trust Declaration, and creation of the McAlester Economic Development Authority.

7. Consider and act to adopt a resolution accepting the beneficial interest of the McAlester Economic Development Authority and authorizing the Mayor to endorse the acceptance of the beneficial interest of the trust on the Trust Declaration. *(William J. Ervin, Legal)*

Executive Summary

Staff recommends adoption of a resolution accepting the beneficial interest of the MEDA on behalf of the City of McAlester, Oklahoma, and authorizing the Mayor to endorse the acceptance of the Trust Declaration.

## **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**

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**MAYORS COMMENTS AND COMMITTEE APPOINTMENTS**

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**RECESS COUNCIL MEETING**

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**CONVENE AS McALESTER AIRPORT AUTHORITY**

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the March 27, 2018, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending April 2, 2018. *(Toni Ervin, Chief Financial Officer)*

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

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the March 27, 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 April 2, 2018. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item D, authorization for the Mayor to sign a Maintenance Contract with Miller Office for (9) copiers for a period of one year. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 4, declaring certain equipment surplus property in accordance with the Code of Ordinances Sec 2-410 and authorize the City Manager to sell them in accordance with the Code of Ordinances Sec 2-411. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 5, acceptance of the bid amount of \$149,650 from SMC Utility Construction and authorizing the Mayor to sign the Notice of Award for the 2017 CDBG Water Improvements Project. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*

**ADJOURN MPWA**

**RECONVENE COUNCIL MEETING**

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**EXECUTIVE SESSION**

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*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) (1), to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee: City Manager, Peter Stasiak
  
- Legal update on the City of McAlester vs. Randy Green

**RECONVENE INTO OPEN SESSION**

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**ADJOURNMENT**

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**CERTIFICATION**

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*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](http://www.cityofmcalester.com).*

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**Cora M. Middleton, City Clerk**