



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, October 23, 2018 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

John Browne	Mayor
Weldon Smith	Ward One
Cully Stevens, Vice Mayor.....	Ward Two
Travis Read.....	Ward Three
James Brown.....	Ward Four
Buddy Garvin	Ward Five
Zach Prichard.....	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

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 October 9, 2018, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for October 3, 2018 through October 16, 2018. *(Toni Ervin, Assistant City Manager)*
- C. Consider and act upon, approval of an Assignment and Assumption Agreement, consenting to the change of assignment regarding Consolidated Benefits Resources. *(Peter Stasiak, City 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.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCALESTER, OKLAHOMA, DEDICATING A PLATTED ROADWAY LOCATED IN TOWNSITE ADDITION NO. 5 (TSA NO. 5) PITTSBURG COUNTY, OKLAHOMA. BEING FORTY FEET (40') IN WIDTH AND FIVE HUNDRED FEET (500') IN LENGTH, LOCATED BETWEEN TSA 5 LOT NOS. SIXTY EIGHT (68) AND EIGHTY EIGHT (88) AS A PUBLIC STREET OF THE CITY OF MCALESTER, OKLAHOMA, MORE COMMONLY KNOWN AND NAMED EAST KIOWA AVENUE, AND DECLARING AN EMERGENCY.

AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2626 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2018-2019; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

SCHEDULED BUSINESS

1. Consider and act upon, to approve the Developer Agreement in form only, for "Shops At McAlester," located at the southwest corner of 14th street and the George Nigh Expressway, in the City of McAlester, Oklahoma. (Kirk Ridenour, Economic Development)

Executive Summary

The attached Developer Agreement is ready for consideration and approval by the council as to form only.

2. Presentation of Financial Reporting Under GASB Statements (Actuarial Report) for the City of McAlester Defined Benefit Retirement Plan and Trust as of July 1, 2018. (Bruce R. Nordstom, FSA, EA, MAAA, Senior Consulting Actuary, McQueary Henry Bowles Troy, L.L.P.)

Executive Summary

Motion to accept and place on file the Actuarial Report for period ending July 1, 2018.

3. Discussion on the residential sewer drainage located at 411 and 415 East Miami Ave. (*Peter Stasiak, City Manager*)

Executive Summary

Discussion.

4. **TABLED FROM OCTOBER 9TH, 2018 COUNCIL MEETING:** Consider and act upon, to concur with Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 205245-ME. (*Cora Middleton, City Clerk*)

Executive Summary

Motion to concur with Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 205245-ME.

5. Consider and act upon, approval of an ordinance of the City of McAlester; authorizing the opening of a previously platted roadway known as an East Kiowa Ave extension, effective immediately, repealing all conflicting ordinances. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve the ordinance authorizing the opening of a previously platted roadway known as an East Kiowa Ave extension, effective immediately.

6. Consider and act upon, an Ordinance amending Ordinance No. 2626 which established the budget for fiscal year 2018-2019; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (*Toni Ervin, Assistant City Manager*)

Executive Summary

Motion to approve the budget amendment ordinance.

7. Discussion on Monthly Financial update. *(Toni Ervin, Assistant City Manager)*

Executive Summary

Discussion on City of McAlester’s Financial update.

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 October 9, 2018, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending October 16, 2018. *(Toni Ervin, Assistant City Manager)*
- Confirm action taken on City Council Agenda Item 6, an Ordinance amending Ordinance No. 2626 which established the budget for fiscal year 2018-2019; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Assistant City Manager)*

ADJOURN MAA

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the October 9, 2018, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*

- Confirm action taken on City Council Agenda Item B regarding claims ending October 16, 2018. *(Toni Ervin, Assistant City Manager)*
- Confirm action taken on City Council Agenda Item 5, approval of an ordinance of the City of McAlester; authorizing the opening of a previously platted roadway known as an East Kiowa Ave extension, effective immediately, repealing all conflicting ordinances. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, an Ordinance amending Ordinance No. 2626 which established the budget for fiscal year 2018-2019; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Assistant City Manager)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the September 25, 2018 Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of October, 2018. *(Toni Ervin, Assistant City Manager)*

ADJOURN MRTA

MCALESTER ECONOMIC DEVELOPMENT AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the October 9, 2018 Special Meeting of the McAlester Economic Development Authority. *(Cora Middleton, City Clerk)*
- Consider and act upon, to approve the Developer Agreement for the Shops at McAlester Project located at 14th Street and George Nigh Expressway in the City of McAlester, Oklahoma. *(Kirk Ridenour, Economic Development)*

ADJOURN MEDA

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.

RECONVENE COUNCIL MEETING

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