

The McAlester City Council met in a Regular session on Tuesday, July 24, 2018, at 6:00 P.M. after proper notice and agenda was posted, July 20, 2018 at 10:40 A.M.

Call to Order

Mayor Browne called the meeting to order.

Councilman 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, James Brown, Buddy Garvin, Zach Prichard & John Browne
Absent: None
Presiding: John Browne, Mayor

Staff Present: Pete Stasiak, City Manager; Toni Ervin, CFO; Jayme Clifton, Community Development Director; David Horinek, Public Works Director; Kirk Ridenour, Economic Development Director; Gary Wansick, Police 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 comments for the evening.

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 June 26, 2018, Regular Meeting of the McAlester City Council. (Cora Middleton, City Clerk)
- B. Approval of the Minutes from the July 10, 2018, Regular Meeting of the McAlester City Council. (Cora Middleton, City Clerk)
- C. Approval of Claims for July 4, 2018 through July 17, 2018. (Toni Ervin, Chief Financial Officer) In the following amounts: General Fund - \$167,016.89; Parking Authority -

\$181.28; Nutrition - \$2,118.46; Landfill Res./ Sub-Title D - \$4,620.97; Tourism Fund - \$2,630.82; SE Expo Center - \$10,514.80; E-911 - \$7,274.13; Economic Development - \$14,087.40; Grants & Contributions - \$388.94; CDBG Grants Fund - \$3,355.00; Fleet Maintenance - \$4,231.65; Worker's Compensation - \$50,374.00 – Technology Fund - \$12,993.75 and Stormwater Fund - \$787.00.

- D. Consider and act upon, authorizing the Mayor to approve and sign a Business Customer Service Agreement between the City of McAlester and U.S. Cellular for wireless telecommunication services and equipment. (*James Stanford, IT Computer Support Specialist*)
- E. Accept and place on file the McAlester Defense Support Association 2nd Quarter Report for the months of April through June, 2018. (*Jessica Gregg, MDSA*)
- F. Consider and act upon, a request from McAlester Public Schools, to partner with them for the rental fee and use of Room #103 of the McAlester Expo Center, for their annual “Back to School Kick-Off” scheduled for August 3rd, 2018 in the amount of \$700.00. (*Billy Sumner, SE Expo Manager*)
- G. Consider and act upon, a request from Oklahoma State University Cooperative Extension Service, to partner with them for the rental fee and use of the McAlester Expo Center for the Oklahoma Nutrition Education Conference scheduled for August 2nd, 2018 in the amount of \$3,500.00. (*Billy Sumner, SE Expo Manager*)
- H. Consider and act upon, a Resolution of the Mayor and City Council of the City of McAlester authorizing the submittal of a grant application to the Oklahoma Tourism and Recreation Department LWCF grant for the Mullen Splash Pad Project and authorizing local participation if the grant is awarded. (*Mel Priddy Community Services Director*)

Councilman Prichard requested that “Item H” be pulled for individual consideration.

A motion to approve the Consent Agenda was made by Vice-Mayor Stevens and seconded by Councilman Smith.

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

AYE: Councilman Stevens, Smith, Read, Brown, Garvin, Prichard & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

Items removed from Consent Agenda

- H. Consider and act upon, a Resolution of the Mayor and City Council of the City of McAlester authorizing the submittal of a grant application to the Oklahoma Tourism and

Recreation Department LWCF grant for the Mullen Splash Pad Project and authorizing local participation if the grant is awarded. *(Mel Priddy Community Services Director)*

Councilman Prichard asked if the Council had considered this two (2) weeks ago.

Manager Stasiak explained that the Council had discussed the Grant but this item was the actual submittal of the Grant application. He added that the City was requesting \$200,000.00 through the Grant and the City through private donations and City funds would match that amount.

Attorney Ervin commented that information about the project was furnished at the previous Council meeting.

A motion to approve RESOLUTION NO. 18-17 was made by Councilman Smith. The motion was seconded by Councilman Read. There was no discussion, and the vote was taken as follows:

AYE: Councilman Smith, Read, Stevens, Brown, Garvin, Prichard & Mayor Browne
NAY: None

Mayor Browne declared the motion carried.

A motion to open the Public Hearing to address the proposed Project Plan and adoption of a Tax Increment Financing (TIF) District, an ordinance related to the TIF District and an ordinance amending Fiscal Year 2017/2018 was made by Councilman Read and seconded by Councilman Smith. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Smith, Brown, Garvin, Prichard, Stevens & Mayor Browne
NAY: None

Mayor Browne declared the motion carried, and the Public Hearing was opened at 6:07 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, PURSUANT TO 62 O.S. §859(A), FOR ANY INTERESTED PERSONS TO EXPRESS THEIR VIEWS ON THE PROPOSED PLAN OR AMENDMENT THERETO, FOR THE ADOPTION OF A PROJECT PLAN AND CREATION OF A TAX INCREMENT FINANCING (TIF) DISTRICT TO BE LOCATED AT THE SOUTHWEST CORNER OF 14TH STREET AND THE GEORGE NIGH EXPRESSWAY (U.S. HIGHWAY 69), IN THE CITY OF MCALESTER.

AN ORDINANCE RELATING TO THE EXERCISE OF CERTAIN CONSTITUTIONAL POWERS, APPROVING AND ADOPTING THE MCALESTER SOUTHSIDE REINVESTMENT AREA PROJECT PLAN; IDENTIFYING AND ESTABLISHING A NEW INCREMENT DISTRICT IDENTIFIED AS INCREMENT DISTRICT NUMBER ONE (1), CITY OF MCALESTER; DESIGNATING AND ADOPTING THE PROJECT AREA AND INCREMENT DISTRICT BOUNDARIES; DESIGNATING AND

AUTHORIZING THE CITY OF MCALESTER, THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY THE ENTITIES TO CARRY OUT AND ADMINISTER THE PROJECT PLAN; ESTABLISHING A TAX APPORTIONMENT FUND; DECLARING APPORTIONED FUNDS TO BE FUNDS OF THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY OR ALTERNATE PUBLIC ENTITY; AUTHORIZING THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY TO UTILIZE THE APPORTIONED INCREMENTS FOR REPAYMENT OF PROJECT COSTS; ESTABLISHING PLAN OBJECTIVES AND REVIEW AND IMPLEMENTATION PROCEDURES; AUTHORIZING THE USE OF SALES TAX INCREMENT REVENUES, AND OTHER AVAILABLE RESOURCES FOR THE PAYMENT OF PROJECT COSTS; PROVIDING THAT ADJUSTMENTS TO CERTAIN PROJECT COSTS DO NOT REQUIRE A PLAN AMENDMENT; PROVIDING FOR THE ESTABLISHMENT OF A SALES TAX INCREMENT FOR THE INCREMENT DISTRICT; ESTABLISHING A PROJECT BUDGET FOR THE INCREMENT DISTRICT; RATIFYING AND CONFIRMING THE ACTIONS, RECOMMENDATIONS AND FINDINGS OF THE REINVESTMENT AREA REVIEW COMMITTEE AND THE MCALESTER PLANNING COMMISSION; AND PROVIDING FOR SEVERABILITY.

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.

Attorney Ervin opened the Public Hearing explaining that the City was required to hold a Public Hearing to hear the views of any interested parties regarding the project plan and any amendment thereto. He stated that this was the time set aside for that purpose. He added that later in the agenda when the Council considered the item, citizens would have another opportunity to express their views.

Ryan Wiley, 14 Crooked Oak Lane addressed the Council expressing her concerns of the proposed project and the area where it was located.

Brenda Baxter, 2701 N. Main Street addressed the Council as President of the Old Town Association expressing the Association's support for the proposed project.

Robert Monto, 805 Kinkead Road expressed concerns that the added businesses would negatively affect the water pressure in the area.

Deborah and Jim Langley, 20 Quail Court addressed the Council expressing their concerns and opposition to the proposed plan.

Mayor Browne clarified that sewer services were already available in the area of the proposed development and the population change was due to the City not being required to count the population of the penitentiary.

Jerry Davis, 9 Crooked Oak Lane addressed the Council expressing concerns and opposition to the proposed Plan and TIF area.

Patrick Walling, 917 S. Main addressed the Council expressing his support for both the proposed plan and development.

Mayor Browne clarified how both the Frink School System and the McAlester Public School System would benefit from the retail development.

Jim Langley, 20 Quail Court addressed the Council expressing his concerns about the TIF area and retail development.

Tom Treue, 2109 Country Springs addressed the Council expressing his concerns about the TIF area.

Mayor Browne explained that the City had leakage studies showing the retail that citizens were going out of town for and retail gravitation was the effect that would bring shoppers to McAlester for the stores that were proposed to be in the retail development.

Damon Mascoto, 1317 MacArthur Lane addressed the Council expressing his concerns about the TIF and the legality of the TIF.

Attorney Ervin addressed the Council regarding the concerns about the creation of a long term debt. He explained that no debt was being created by this proposed TIF. It was structured as a pay as you go TIF and the McAlester Economic Development Authority would be tasked with the distribution of funds as they were received.

Kenny Springer, 1410 Tanglewood addressed the Council expressing his support for the TIF and the retail development.

Arty Sennett, 7 Crooked Oak Lane addressed the Council expressing his concerns about the TIF area.

There were no further comments 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, Brown, Garvin, Prichard, Stevens & Mayor Browne

NAY: None

Mayor Browne declared the motion carried, and the Public Hearing was opened at 6:46 P.M.

Scheduled Business

1. Consider and act upon, a Memorandum of Understanding between the McAlester Public Works Authority and the Board of Education of Independent School District No. 80,

Pittsburg County, Oklahoma that authorizes the release of funds derived from City Ordinance 2159, for the acquisition, construction, and renovation of educational facilities. *(Peter Stasiak, City Manager, Randy Hughes, Superintendent MPS)*

Executive Summary

Motion to approve the Memorandum of Understanding that conveys to ISDA80 the sum of \$335,853.27 to be used for the acquisition, construction, and renovation for McAlester Public Schools.

Manager Stasiak explained that the City had received a request from the Board of Independent School District No. 80, for funds derived from Ordinance No. 2159, in the amount of \$335,853.27. He added that the letter, included in the agenda packet, detailed how the funds would be spent.

There was discussion concerning the items on the letter, if the items were allowable by the language in the ordinance, the funds had always been distributed for Capital Improvements and some of the items seemed to be for repairs not Capital Improvements.

Councilman Read moved to approve the Memorandum of Understanding between the McAlester Public Works Authority and the Board of Education of Independent School District No. 80 with the exception of the \$19,672.94 for the installation of new tile and correcting the language in paragraphs one (1) changing “or” to “and”, and three (3) removing “and renovation” and revising the total to \$316,180.33. The motion was seconded by Councilman Smith, and the vote was taken as follows:

AYE: Councilman Read, Smith, Garvin, Prichard, Stevens, Brown & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

2. Consider and act upon, a Memorandum of Understanding between the McAlester Public Works Authority and the Board of Education of Independent School District No. 80, Pittsburg County, Oklahoma that authorizes the release of funds derived from City Ordinance 2159, for the acquisition, construction, or equipment for educational facilities. *(Peter Stasiak, City Manager, Randy Hughes, Superintendent MPS)*

Executive Summary

Motion to approve the Memorandum of Understanding that conveys to ISDA80 the sum of \$95,267.54 to be used for the acquisition, construction, or equipment for McAlester Public Schools.

Manager Stasiak addressed the Council explaining that this was the second request from the McAlester Public Schools. He stated that this was money that the City had actually collected on sales tax and was sitting in the account. He reviewed what the request letter had listed for the use of the funds and the previous language changes would also need to be changed in this Memorandum of Understanding.

There was discussion concerning the list of items that the funds was going to be used for, if those items were allowed by the language of the ordinance, why not all of the schools were listed in the fire alarm purchases, and what the ballot language actually said.

Councilman Read moved to approve the Memorandum of Understanding between the McAlester Public Works Authority and the Board of Education of Independent School District No. 80, Pittsburg County, Oklahoma that authorizes the release of funds derived from City Ordinance 2159, for the acquisition, construction, and equipment of educational facilities project number one (1), in the amount of \$67,565.99 and revising the language to reflect the same changes as in the previous agenda item. The motion was seconded by Councilman Garvin and the vote was taken as follows:

AYE: Councilman Read, Garvin, Smith & Mayor Browne

NAY: Councilman Prichard, Stevens & Brown

Mayor Browne declared the motion carried.

3. Consider and act upon, to approve a financial commitment from the City of McAlester of \$133,470 to the Downtown McAlester Streetscape Project, contingent upon the remainder of the total project costs being raised. (*Kirk Ridenour, Economic Development*)

Executive Summary

Staff recommends approval of the financial commitment toward the Streetscape Project. Funding for this project to be drawn from City of McAlester Tourism.

Kristin Lloyd addressed the Council as a member of McAlester Main Street and design committee chairperson explaining the development of the Street Scape plan and some of the changes that had been made to the original plan. Ms. Lloyd reviewed the fund raising efforts and the proposed plan to approach the Choctaw Nation for a matching grant of \$325,000.00, once all other funding commitments had been secured.

There was discussion concerning the amount of money that had already been raised, how much was in the City's Tourism Fund, what the deadline was, that this was just for two (2) blocks, the other phases, if funding was acquired when would construction begin, the timing of this request and how long this project could take and working with the City of McAlester, the State Main Street office and local business owners to develop an implementation plan.

Councilman Read moved to approve the commitment of \$128,470.00 from the City's Tourism Fund to expire June 30, 2019 and contingent upon Main Street receiving the Grant from the Choctaw Nation. The motion was seconded by Councilman Smith, and the vote was taken as follows:

AYE: Councilman Read, Smith, Brown, Garvin & Mayor Browne

NAY: Councilman Prichard

ABSTAIN: Councilman Stevens (counted as no)

Mayor Browne declared the motion carried.

4. CONSIDER AND ACT TO APPROVE AN ORDINANCE OF THE CITY OF MCALESTER RELATING TO THE EXERCISE OF CERTAIN CONSTITUTIONAL POWERS, APPROVING AND ADOPTING THE MCALESTER SOUTHSIDE

REINVESTMENT AREA PROJECT PLAN; IDENTIFYING AND ESTABLISHING A NEW INCREMENT DISTRICT IDENTIFIED AS INCREMENT DISTRICT NUMBER ONE (1), CITY OF MCALESTER; DESIGNATING AND ADOPTING THE PROJECT AREA AND INCREMENT DISTRICT BOUNDARIES; DESIGNATING AND AUTHORIZING THE CITY OF MCALESTER, THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY THE ENTITIES TO CARRY OUT AND ADMINISTER THE PROJECT PLAN; ESTABLISHING A TAX APPORTIONMENT FUND; DECLARING APPORTIONED FUNDS TO BE FUNDS OF THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY OR ALTERNATE PUBLIC ENTITY; AUTHORIZING THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY TO UTILIZE THE APPORTIONED INCREMENTS FOR REPAYMENT OF PROJECT COSTS; ESTABLISHING PLAN OBJECTIVES AND REVIEW AND IMPLEMENTATION PROCEDURES; AUTHORIZING THE USE OF SALES TAX INCREMENT REVENUES, AND OTHER AVAILABLE RESOURCES FOR THE PAYMENT OF PROJECT COSTS; PROVIDING THAT ADJUSTMENTS TO CERTAIN PROJECT COSTS DO NOT REQUIRE A PLAN AMENDMENT; PROVIDING FOR THE ESTABLISHMENT OF A SALES TAX INCREMENT FOR THE INCREMENT DISTRICT; ESTABLISHING A PROJECT BUDGET FOR THE INCREMENT DISTRICT; RATIFYING AND CONFIRMING THE ACTIONS, RECOMMENDATIONS AND FINDINGS OF THE REINVESTMENT AREA REVIEW COMMITTEE AND THE MCALESTER PLANNING COMMISSION; AND PROVIDING FOR SEVERABILITY. *(Joe Ervin, City Attorney)*

Executive Summary

The attached ordinance has been reviewed by counsel and found to be in a proper legal form and ready for council consideration. Approval of an ordinance is necessary to adopt and begin implantation of the proposed TIF District 1 for the City of McAlester, OK.

Director Ridenour addressed the Council stating that the Developer had furnished an updated site plan and he distributed a copy of that document.

Karla Taylor, 701 S. 13th addressed the Council expressing her support for the TIF and the retail development.

There was discussion concerning the stores that were coming, the Economic Development Director seeing signed agreements for Hobby Lobby and TJ Maxx, how many developments that Mr. Collins had done, what he did with those developments, what the driving factor was with the developments, the developer's thoughts on this development succeeding, where the research information comes from, how the costs of current developments compared to Mr. Collins' first developments, and why increase in percentage of incentives.

Attorney Ervin explained the steps that had been taken in the creation of the TIF. He then reviewed the proposed ordinance to adopt and begin implementation of the TIF pointing out some corrections that needed to be made to the ordinance. He explained that the changes were minor and only to the ordinance not to the Plan. He stated that the ordinance before them for consideration was in proper legal form and contained all the requisites that the statutes require.

He added that if the ordinance was approved an agreement with the Developer would need to be created.

There was another discussion concerning the language of the ordinance, the belief that this would create an obligation on the citizens of McAlester, the legality of the TIF, the project plan, this not being a good investment for the City, committing the City's Use Tax collections to the incentive payment plan and how changing the ordinance would not capture the Use Tax.

ORDINANCE NO. 2632

AN ORDINANCE RELATING TO THE EXERCISE OF CERTAIN CONSTITUTIONAL POWERS, APPROVING AND ADOPTING THE MCALESTER SOUTHSIDE REINVESTMENT AREA PROJECT PLAN; IDENTIFYING AND ESTABLISHING A NEW INCREMENT DISTRICT IDENTIFIED AS INCREMENT DISTRICT NUMBER ONE (1), CITY OF MCALESTER; DESIGNATING AND ADOPTING THE PROJECT AREA AND INCREMENT DISTRICT BOUNDARIES; DESIGNATING AND AUTHORIZING THE CITY OF MCALESTER, THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY THE ENTITIES TO CARRY OUT AND ADMINISTER THE PROJECT PLAN; ESTABLISHING A TAX APPORTIONMENT FUND; DECLARING APPORTIONED FUNDS TO BE FUNDS OF THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY OR ALTERNATE PUBLIC ENTITY; AUTHORIZING THE MCALESTER ECONOMIC DEVELOPMENT AUTHORITY TO UTILIZE THE APPORTIONED INCREMENTS FOR REPAYMENT OF PROJECT COSTS; ESTABLISHING PLAN OBJECTIVES AND REVIEW AND IMPLEMENTATION PROCEDURES; AUTHORIZING THE USE OF SALES TAX INCREMENT REVENUES, AND OTHER AVAILABLE RESOURCES FOR THE PAYMENT OF PROJECT COSTS; PROVIDING THAT ADJUSTMENTS TO CERTAIN PROJECT COSTS DO NOT REQUIRE A PLAN AMENDMENT; PROVIDING FOR THE ESTABLISHMENT OF A SALES TAX INCREMENT FOR THE INCREMENT DISTRICT; ESTABLISHING A PROJECT BUDGET FOR THE INCREMENT DISTRICT; RATIFYING AND CONFIRMING THE ACTIONS, RECOMMENDATIONS AND FINDINGS OF THE REINVESTMENT AREA REVIEW COMMITTEE AND THE MCALESTER PLANNING COMMISSION; AND PROVIDING FOR SEVERABILITY.

Councilman Read moved to approve **ORDINANCE NO. 2632**, with the recommended changes to the language and begin implementation of proposed TIF District #1 of the City of McAlester. The motion was seconded by Councilman Smith.

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

AYE: Councilman Read, Smith, Brown, Garvin & Mayor Browne

NAY: Councilman Prichard & Stevens

Mayor Browne declared the motion carried.

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, Chief Financial Officer*)

Executive Summary

Motion to approve the budget amendment ordinance.

CFO Ervin addressed the Council reviewing the exhibits to fiscal year 2017/2018 budget. She explained that the amendments were to appropriate funds for Fire payroll, the Airport 10% Grant match, additional Waste Water Contract Services, Water Treatment consultants, Electric Utility, Dedicated Sales Tax, Airport Repairs, Vehicle/Equipment maintenance, additional Bond Debt Service payments, operating supplies, Capital Outlay, additional publications and fees, Donations, and additional Retirees and related fees.

ORDINANCE NO. 2633

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.

A motion to approve **ORDINANCE NO. 2633**, amending fiscal year 2017/2018 budget was made by Councilman Smith. The motion was seconded by Councilman Stevens, and the vote was taken as follows:

AYE: Councilman Smith, Stevens, Read, Brown, Garvin, Prichard & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

Councilman Read moved to approve the EMERGENCY CLAUSE. The motion was seconded by Councilman Brown, and the vote was taken as follows:

AYE: Councilman Read, Brown, Stevens, Garvin, Prichard, Smith & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

6. Discussion on Monthly Financial update. (*Toni Ervin, Chief Financial Officer*)

Executive Summary

Presentation.

CFO Ervin addressed the Council updating them on the City's finances as of June 30, 2018. During the update, CFO Ervin stated that the revenues in the General Fund was over budget with both Sales tax and Use tax coming in over budget. She stated MPWA revenues were below budget. CFO Ervin commented that this was a moving target until the year was closed and she expected the closing to occur in September. She reviewed water sales for residential, commercial, wholesale and Rural Water Districts. CFO Ervin reviewed the Sales and Use tax

receipts and presented the Council with the Treasury Report, which furnished the amount of cash in the bank.

CFO Ervin informed the Council that the City had once again received the CAFR for 2017. She briefly explained what this award was and commended all of the employees under the Finance Department for the work they had done during the past fiscal year.

There was a brief discussion concerning the lack of significant increase in water sales with the installation of the new water meters and how going forward the new meters would only be installed when there was an issue with an old meter.

Manager Stasiak commented on the improvements made in the City's finances since Ms. Ervin had become CFO.

There was no vote on this item.

7. 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 Firefighting Bunker Gear. Cost not to exceed \$42,182.00 with funds to be used 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 explaining the need to purchase new Structural Fire Fighting Gear of Bunker Gear. He stated that Casco Industries, Inc. was a sole source for this gear and the purchase would be made through the State Contract.

There was discussion concerning the amount of Bunker Gear that the Department had purchased, the age of the gear that was being replaced and why the Department would not donate the old gear to another fire department.

There was no further discussion, and a motion to approve the purchase of Firefighting Bunker Gear, not to exceed \$42,182.00 using the City of McAlester's Fire Department's portion of the county quarter cent excise tax was made by Vice-Mayor Stevens. The motion was seconded by Councilman Read, and the vote was taken as follows:

AYE: Councilman Stevens, Read, Brown, Garvin, Prichard, Smith & Mayor Browne

NAY: None

Mayor Browne declared the motion carried.

8. Consider and act upon, bids received for the Emergency Canal Wall Repair at 400 South "A" Street. (*Robert Vaughan, Infrastructure Solutions Group, LLC*)

Executive Summary

Staff recommends acceptance of the bid recommended by Infrastructure Solutions Group, LLC for the emergency Canal Wall Repair at 400 South "A" Street. Funding for this project to be provided by the City of McAlester Storm Water Fee.

Robert Vaughan, P.E. Branch Manager Infrastructure Solutions Group, LLC addressed the Council explaining that this repair project had been deemed an emergency at the previous Council meeting. He stated that four (4) bids had been received and opened today at 2:00 P.M. with the low bidder being Sunrise Construction, but their mobilization date was August 15, 2018. Mr. Vaughan explained that he had contacted Sunrise to verify that date and then discussed with City staff the importance of this repair being done as quickly as possible. After that discussion, the recommendation was to award the bid to Built Right Construction, LLC, the second lowest bid. He added that Built Right Construction, LLC could begin repairs immediately.

A motion to accept the bid from Built Right Construction, LLC in the amount of \$85,900.00 for the Emergency Canal Wall Repair at 400 South "A" Street was made by Councilman Prichard. The motion was seconded by Councilman Brown, and the vote was taken as follows:

AYE: Councilman Prichard, Brown, Garvin, Smith, Stevens, Read & 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 stated that he was changing his monthly report to address projects that were either planned, necessary or underway. He reported that the 30" Raw water line on the dam at Lake McAlester was in the design phase and once the preliminary work was completed the actual connection from the above ground pipe to the new underground pipe should only take one (1) day. He added that completion was expected in late August or early September. Manager Stasiak commented on the dry, hot summer taking its' toll on the City's underground piping system and he then reported the number of breaks and leaks that had been addressed by the Utility Maintenance Department by Ward.

Manager Stasiak reported on the status of the Cardinal Lane reconstruction project, the Tennessee Avenue reconstruction project and the Garden Lane curb and gutter and overlay project. He then reviewed the scheduled asphalt overlay projects for the remainder of the year.

Manager Stasiak updated the Council on the City's secondary water supply at Coal Creek. He informed the Council that the City was in the planning stage to update the pump station and address the other issues relative to that site.

Councilman Smith commented that the area of Coal Creek silts and the water quality is not as good as Lake McAlester. He asked how the City would address those issues.

Manager Stasiak explained that there were several ideas being considered to address those issues but the City needed a secondary water source so future issues with the main water source could be addressed without interruptions in the citizen's water service.

Manager Stasiak stated that the City's new funding source for infrastructure would generate approximately \$160,000. per month and those monies were going to be used for the 300' section of water line at the dam and other infrastructure projects as they were prioritized. He reviewed the list of Stormwater projects that had been recommended by the Stormwater Committee and the status of each project. He concluded his report stating that he had included the Department reports and if the Council had any questions he would be happy to address them.

Remarks and Inquiries by City Council

Councilman Smith commented on the automated water meters and asked about the air conditioning in the Council Chambers.

Manager Stasiak stated that he would have facility maintenance look into the air conditioning for the Council Chambers. He also commented that an increase had been predicted annually once those meters were installed. He added that he would bring that information to the next meeting.

Vice-Mayor Stevens commented about the area at Park and Newton and asked if the asphalt debris had been removed.

Manager Stasiak stated that he would have someone remove the debris.

Councilman Garvin inquired about enlarging the lakes to increase the City's water source.

Manager Stasiak explained that Lake McAlester was limited to the size of the dam and overflow area. He stated that Talawanda 1 and 2 were owned by the Choctaw Nation and the City owned the water.

Councilmen Smith, Read, Brown and Prichard did not have any comments for the evening.

Mayor's Comments and Committee Appointments

Mayor Browne thanked Vice-Mayor Stevens for filling in for him during his absences and welcomed Councilman Prichard to the Council. He commented that this was Attorney Ervin's last meeting as City Attorney and stated that it had been a pleasure working with him. He stated that Attorney Ervin had done a fantastic job for the City of McAlester.

Attorney Ervin commented that it had been ten (10) years since the firm had started working with the City. He stated that it had been an honor to help the City Council, it was nice to serve his home town and he felt that the City was in a better place than ten (10) years ago. He then thanked the Council.

Recess Council Meeting

Councilman Read moved to recess the Regular Meeting and convene the Authorities. The motion was seconded by Councilman Smith.

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

AYE: Councilman Read, Smith, Brown, Garvin, Prichard, Stevens & Mayor Browne
NAY: None

Mayor Browne declared the motion carried and the meeting was recessed at 8:54 P.M.

Reconvene Council Meeting

The Regular Meeting was reconvened at 8:56 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, Garvin, Prichard, Stevens, Brown & Mayor Browne
NAY: None

Mayor Browne declared the motion carried, and the meeting was adjourned at 8:56 P.M.

ATTEST:

John Browne, Mayor

Cora Middleton, City Clerk