



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, February 11, 2020 – 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
Maureen Harrison.....	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](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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## **RECOGNITION AND AWARDS**

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Employee of the Month for January, 2020 is Kimberly Kelly, Administrative Assistant, Public Works Office. *(John Browne, Mayor)*

## **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 January 14, 2020, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for January 22, 2020 through February 4, 2020. *(Sherri Swift, Chief Financial Officer)*
- C. Consider and act upon, a request by Bobby Lenardo, on behalf of the Italian Festival Foundation, to partner with them for the rental fee for the use of the McAlester Expo Center for the Annual Italian Festival, in the amount of \$4,700.00. *(Billy Sumner, EXPO Manager)*
- D. Concur with the Mayor's reappointments of Justin Few, Tony Korp, Chris Taylor, and Mark Emmons to the Planning Commission for terms to expire May 31, 2023. *(John Browne, Mayor)*
- E. Consider and act upon, indefinitely postponing Tort Claim filed by David Robinson. *(Cora Middleton, City Clerk)*
- F. Concur with the Mayor's reappointment of Justin Few to the Board of Adjustments Committee for a term to expire March 31, 2023. *(John Browne, Mayor)*

## **ITEMS REMOVED FROM CONSENT AGENDA**

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## **PUBLIC HEARING**

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*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 OF MCALESTER, OKLAHOMA;  
AMENDING MCALESTER CITY CODE CHAPTER 62, LAND**

**DEVELOPMENT, PLANNING, ZONING AND SUBDIVISIONS, BY CREATING SECTION 62-275, MEDICAL DEVELOPMENT OVERLAY DISTRICT; REPEALING ALL CONFLICTING ORDINANCES.**

**AN ORDINANCE AUTHORIZING THE CITY OF MCALESTER, OKLAHOMA TO SUBMIT TO THE REGISTERED VOTERS OF SAID CITY WHETHER THE EXCISE TAX LEVIED UPON THE GROSS PROCEEDS OR GROSS RECEIPTS DERIVED FROM THE RENT FROM OCCUPANCY OF HOTEL /MOTEL ROOMS SHALL BE INCREASED FROM SIX PERCENT (6%) TO EIGHT PERCENT (8%).**

**SCHEDULED BUSINESS**

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- 1. Presentation and update on the McAlester EXPO Center. *(Billy Sumner, EXPO Manager)*

Executive Summary  
Presentation.

- 2. Consider and act upon, accepting the bid amount of \$58,762.15, from Atlantic Fabrication & Design, LLC and authorize the Mayor to sign the notice of award for the New Boiler for Southeast Expo Center. *(Billy Sumner, EXPO Manager)*

Executive Summary  
The recommendation is to accept the bid amount of \$58,762.15, from Atlantic Fabrication & Design, LLC and authorize the Mayor to sign the notice of award for the New Boiler for Southeast Expo Center.

- 3. Consider and act upon, an ordinance amending Chapter 62, Land Development Code, of the McAlester City Code by creating Section 62-275, Medical Development Overlay District; repealing all conflicting ordinances and declaring an emergency. *(Jayme Clifton, Community Development Director)*

Executive Summary  
Motion to act upon and approve the above ordinance amending Chapter 62, Land Development Code, of the McAlester City Code by creating Section 62-275, Medical Development Overlay District; repealing all conflicting ordinances and declaring an emergency and authorizing the Mayor to sign the ordinance.

- 4. 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 purchase of Firefighting Bunker Gear. Cost not to exceed \$30,000.00 with funds to be used from the City of McAlester Fire Department’s portion of the county quarter cent excise tax for fire services.

- 5. CONSIDER AND ACT TO APPROVE AN ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF MCALESTER, AMENDING ARTICLE IV. HOTEL

TAX, SECTION 98-113 (A); IMPOSITION OF TAX; EXEMPTIONS; BY INCREASING THE TAX PERCENT FROM SIX TO EIGHT PERCENT; AND AUTHORIZING THE MAYOR TO SUBMIT THE PROPOSED CHANGES TO THE QUALIFIED REGISTERED VOTERS OF THE CITY OF MCALESTER; AND CONSIDER AND ACT TO APPROVE A RESOLUTION CALLING A SPECIAL ELECTION FOR THE PURPOSE OF SUBMITTING THE PROPOSED CODE CHANGES TO THE QUALIFIED ELECTORS OF THE CITY, AND AUTHORIZING THE ISSUANCE OF A PROCLAMATION FOR THE ELECTION REGARDING THE PROPOSITIONS TO CHANGE THE MCALESTER CITY HOTEL/MOTEL TAX.

#### Executive Summary

The recommendation is to approve the Resolution and Proclamation authorizing the Special Election to amend Article IV, Hotel Tax, Section 98-113 of the McAlester City Ordinances.

### **NEW BUSINESS**

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*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)**

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- Report on activities for the past two weeks.

### **REMARKS AND INQUIRIES BY THE 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 January 28, 2020, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending February 4, 2020. *(Sherri Swift, 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 January 28, 2020, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending February 4, 2020. *(Sherri Swift, Chief Financial Officer)*

ADJOURN MPWA

**RECONVENE COUNCIL MEETING**

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**ADJOURNMENT**

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**CERTIFICATION**

*I certify that this Notice of Meeting was posted on this \_\_\_\_\_ day of \_\_\_\_\_ 2020 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**