



McAlester City Council

NOTICE OF MEETING

Amended Regular Meeting Agenda

Tuesday, March 24, 2020 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Attending in Person

John Browne Mayor
Weldon Smith Ward One
James Brown Ward Four
Maureen Harrison Ward Five
Peter J. Stasiak City Manager
Cora M. Middleton City Clerk

Attending by Teleconference

Cully Stevens, Vice Mayor Ward Two
Steve Cox Ward Three
Zach Prichard Ward Six
William J. Ervin City Attorney

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. Public call-in number is 918-470-9817.re

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 February 25, 2020, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for March 4, 2020 through March 17, 2020. *(Sherri Swift, Chief Financial Officer)*
- C. Consider and act upon, ratification of the actions taken on Agenda Items 1,2, and 3 presented at the Emergency City Council Meeting held March 17, 2020. *(John Browne, Mayor)*
- D. Consider and act upon, authorizing the Mayor to sign the Oklahoma Municipal Retirement Fund "Authorized Agent Notification Form". *(Cora Middleton, City Clerk)*
- E. Concur with the Mayor's re-appointment of Brent Grilliot, to the McAlester Regional Hospital Board for a new term to expire March 31, 2026. *(John Browne, Mayor)*

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 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%).

AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2656 WHICH ESTABLISHED

THE BUDGET FOR FISCAL YEAR 2019-20; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

SCHEDULED BUSINESS

1. 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. *(Billy Sumner, Expo Manager)*

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.

2. Discussion and possible action on approving the McAlester Cemetery Board recommendation to expend Cemetery Perpetual Care interest money to purchase 48 feet of Tuff Trak Altuma Mat Ground Protection. *(Mel Priddy, Community Services Director)*

Executive Summary

Motion to approve the use of interest monies from the Cemetery Perpetual Care fund to purchase 48 feet of TuffTrak Mat Ground Protection.

3. Discussion and possible action on the increase of certain cemetery fees. *(Mel Priddy, Community Services Director)*

Executive Summary

Motion to approve the increase of certain cemetery fees.

4. Consider and act upon, authorizing the purchase of one (1) new and unused 2020 Ford F150 4X4 from Freedom Ford of McAlester along with a LEER 100R Camper from Advantage Truck & Auto of McAlester, Oklahoma for the Fire Department on the State of Oklahoma purchasing contract. Funds to be used from the city's portion of the county quarter cent excise tax for fire services. *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve and authorize the purchase of one (1) new and unused 2020 Ford F150 4X4 from Freedom Ford of McAlester along with a LEER 100R Camper from Advantage Truck & Auto of McAlester, Oklahoma for the Fire Department on the State of Oklahoma purchasing contract.

5. Consider and act upon, a Use Permit After Review in the Medical Overlay District for the use of the property at 804 E Monroe Avenue, described as Lots 20, 21, 22, in Block 243, South McAlester, Pittsburg County, State of Oklahoma for a healthcare related retail for prosthetics, or specifically hair prosthetics and/or any other small to medium sized commercial establishment consistent with Sec 62-275 provides shopping and service outlets for the convenience of the neighboring residential areas. *(Jayme Clifton, Community Development Director)*

Executive Summary

Motion to approve a Use Permit After Review in the Medical Overlay District for the use of the property at 804 E Monroe Avenue, described as Lots 20, 21, 22, in Block 243, South McAlester, Pittsburg County, State of Oklahoma for a healthcare related retail for prosthetics, or specifically hair prosthetics and/or any other small to medium sized commercial establishment consistent with Sec 62-275 provides shopping and service outlets for the convenience of the neighboring residential areas, and to authorize the Mayor to sign the Use Permit after Review approval form.

6. Consider and act upon, an Ordinance amending Ordinance No. 2656 which established the budget for fiscal year 2019-2020; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Sherri Swift, Chief Financial Officer)*

Executive Summary

Motion to approve the budget amendment ordinance.

7. Consider and act upon, rescinding the April 7, 2020 General Election date previously set in Res. No. 19-24, and rescheduling it to Tuesday, June 30, 2020. *(Cora Middleton, City Clerk)*

Executive Summary

Motion to rescind Res. No. 19-24 previously scheduled General Election date from the April 7, 2020 and rescheduling it to Tuesday, June 30, 2020.

8. Consider and act upon, a Resolution Declaring an Emergency in the City of McAlester related to the COVID-19 (Coronavirus) pandemic. *(Peter Stasiak, City Manager, Stephanie Giacomo, Public Information)*

Executive Summary

City staff recommends adoption of the Resolution to comply with Federal Emergency Management protocols.

9. Presentation of the Monthly Financial Update. *(Sherri Swift, Chief Financial Officer)*

Executive Summary
Discussion.

10. Consider and act upon, extension of the Order Proclaiming Existence of a Civil Emergency in the City of McAlester. (*John Browne, Mayor*)

Executive Summary
Council will discuss the Proclamation and extension of said Proclamation.

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 March 10, 2020, Regular Meeting of the McAlester Airport Authority. (*Cora Middleton, City Clerk*)
- Confirm action taken on City Council Agenda Item B, regarding claims ending March 17, 2020. (*Sherri Swift, Chief Financial Officer*)

ADJOURN MAA

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the March 10, 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 March 17, 2020. *(Sherri Swift, Chief Financial Officer)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the February 25, 2020, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of March, 2020. *(Sherri Swift, Chief Financial Officer)*

ADJOURN MRTA

RECONVENE COUNCIL MEETING

ADJOURNMENT

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.

Cora M. Middleton, City Clerk