



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, August 11, 2020 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Attending in Person

John Browne Mayor
Weldon Smith Ward One
James Brown, Vice Mayor Ward Four
BJ Boatright Ward Five
Peter J. Stasiak City Manager
Cora M. Middleton City Clerk

Attending by Teleconference

Cully Stevens(918)424-1391 Ward Two
Steve Cox(918)429-8406 Ward Three
Zach Prichard(918)521-3893 Ward Six
William J. Ervin(918)429-9358 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 1-877-309-2073, Public Access code is 417-551-037.

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 July 23, 2020, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for July 22, 2020 through August 4, 2020. *(Sherri Swift, Chief Financial Officer)*
- C. Consider and act upon, to concur with the Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 208070-1-BD. *(Cora Middleton, City Clerk)*
- D. Accept and place on file the Keep McAlester Beautiful (Pride in McAlester) Annual Report for Fiscal Year 2019-2020. *(Megan Waters, Executive Director)*
- E. Consider and act upon, authorizing the Mayor to sign the Consent to Assignment and Assumption of Contract for CDBG administrative services to PSC dba Cardinal Engineering. *(Toni Ervin, Assistant City Manager)*
- F. Consider and act upon, to concur with the Mayor's reappointments to the Local Economic Advancement and Development (LEAD) Committee. *(John Browne, Mayor)*
- G. Consider and act upon, to concur with the Mayor's appointment of Justin Few to the Local Economic Advancement and Development (LEAD) Committee to replace Mickey Loyd as the Small Business representative. *(John Browne, Mayor)*
- H. Accept and place on file the McAlester Defense Support Association Annual Report for FY19-20. *(Jessica Gregg, Executive Director)*
- I. Consider and act upon, indefinitely postponing Tort Claim filed by Tod S. Mercer on behalf of Jeremy Shelton. *(Cora Middleton, City Clerk)*

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 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 LOT 1, IN BLOCK 117; AND A PART OF LOTS 2 AND 3 IN BLOCK 117, IN THE CITY OF NORTH MCALESTER, IN PITTSBURG COUNTY, STATE OF OKLAHOMA, FROM R-1B SINGLE FAMILY RESIDENTIAL DISTRICT TO C-1 OFFICE DISTRICT.

AN ORDINANCE CREATING CHAPTER 94, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, OF THE MCALESTER CITY CODE, ARTICLE 1, IN GENERAL, SECTION 94-8, PERMIT FOR ELECTRIC CHARGING STATIONS ON PUBLIC STREETS AND SIDEWALKS; REPEALING ALL CONFLICTING ORDINANCES, AND PROVIDING FOR SEVERABILITY.

SCHEDULED BUSINESS

- 1. Discussion on rural water districts’ contracts and pricing. *(John Browne, Mayor)*

Executive Summary
Discussion.

- 2. 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 districts for Lot 1, in Block 117; and A part of Lots 2 and 3 in Block 117, in the City of North McAlester, in Pittsburg County, State of Oklahoma, from R-1B Single Family Residential District to C-1 Office District. *(Jayme Clifton, Community Development Director)*

Executive Summary
Motion to act upon and approve the above Ordinance changing the classification of the zoning districts for the property identified in the Ordinance from R-1B Single Family Residential District to C-1 Office District and authorizing the Mayor to sign the ordinance.

- 3. Consider and act upon, a Use Permit After Review in the C-1 Office District for the use of the property at 2617 N Ash Avenue, described as Lot 1, in Block 117; and A part of Lots 2 and 3 in Block 117, in the City of North McAlester, in Pittsburg County, State of Oklahoma for a child care center. *(Jayme Clifton, Community Development Director)*

Executive Summary
Motion to approve a Use Permit After Review in the C-1 Office District for the use of the property at 2617 N Ash Avenue, described as Lot 1, in Block 117; and A part of Lots 2 and 3 in Block 117, in the City of North McAlester,

in Pittsburg County, State of Oklahoma for a child care center, and to authorize the Mayor to sign the Use Permit after Review approval form.

- 4. Consider and act upon, authorizing the Mayor to sign Change Order #3 from Sunrise Construction, LLC for a deduction in the amount of (\$5,000.00). This represents the final reconciliation of quantities for the 2019 CDBG Sewer Project. *(Dalton Carlton, Public Works Director)*

Executive Summary

Motion to authorize the Mayor to sign Change Order #3 from Sunrise Construction, LLC for a deduction in the amount of (\$5,000.00). This is the final reconciliation of quantities for the 2019 CDBG Sewer Project.

- 5. Consider and act upon, an ordinance of the City of McAlester to allow for the permitting of the installation of electronic charging stations on City right-of-ways on public streets and sidewalks. *(Kirk Ridenour, Economic Development Director)*

Executive Summary

Motion to pass and approve an Ordinance allowing for the permitting and installation of electronic charging stations on City right-of-ways on public streets and sidewalks.

- 6. Discussion on the Fines attached to Chapter 54, Health and Public Welfare, Article IV, COVID-10 Pandemic Face Coverings. *(John Browne, Mayor)*

Executive Summary

Discussion.

- 7. Discussion of a recruitment strategy to attract new residents to the City of McAlester. *(Zach Prichard, Ward Six Councilman)*

Executive Summary

Discussion.

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 THE 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 July 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 August 4, 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 July 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 August 4, 2020. *(Sherri Swift, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item E, authorization for the Mayor to sign the Consent to Assignment and Assumption of Contract for CDBG administrative services to PSC dba Cardinal Engineering. *(Toni Ervin, Assistant City Manager)*
- Confirm action taken on City Council Agenda Item 4, authorization for the Mayor to sign Change Order #3 from Sunrise Construction, LLC for a deduction in the amount of (\$5,000.00). This represents the final reconciliation of quantities for the 2019 CDBG Sewer Project. *(Dalton Carlton, Public Works Director)*
- Confirm action taken on City Council Agenda Item 5, an ordinance of the City of McAlester to allow for the permitting of the installation of electronic charging stations on City right-of-ways on public streets and sidewalks. *(Kirk Ridenour, Economic Development Director)*

ADJOURN MPWA**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)(2), to discuss negotiations concerning employees and representatives of employee groups: FOP

RECONVENE INTO OPEN SESSION

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