



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, March 24, 2015 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

Steve Harrison ..... Mayor  
Weldon Smith ..... Ward One  
John Titsworth ..... Ward Two  
Travis Read, Vice Mayor..... Ward Three  
Robert Karr ..... Ward Four  
Buddy Garvin ..... Ward Five  
Jason Barnett ..... 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**

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Mimi Kelley

#### **ROLL CALL**

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**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 24, 2015, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for March 4, 2015 through March 17, 2015. *(Toni Ervin, Chief Financial Officer)*
- C. Consider and act upon, a request by the Italian Festival Foundation to partner with them for the rental fee for the use of the Southeast Expo Center for the 2015 Annual Italian Festival in the amount of \$2,125.00. *(Jerry Lynn Wilson, EXPO Center Manager)*
- D. Consider and act upon, authorization of payment to Carstensen Contracting, Inc. "Contractor's Application for Payment #3", in the amount of \$ 493,930.66 for the construction of road and infrastructure improvements related to CIP#2 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*
- E. Consider and act upon, authorization of payment to Poe and Associates, Inc. Invoice #0-102096-9576 in the amount of \$89,626.01, for engineering services related to CIP#4 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*
- F. Consider and act upon, authorization of payment to EST, Inc. Invoice #33944 in the amount of \$31,395.00, for Construction Management and Resident Project Representative Services related to CIP#2 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*
- G. Consider and act upon, authorization of payment to McAlester News Capital & Democrat, Ad Number 05617889, in the amount of \$174.84 for publication of Advertisement for Bids related to CIP#4 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*

**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.*

**SCHEDULED BUSINESS**

1. Consider and act upon, authorizing the Mayor to sign the Tripartite Agreement and Plan of Merger by and among the City of McAlester, Oklahoma, the McAlester Public Health Authority (PHA), an Oklahoma public trust and the McAlester Regional Hospital Center Authority (MRHCA). *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve authorizing the Mayor to sign the Tripartite Agreement and Plan of Merger by and among the City of McAlester, Oklahoma, the McAlester Public Health Authority, an Oklahoma public trust and the McAlester Regional Hospital Center Authority.

2. Consider and act upon, a Resolution approving an amended and restated trust indenture for the Oklahoma Municipal Retirement Fund. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

Motion to approve resolution.

3. 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, McAlester Fire Chief)*

Executive Summary

Motion to approve the purchase of new replacement SCBA Air Cylinders. The cost of the cylinders not to exceed \$15,000.00. Purchase to be made with funds from the City of McAlester’s Fire Department’s portion of the county quarter cent excise tax for fire services.

4. Consider and act upon, authorizing the Mayor to sign the Proposed Award from the Oklahoma Office of Homeland for 2 replacement laptop computers for the Regional Response Haz-mat Unit. *(Brett Brewer, McAlester Fire Chief)*

Executive Summary

Motion to approve acceptance of proposed award.

5. Discussion on Emergency Fund as per McAlester City Charter. *(Steve Harrison, Mayor)*

Executive Summary

Discussion only.

**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)**

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- Report on activities for the past two weeks.

**REMARKS AND INQUIRIES BY CITY 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 March 10, 2015, 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, 2015. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 2, a Resolution approving an amended and restated trust indenture for the Oklahoma Municipal Retirement Fund. *(Toni Ervin, 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 March 10, 2015, 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, 2015. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item D, authorization of payment to Carstensen Contracting, Inc. "Contractor's Application for Payment #3", in the amount of \$ 493,930.66 for the construction of road and infrastructure improvements related to CIP#2 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*

- Confirm action taken on City Council Agenda Item E, authorization of payment to Poe and Associates, Inc. Invoice #0-102096-9576 in the amount of \$89,626.01, for engineering services related to CIP#4 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. (*John C. Modzelewski, P.E., City Engineer and Public Works Director*)
- Confirm action taken on City Council Agenda Item F, authorization of payment to EST, Inc. Invoice #33944 in the amount of \$31,395.00, for Construction Management and Resident Project Representative Services related to CIP#2 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. (*John C. Modzelewski, P.E., City Engineer and Public Works Director*)
- Confirm action taken on City Council Agenda Item G, authorization of payment to McAlester News Capital & Democrat, Ad Number 05617889, in the amount of \$174.84 for publication of Advertisement for Bids related to CIP#4 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. (*John C. Modzelewski, P.E., City Engineer and Public Works Director*)
- Confirm action taken on City Council Agenda Item 2, a Resolution approving an amended and restated trust indenture for the Oklahoma Municipal Retirement Fund. (*Toni Ervin, Chief Financial Officer*)

#### ADJOURN MPWA

#### **CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY**

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the February 24, 2015, Regular Meeting of the McAlester Retirement Trust Authority. (*Cora Middleton, City Clerk*)
- Approval of Retirement Benefit Payments for the Period of March, 2015. (*Toni Ervin, CFO*)
- Confirm action taken on City Council Agenda Item 2, a Resolution approving an amended and restated trust indenture for the Oklahoma Municipal Retirement Fund. (*Toni Ervin, Chief Financial Officer*)

#### ADJOURN MRTA

#### **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 \_\_\_\_\_ 2015 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**