

The McAlester City Council met in a Regular session on Tuesday, April 14, 2015, at 6:00 P.M. after proper notice and agenda was posted, April 13, 2015 at 3:00 P.M.

**Call to Order**

Mayor Harrison called the meeting to order.

Robert Daniels, Salvation Army, gave the invocation and led the Pledge of Allegiance.

**Roll Call**

Council Roll Call was as follows:

Present: Weldon Smith, Travis Read, Robert Karr, Buddy Garvin & Steve Harrison  
Absent: John Titsworth & Jason Barnett  
Presiding: Steve Harrison, Mayor

Staff Present: Peter J. Stasiak, City Manager; John Modzelewski, City Engineer/Public Works Director; Toni Ervin, Chief Financial Officer; Brett Brewer, Fire Chief; Leroy Alsup, Gary Wansick, Police Chief; Planning & Economic Development Director; William J. Ervin, Sr., City Attorney and Cora Middleton, City Clerk

**Ceremony and Awards**

Mayor Harrison presented Christopher Williams as March 2015 Employee of the Month. Mr. Williams received a Certificate of Appreciation and a personnel planner.

**Citizens Comments on Non-Agenda Items**

There were no comments.

**Consent Agenda**

- A. Approval of the Minutes from the March 10, 2015, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the March 24, 2015, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of the Minutes from the March 24, 2015, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*

- D. Approval of Claims for March 18, 2015 through April 7, 2015. (*Toni Ervin, Chief Financial Officer*) In the following amounts: General Fund - \$116,218.16; Nutrition - \$1,407.15; Landfill Res./Sub-title D - \$4,191.50; Tourism - \$8,668.49; SE Expo Center - \$11,849.46; E-911 - \$6,330.50; Economic Development - \$7,370.28; Fleet Maintenance - \$24,257.55; CIP - \$62,585.24 and Federal Forfeiture Fund - \$2,122.00.

ACH – Tourism Fund - \$558.20

- E. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-14-06-05, in the amount of \$13,489.00 for Construction Management and Resident Project Representative Services related to CIP#3 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 #34143, in the amount of \$20,700.00 for Construction Management Services and Materials Testing 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 T. McDonald Construction, Inc., Contractor's Application for Payment #5, in the amount of \$112,164.18, for the construction of road and infrastructure improvements related to CIP#3 and funded through the McAlester Public Works Authority Construction Fund Series 2013 Project Account. (*John C. Modzelewski, P.E., CFM, City Engineer and Public Works Director*)
- H. Consider and act upon, receipt of Permit No. WL 000061150127 from the Oklahoma Department of Environmental Quality (ODEQ) for the construction of 923 linear feet of eight (8) inch PVC potable water line and all appurtenances to serve the City of McAlester Steven Taylor Industrial Park. (*John C. Modzelewski, P.E., CFM, City Engineer and Public Works Director*)
- I. Consider and act upon, authorization of payment to the Oklahoma Department of Environmental Quality (ODEQ), in the amount of \$1,669.28, to obtain the necessary permits to replace waterlines and sanitary sewer lines, 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*)
- J. Consider and act upon, to authorize the Mayor to sign the renewal contract with DSS Equature for continuation of our recording services in our 911 Center. (*Shawn Smith, E911 Manager*)

- K. Concur with the Mayor's appointment of Mrs. Deloures L. Smith to serve on the McAlester Library Advisory Board for a term ending December 31, 2019. *(Steve Harrison, Mayor)*
- L. Consider and act upon, to authorize the Mayor to sign the Entry of General Appearance, Waiver of Service and Consent merger petition between McAlester Regional Health Center Authority and the McAlester Public Health Authority. *(Steve Harrison, Mayor)*

A motion was made by Vice-Mayor Read and seconded by Councilman Smith to approve the Consent Agenda. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Smith, Karr, Garvin & Mayor Harrison  
 NAY: None

Mayor Harrison declared the motion carried.

Councilman Karr moved to open a Public Hearing to address the FY 2015/2016-2019/2020 proposed Capital program and three (3) ordinances. The motion was seconded by Councilman Garvin. There was no discussion, and the vote was taken as follows:

AYE: Councilman Karr, Garvin, Read, Smith & Mayor Harrison  
 NAY: None

Mayor Harrison declared the motion carried and the Public Hearing was opened at 6:09 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 ON THE PROPOSED CAPITAL PROGRAM FOR FY 2015/2016-2019/2020 FOR THE CITY OF MCALESTER.**

**AN ORDINANCE TO CLOSE THE EASEMENT THAT LIES IN THE SOUTHERLY 30 FEET OF LOTS 76 AND 77, AND THE NORTHERLY 30 FEET OF LOTS 86 AND 87, IN TOWNSITE ADDITION NO. 4, PITTSBURG COUNTY, STATE OF OKLAHOMA.**

**AN ORDINANCE TO CLOSE THE ALLEY THAT LIES IN BLOCK 17, CITY OF MCALESTER, NOW KNOWN AS NORTH MCALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA, LYING BETWEEN THE EAST BOUNDARY LINE OF THE MAIN STREET RIGHT-OF-WAY AND THE WEST BOUNDARY LINE OF THE FIFTH STREET RIGHT-OF-WAY.**

**AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING SECTION 2-258.4, EMERGENCY FUND, AND DECLARING AN EMERGENCY.**

There were no comments from the Council or audience and Councilman Smith moved to close the Public Hearing. The motion was seconded by Vice-Mayor Read and the vote was taken as follows:

AYE: Councilman Smith, Read, Karr, Garvin & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried and the Public Hearing was closed at 6:10 P.M.

### **Scheduled Business**

1. Consider and act upon, an Ordinance to close the easement that lies in the Southerly 30 feet of Lots 76 and 77, and the Northerly 30 feet of Lots 86 and 87, in Townsite Addition No. 4, Pittsburg County, State of Oklahoma subject to the special condition that a utility easement be maintained for the City of McAlester's existing water and sewer mains within the easement to be closed. (*Leroy Alsup, Community & Economic Development Director*)

#### Executive Summary

Motion to approve and act upon the Ordinance to close the easement that lies in the Southerly 30 feet of Lots 76 and 77, and the Northerly 30 feet of Lots 86 and 87, in Townsite Addition No. 4, Pittsburg County, State of Oklahoma subject to the special condition that a utility easement be maintained for the City of McAlester's existing water and sewer mains within the easement to be closed and to authorize the Mayor to sign the Ordinance.

### **ORDINANCE NO. 2532**

#### **AN ORDINANCE TO CLOSE THE EASEMENT THAT LIES IN THE SOUTHERLY 30 FEET OF LOTS 76 AND 77, AND THE NORTHERLY 30 FEET OF LOTS 86 AND 87, IN TOWNSITE ADDITION NO. 4, PITTSBURG COUNTY, STATE OF OKLAHOMA.**

A motion was made by Vice-Mayor Read and seconded by Councilman Smith to approve **ORDINANCE NO. 2532**, closing an easement.

Before the vote, Director Alsup addressed the Council informing them that at the Planning Commission's regular meeting on March 17, 2015 had unanimously voted to recommend, to the Council, that the request to close this easement be granted.

After a brief discussion concerning staff's recommendation the vote was taken as follows:

AYE: Councilman Smith, Read, Karr, Garvin & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

2. Consider and act upon, an Ordinance to close the alley that lies in Block 17, City of McAlester, now known as North McAlester, lying between the East Boundary Line of the

Main Street Right-of-Way and the West Boundary Line of the Fifth Street Right-of-Way.  
(*Leroy Alsup, Community & Economic Development Director*)

Executive Summary

Motion to approve and act upon the Ordinance to close the alley as more particularly described in the ordinance and to authorize the Mayor to sign the Ordinance.

**ORDINANCE NO. 2533**

**AN ORDINANCE TO CLOSE THE ALLEY THAT LIES IN BLOCK 17, CITY OF MCALESTER, NOW KNOWN AS NORTH MCALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA, LYING BETWEEN THE EAST BOUNDARY LINE OF THE MAIN STREET RIGHT-OF-WAY AND THE WEST BOUNDARY LINE OF THE FIFTH STREET RIGHT-OF-WAY.**

A motion was made by Councilman Garvin and seconded by Councilman Karr to approve **ORDINANCE NO. 2533**, closing an alley in Block 17, in North McAlester.

Before the vote, Director Alsup addressed the Council explaining that the regular Planning Commission on March 17, 2015, they unanimously voted to recommend, to the Council, that the request to close the alley that lies in Block 17, in North McAlester.

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

AYE: Councilman Garvin, Karr, Smith, Read & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

3. Consider and act upon, a "Use Permitted After Review" for A & G Properties, LLC (Jimmy Williams) to construct a single-tenant office building for a professional services provider at 903/ 915 E Wyandotte Avenue. (*Leroy Alsup, Community and Economic Development Director*)

Executive Summary

Motion to approve the "Use Permitted After Review" for A & G Properties, LLC (Jimmy Williams) to construct a single-tenant office building for a professional services provider at 903/ 915 E Wyandotte Avenue and to authorize the Mayor to execute the A & G Properties, LLC "Use Permitted After Review" approval form.

Councilman Smith moved to approve and authorize the Mayor to sign a "Use Permitted After Review" for A & G Properties, LLC to construct a single-tenant office building for a professional services provider at 903/ 915 E Wyandotte Avenue. The motion was seconded by Councilman Karr.

Before the vote, Director Alsup addressed the Council informing them that the Planning Commission during their March 17, 2015 regular meeting had voted unanimously, to recommend to the Council, the this request be approved.

After a brief discussion regarding the appearance of the structure the vote was taken as follows:

AYE: Councilman Smith, Karr, Read, Garvin & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

4. Consider and act upon, a "Use Permitted After Review" for Stipe Investments LLC, and the potential purchaser of the property, Bryan Ragan, to establish and operate a used auto sales and service business establishment at 306 E Wyandotte Avenue. (*Leroy Alsup, Community and Economic Development Director* )

Executive Summary

Motion to approve the "Use Permitted After Review" for Stipe Investments LLC, and the potential purchaser of the property, Bryan Ragan, to establish and operate a used auto sales and service business establishment at 306 E Wyandotte Avenue and to authorize the Mayor to execute the "Use Permitted After Review" approval form.

A motion was made by Councilman Garvin and seconded by Councilman Karr to approve and authorize the Mayor to sign a "Use Permitted After Review" for Stipe Investments LLC, and the potential purchaser of the property, Bryan Ragan, to establish and operate a used auto sales and service business establishment at 306 E Wyandotte Avenue.

Before the vote, Director Alsup addressed the Council explaining that the Planning Commission at its March 17, 2015 regular meeting had voted eight (8) to one (1) to recommend, to the Council, that the request be approved.

After discussion among the Council, Mr. Wayne Stipe and Mr. Brian Reagan concerning the off street parking, where customers would park, the removal of the chain link fence, what would replace that fence and how parking for employees and customers would be arranged, the vote was taken as follows;

AYE: Councilman Karr, Garvin, Smith, Read & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

5. Consider and act upon, approval and execution of a Professional Economic Development Consulting Services Agreement with Retail Attractions, LLC for a fourteen month term from May 1, 2015 through June 30, 2016. (*Leroy Alsup, Community and Economic Development Director* )

Executive Summary

Motion to approve and to authorize the execution of a Professional Economic Development Consulting Services Agreement with Retail Attractions, LLC for a fourteen month term from May 1, 2015 through June 30, 2016.

A motion was made by Councilman Smith and seconded by Vice-Mayor Read to approve and authorize the execution of a Professional Economic Development Consulting Services

Agreement with Retail Attractions, LLC for a fourteen month term from May 1, 2015 through June 30, 2016.

Before the vote, Director Alsup addressed the Council explaining that the City currently had an agreement with Retail Attractions that would expire on April 30, 2015. He commented that the first agreement had been a scaled down retail/marketing and recruiting service agreement to gain additional insight into commercial retail development and to develop a working relationship with Retail Attractions. Director Alsup commented on the valuable service that Retail Attractions had given to the City of McAlester with the contacts the company had been able to make on the City's behalf when City staff had been unable to previously develop a dialogue with many of those same contacts.

After a lengthy discussion among the Council, Director Alsup, Manager Stasiak and Rickey Hayes of Retail Attractions regarding the contacts that had been made by Mr. Hayes, the GAP analysis that had be completed, the affect that retail business has on a city's water and sewer system, the length of time it could take to work through getting interested businesses to move into a community and a correction in language on one of the pages in the agreement, the vote was taken as follows:

AYE: Councilman Smith, Read, Karr & Mayor Harrison

NAY: Councilman Garvin

Mayor Harrison declared the motion carried.

6. Discussion and possible action, to share in the cost with the Pittsburg County Fire Fighters Association for implementation of a new pager/repeater communication system. 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, City of McAlester*)

Executive Summary

Motion to approve the cost share of communications equipment for Pittsburg County Fire Fighters Association, with funds to be used from the City of McAlester Fire Department's portion of the county quarter cent excise tax for fire services.

A motion was made by Vice-Mayor Read and seconded by Councilman Smith to approve the cost share of communications equipment for Pittsburg County Fire Fighters Association, with funds to be used from the City of McAlester Fire Department's portion of the county quarter cent excise tax for fire services.

Before the vote, Fire Chief Brewer addressed the Council explaining that the Pittsburg County Fire Fighters Association was implementing a new pager/repeater communication system and all members of the Association had been asked to participate in the cost of the system. He added that the implementation would be done in two (2) phases and the McAlester Fire Department's share of the cost of phases two (2) was not to exceed \$2,560.29.

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

AYE: Councilman Read, Smith, Karr, Garvin & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

7. Consider and act upon, accepting low bid of \$29,555.00 from Bob Hurley Ford for a  $\frac{3}{4}$  Ton Work Truck for the Fire Department. (*Brett Brewer, Fire Chief, City of McAlester*)

Executive Summary

Motion to approve accepting low bid of \$29,555.00 from Bob Hurley Ford for a  $\frac{3}{4}$  Ton Work Truck for the Fire Department.

A motion was made by Councilman Karr and seconded by Councilman Smith to approve a bid from Bob Hurley Ford for a  $\frac{3}{4}$  Ton Work Truck for the Fire Department in the amount of \$29,555.00.

Before the vote, Fire Chief Brewer addressed the Council explaining that this vehicle would replace one (1) of the Departments support vehicles.

After a brief discussion regarding if this was a replacement or a new vehicle, which unit this vehicle was replacing and why it was being replaced, the vote was taken as follows:

AYE: Councilman Karr, Smith, Read, Garvin & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

8. Consider and act upon, approval of bid to Freedom Ford of McAlester for the purchase of three (3) new and unused 2015 Ford Police SUV's. (*Gary Wansick, Chief of Police, City of McAlester*)

Executive Summary

Motion to approve the bid of \$120,635.55 to Freedom Ford of McAlester for the purchase of three (3) new and unused 2015 Ford Police SUV AWD patrol vehicles.

A motion was made by Vice-Mayor Read and seconded by Councilman Smith to approve the bid from Freedom Ford of McAlester for the purchase of three (3) new and unused 2015 Ford Police SUV's in the amount of \$120,633.55.

Before the vote, Police Chief Wansick addressed the Council informing them that on March 17, 2015, three (3) bids were received and opened. He added that after review of all bids the difference between Freedom Ford and the lowest bid was \$476.55 and since Freedom Ford was a local business the recommendation was to award the bid to Freedom Ford.

After discussion concerning the "Competitive Purchasing Act", its requirements, and possibly developing written criteria that would clarify the City's preference in the future, the vote was taken as follows:

AYE: Councilman Read, Smith, Karr, Garvin & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

9. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and a contractor to be named for the construction of road and infrastructure improvements related to CIP#4, which includes a segment of South Avenue from a point two hundred feet west of Strong Boulevard, to a point one hundred eighty feet east of Franklin Street, and a segment of Sixth Street from Chadick Park to Chickasaw Avenue. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*

Executive Summary

The recommendation is to enter into an agreement with a contractor to be named for the construction of road and infrastructure improvements related to CIP#4, which includes a segment of South Avenue from a point two hundred feet west of Strong Boulevard, to a point one hundred eighty feet east of Franklin Street, and a segment of Sixth Street from Chadick Park to Chickasaw Avenue.

Director Modzelewski addressed the Council reviewing a summary of the CIP Bond Construction Funds. He commented that one (1) bid, for CIP #4, had been received and opened on March 24, 2015 and that Poe & Associates, the City's consulting engineer for this project had reviewed the Bid Documents and recommended that Carstenson Contracting, Inc. be awarded the project. he also stated that this project had two (2) areas of construction and staff was recommending that the first area, South Avenue from a point two hundred feet west of Strong Boulevard, to a point one hundred eighty feet east of Franklin Street, be awarded to Carstenson and then after completion of that area then the City review what is left in the bond funds to determine what could be done on the second construction area.

There was discussion among the Council, Director Modzelewski, Attorney Ervin and Manager Stasiak regarding documents that were not included in the agenda packet, if the whole contract were awarded if the funds would be totally used, how waiting two (2) weeks would affect the project, how long the City had to officially award the bid, calling a Special meeting later in the week to address this matter or recessing the meeting and reconvening it tomorrow.

Mayor Harrison stated that the Council would proceed to the next item and determine later how this item would be handled.

10. Consider and act upon, Change Order No. 2 to the contract with T. McDonald Construction, Inc for the construction of Second Street Improvements and authorize the Mayor to sign Change Order No. 2 resulting in the addition of eleven (11) days. *(John C. Modzelewski, P.E., City Engineer and Public Works Director)*

Executive Summary

Motion to approve Change Order No. 2 to the contract with T. McDonald Construction, Inc and authorizing the Mayor to sign the Change Order changing the Contract Substantial Completion to October 26, 2015.

A motion was made by Councilman Smith and seconded by Vice-Mayor Read to approve Change Order No. 2 to the contract with T. McDonald Construction, Inc for the construction of Second Street Improvements and authorize the Mayor to sign Change Order No. 2 resulting in

the addition of eleven (11) days, changing the Contract Substantial Completion to October 26, 2015.

Before the vote, Director Modzelewski addressed the Council explaining that this Change Order addressed the adverse weather conditions during the months of February and March.

Councilman Garvin commented on a fire hydrant problem at Cathy & Associates and asked if it would be fixed during the project. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smith, Read, Garvin, Karr & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

11. Consider and act upon, an Ordinance of the City of McAlester, Oklahoma, amending Section 2-258.4, Emergency Fund, and declaring an emergency. (*Steve Harrison, Mayor*)

Executive Summary

Motion to approve and act upon an Ordinance amending Section 2-258.4, Emergency Fund.

#### **ORDINANCE NO. 2534**

#### **AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING SECTION 2-258.4, EMERGENCY FUND.**

A motion was made by Councilman Karr and seconded by Councilman Garvin to approve **ORDINANCE NO. 2534**, amending Section 2-258.4, Emergency Fund.

Before the vote, Mayor Harrison explained that this was the change that had been discussed at the previous meeting, so the City did not have to take the Fund balance down to zero before the Emergency Fund could be accessed.

After discussion among the Council regarding the reason the original language had been used, if not changed what might happen if the Fund was not used during a true emergency and then if a non-emergency situation occurred, and the reluctance of some to make any change to the Emergency Fund, the vote was taken as follows:

AYE: Councilman Karr, Garvin, Smith & Mayor Harrison

NAY: Vice-Mayor Read

Mayor Harrison declared the motion carried.

Councilman Smith moved to approve the EMERGENCY CLAUSE, seconded by Councilman Garvin. There was no discussion, and the vote was taken as follows:

AYE: Councilman Smith, Garvin, Karr & Mayor Harrison

NAY: Vice-Mayor Read

Mayor Harrison declared the motion failed.

### **New Business**

There was no new business.

### **City Manager's Report**

- Report on activities for the past two weeks.

Manager Stasiak reported that the election to authorize the City to refinance some of its' Bond debt had passed by a seventy-five percent (75%) margin. He informed them that the Bond Council had been working with several banks and the Council may need to have a Special Meeting, to address a possible refinancing, this Thursday. He stated that City crews were still working on CIP #1, the City had advertised for bids to complete the project which would be opened on May 5<sup>th</sup> and hopefully would have a contractor to finish the work. He commented that the body cams for the Police Department had arrived and were planned to be in service this week.

### **Remarks and Inquiries by City Council**

Councilman Garvin, Karr and Smith did not have any comments for the evening.

Vice-Mayor Read commented that when contracts are brought before the Council for renewal he would like to see a brief overview of last contract and he asked if the new design for the Highway 69 Bypass been completed and was there a date of when it would be started.

Manager Stasiak informed the Council that there was a conceptual design but it would be three (3) to four (4) months before there were any plans. He explained the maintenance that the State had planned for the Bypass. He added that construction was still two (2) to three (3) years out.

### **Mayor's Comments and Committee Appointments**

Mayor Harrison informed the Council that he had received a letter from the Oklahoma Historical Society stating that the Down Town Historic District had been placed in the National Register of Historical Places and he hoped that later there would be a more formal recognition ceremony later. He then stated that a week from tomorrow there would be an event at the Kiamichi Tech Center called an "Evening with Colonel Dalessio". Mayor Harrison explained that he was the Commander of the McAlester Army Ammunition Plant and he would be talking about what the Plant did for the community and possible job opportunities.

### **Recess Council Meeting**

Mayor Harrison asked for a motion to recess the Regular Meeting to convene the Authorities. Vice-Mayor Read moved to recess the Regular Meeting and convene the Authorities. The

motion was seconded by Councilman Karr. There was no discussion, and the vote was taken as follows:

AYE: Councilman Read, Karr, Garvin, Smith & Mayor Harrison  
NAY: None

Mayor Harrison declared the motion carried and the meeting was recessed at 7:42 P.M.

#### Reconvene Council Meeting

The Regular Meeting was reconvened at 7:43 P.M.

Councilman Karr moved to recess the Regular Meeting for an Executive Session in accordance with Title 25, Sec. 307.B.2, to discuss negotiations concerning employees and representatives of employee groups: FOP & IAFF. The motion was seconded by Councilman Smith and the vote was taken as follows:

AYE: Councilman Karr, Smith, Garvin, Read & Mayor Harrison  
NAY: None

Mayor Harrison declared the motion carried and the Regular Meeting was recessed at 7:43 P.M.

#### 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 & IAFF

#### Reconvene into Open Session

The Regular Meeting was reconvened at 8:23 P.M. Mayor Harrison reported that the Council had recessed the Regular Meeting for an Executive Session in accordance with Title 25, Sec. 307.B.2, to discuss negotiations concerning employees and representatives of employee groups: FOP & IAFF. Only that matter was discussed, no action was taken and the Council returned to open session at 8:23 P.M., and this constituted the Minutes of the Executive Session.

Mayor Harrison stated that the Council would go back to Item 9 of the agenda and that Director Modzelewski had furnished the Council with additional information.

After discussion concerning the information the information that had been given to the Council, completing the construction on South Street verifying what funds were left to work on 6<sup>th</sup> Street, working with the School on helping to fund some of the work in the South Street area, when the construction would begin, if it would be completed before school started next fall and if the Council was voting on the entire CIP #4 project. A motion was made by Mayor Harrison to award contract for the South Avenue portion of CIP #4 to Carstenson Contracting, Inc. in the amount of \$2,942,565.20. The motion was seconded by Vice-Mayor Read and the vote was taken as follows:

AYE: Councilman Read, Karr, Garvin, Smith & Mayor Harrison  
NAY: None

Mayor Harrison declared the motion carried.

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

AYE: Councilman Smith, Garvin, Read, Karr & Mayor Harrison  
NAY: None

Mayor Harrison declared the motion carried, and the meeting was adjourned at 8:33 P.M.

ATTEST:

\_\_\_\_\_  
Steve Harrison, Mayor

\_\_\_\_\_  
Cora Middleton, City Clerk