



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, December 22, 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**

#### **ROLL CALL**

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## **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 November 24, 2015, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for December 2, 2015 through December 15, 2015. *(Toni Ervin, Chief Financial Officer)*
- C. Consider and act upon, receipt of the following permit from the Oklahoma Department of Environmental Quality (ODEQ) to serve the City of McAlester: Permit No. WT000061150884 for the construction of a new polyphosphate feed system, including a 1200 gallon bulk storage tank, 40 gallon day tank, and pre-engineered feed pump system. *(Peter Stasiak, City Manager)*
- D. Approve and authorize the Mayor to sign a Resolution directing the filing and notification for the publication of Supplement Number 19 to the McAlester City Code of 1972. *(Cora Middleton, City Clerk)*
- E. Consider and act upon, authorization of payment to Barnett Oil & Gas Construction, Inc., Invoice # 30781, in the amount of \$500.00, for the removal and replacement of an awning at Will Rogers School related to CIP#4 and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*

## **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 CHAPTER 106, ARTICLE V, STORMWATER UTILITY PROGRAM, SECTION 106-401. PURPOSE; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE BILLING DATE OF FEBRUARY 1, 2016.**

## SCHEDULED BUSINESS

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1. Consider and act upon, acceptance of the bid amount of \$144,874.54 from B&S Construction and Trucking Co. LLC and authorize the Mayor to sign the Notice of Award and the Construction Agreement with B&S Construction and Trucking Co. LLC for the construction of the Belmont Trail Project. *(Leroy Alsup, Community and Economic Development Director)*

### Executive Summary

Motion to approve and to authorize the Mayor to sign the Notice of Award and the Construction Agreement with B&S Construction and Trucking Co. LLC in the sum of \$144,874.54 for the construction of the Belmont Trail Project.

2. Consider and act upon, authorizing the Mayor to sign a Professional Services Agreement with Infrastructure Solutions Group, LLC dba Mehlburger Brawley for engineering services, construction management services and testing, and to provide Resident Project Representative services required for the CIP#4A (Sixth Street) Project. *(Peter Stasiak, City Manager)*

### Executive Summary

Motion to approve and authorize the Mayor to sign the Professional Services Agreement with Infrastructure Solutions Group, LLC dba Mehlburger Brawley for services to complete work required for CIP #4A (Sixth Street) Project.

3. Consider and act upon, authorizing the Mayor to sign the Final and Contractor's Pay Estimate No. 3 for the contract with Holland Backhoe, Inc. to construct the 20-inch Water Main Relocation at Talawanda Lake No. 2, and accept the project as completed. *(Peter Stasiak, City Manager)*

### Executive Summary

Motion to approve final payment of \$98,671.00 for the 20-inch Water Main Relocation at Talawanda Lake No. 2 to Holland Backhoe, Inc. and accept the project as completed.

4. Consider and act upon, authorizing the Mayor to sign Change Order No. 5 to the contract with Carstensen Contracting, Inc. for the construction of CIP#4 Improvements. *(Peter Stasiak, City Manager)*

### Executive Summary

Motion to approve Change Order No. 5 to the contract with Carstensen Contracting, Inc. and authorizing the Mayor to sign Change Order No. 5 which includes core drilling the 6'X3' precast storm sewer box on the north end of the project to align with the 18" RCP storm at a cost of \$2,500.00.

5. Consider and act upon, authorizing the Mayor to sign Change Order No. 1 to the contract with Katcon Inc. for Illinois Ave. Drainage Improvements. *(Peter Stasiak, City Manager)*

### Executive Summary

Motion to approve Change Order No. 1 to the contract with Katcon Inc. and authorizing the Mayor to sign Change Order No. 1 which includes the installation of Sch. 40 steel conduit around the existing sewer line at a cost of \$1,868.75.

6. **TABLED FROM DECEMBER 8, 2015 MEETING:** Consider and act upon, authorizing the Mayor to sign an Ordinance amending Chapter 106, Article V, Stormwater Utility Program, Section 106-401 Purpose; repealing all conflicting ordinances; providing for a severability clause and establishing an effective billing date of February 1, 2016 .  
(*Toni Ervin, Chief Financial Officer*)

Executive Summary

Staff recommends the establishment of a Stormwater Utility Fee of \$4 service charge for each equivalent service unit.

7. **TABLED FROM DECEMBER 8, 2015 MEETING:** Consider and act upon, authorizing the Mayor to sign a resolution in agreement with Oklahoma Department of Transportation for the removal of unwarranted traffic signals on Carl Albert Parkway.  
(*Peter Stasiak, City Manager*)

Executive Summary

Staff recommends participation and authorizing the Mayor to sign the attached Resolution.

## **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 December 8, 2015, Regular Meeting of the McAlester Airport Authority. (*Cora Middleton, City Clerk*)
- Confirm action taken on City Council Agenda Item B, regarding claims ending December 15, 2015. (*Toni Ervin, Chief Financial Officer*)

- Confirm action taken on City Council Agenda Item D, to approve and authorize the Mayor to sign a Resolution directing the filing and notification for the publication of Supplement Number 19 to the McAlester City Code of 1972. *(Cora Middleton, City Clerk)*

### 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 December 8, 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 December 15, 2015. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item C, receipt of the following permit from the Oklahoma Department of Environmental Quality (ODEQ) to serve the City of McAlester: Permit No. WT000061150884 for the construction of a new polyphosphate feed system, including a 1200 gallon bulk storage tank, 40 gallon day tank, and pre-engineered feed pump system. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item D, to approve and authorize the Mayor to sign a Resolution directing the filing and notification for the publication of Supplement Number 19 to the McAlester City Code of 1972. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item E, authorization of payment to Barnett Oil & Gas Construction, Inc., Invoice # 30781, in the amount of \$500.00, for the removal and replacement of an awning at Will Rogers School related to CIP#4 and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 1, acceptance of the bid amount of \$144,874.54 from B&S Construction and Trucking Co. LLC and authorize the Mayor to sign the Notice of Award and the Construction Agreement with B&S Construction and Trucking Co. LLC for the construction of the Belmont Trail Project. *(Leroy Alsup, Community and Economic Development Director)*
- Confirm action taken on City Council Agenda Item 2, authorizing the Mayor to sign a Professional Services Agreement with Infrastructure Solutions Group, LLC dba Mehlburger Brawley for engineering services, construction management services and testing, and to provide Resident Project Representative services required for the CIP#4A (Sixth Street) Project. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 3, authorizing the Mayor to sign the Final and Contractor's Pay Estimate No. 3 for the contract with Holland Backhoe, Inc. to

construct the 20-inch Water Main Relocation at Talawanda Lake No. 2, and accept the project as completed. *(Peter Stasiak, City Manager)*

- Confirm action taken on City Council Agenda Item 4, authorizing the Mayor to sign Change Order No. 5 to the contract with Carstensen Contracting, Inc. for the construction of CIP#4 Improvements. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 5, authorizing the Mayor to sign Change Order No. 1 to the contract with Katcon Inc. for Illinois Ave. Drainage Improvements. *(Peter Stasiak, City Manager)*
- **TABLED FROM DECEMBER 8, 2015 MEETING:** Confirm action taken on City Council Agenda Item 6, authorizing the Mayor to sign an Ordinance amending Chapter 106, Article V, Stormwater Utility Program, Section 106-401 Purpose; repealing all conflicting ordinances; providing for a severability clause and establishing an effective billing date of February 1, 2016. *(Toni Ervin, Chief Financial Officer)*
- **TABLED FROM DECEMBER 8, 2015 MEETING:** Confirm action taken on City Council Agenda Item 7, authorizing the Mayor to sign a resolution in agreement with Oklahoma Department of Transportation for the removal of unwarranted traffic signals on Carl Albert Parkway. *(Peter Stasiak, City Manager)*

#### 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 November 24, 2015 Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of December, 2015. *(Toni Ervin, CFO)*

#### ADJOURN MRTA

#### **RECONVENE COUNCIL MEETING**

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#### **ADJOURNMENT**

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#### **CERTIFICATION**

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*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**