

The McAlester City Council met in a Regular session on Tuesday, January 12, 2016, at 6:00 P.M. after proper notice and agenda was posted, January 8, 2016 at 4:52 P.M.

Call to Order

Mayor Harrison called the meeting to order.

City Attorney William J. Ervin gave the invocation and led the Pledge of Allegiance.

Roll Call

Council Roll Call was as follows:

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

Staff Present: Peter J. Stasiak, City Manager; Toni Ervin, CFO; Leroy Alsup, Community & Economic Development Director; William J. Ervin, City Attorney and Cora Middleton, City Clerk

Citizens Comments on Non-Agenda Items

There were no citizens' comments.

Consent Agenda

- A. Approval of the Minutes from the December 8, 2015, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the December 22, 2015, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for December 16, 2015 through January 5, 2016. *(Toni Ervin, Chief Financial Officer)* In the following amounts: General Fund - \$71,992.83; Nutrition - \$1,029.78; State Forfeiture Fund - \$875.00; Tourism Fund - \$4,536.82; SE Expo Center - \$44,846.77; E-911 - \$2,853.39; Economic Development - \$10,986.46; Grants & Contributions - \$12,705.28; Fleet Maintenance - \$5,859.56; CIP Fund - \$432,460.60; Federal Forfeiture Fund - \$26,183.00 and Technology Fund - \$2,392.81.

- D. Accept and place on file, the Pride in McAlester Second Quarter Report for Fiscal Year 2015-2016. *(Elizabeth Megaffin, Executive Director)*
- E. Consider and act upon, authorization of payment to Carstensen Construction, Inc., Contractor's Application for Payment #4, in the amount of \$82,815.77, for the construction of road and infrastructure improvements related to CIP#4 6th Street and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- F. Consider and act upon, authorization of payment to T. McDonald Construction, Inc., Contractor's Application for Payment #14, in the amount of \$208,844.28, for the construction of road and infrastructure improvements related to CIP#3 and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- G. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-15-02-04, in the amount of \$ 20,075.00, for Professional Services related to Washington Avenue Pavement Reconstruction and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- H. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-14-06-14, in the amount of \$2,583.00, for Construction Management and Resident Project Representative Services related to CIP#3 and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- I. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-16-02-01, in the amount of \$3,805.00, for Engineering Services related to CIP#4 Final Quantity Audit and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- J. Consider and act upon, authorization of payment to Bob Howard Auto Group in the amount of \$26,183.00 for one new and unused 2016 Dodge 4X4 Crew Cab Special Service Vehicle for the Police Narcotics Division on State of Oklahoma Vehicle Contract SW035 pursuant to Section 2-275 of the McAlester City Code. *(Toni Ervin, Chief Financial Officer)*
- K. Consider and act upon, authorizing the Mayor to sign a Disaster Emergency Proclamation for the City of McAlester due to flash flooding having occurred within McAlester on December 26, 2015 causing considerable damage to public and private properties. *(Peter Stasiak, City Manager)*
- L. Consider and act, to amend and approve the contract for legal services between the City of McAlester, Oklahoma and Ervin & Ervin, Attorneys at Law, L.L.P. *(Joe Ervin, City Attorney)*

Councilman Smith requested that Items “I and L” be removed for individual consideration.

A motion was made by Councilman Smith and seconded by Councilman Titsworth to approve Consent Agenda items “A through H and J and K”.

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

AYE: Councilman Smith, Titsworth, Karr, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

Items Removed from Consent Agenda

- I. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-16-02-01, in the amount of \$3,805.00, for Engineering Services related to CIP#4 Final Quantity Audit and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*

Councilman Smith moved to authorize payment to Infrastructure Solutions Group, LLC; dba Mehlburger Brawley, Invoice # MC-16-02-01, in the amount of \$3,805.00, for Engineering Services related to CIP#4 Final Quantity Audit and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. The motion was seconded by Councilman Titsworth.

Before the vote, there was a brief discussion concerning the projects’ completion and if everything was satisfactory. The vote was then taken as follows:

AYE: Councilman Smith, Titsworth, Karr, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

- L. Consider and act, to amend and approve the contract for legal services between the City of McAlester, Oklahoma and Ervin & Ervin, Attorneys at Law, L.L.P. *(Joe Ervin, City Attorney)*

A motion was made by Councilman Smith and seconded by Councilman Karr to amend and approve the contract for legal services between the City of McAlester, Oklahoma and Ervin & Ervin, Attorneys at Law, L.L.P.

Before the vote, Councilman Smith commented that according to the City Charter the Council hired the City Attorney and he asked if any of the Council were interested in conducting an evaluation before approving another contract. He then inquired about the duties of the Paralegal.

Attorney Ervin explained that in the fiscal year 2015-2016 budget funds had been added to the legal line item to hire a paralegal. He commented that one had not been found until December. He added that the individual that had been hired had graduated from an accredited program and if this worked out, the individual would transition into City employment at the beginning of the 2016-2017 fiscal year.

After discussion among the Council, Manager Stasiak and Attorney Ervin concerning the paralegals duties, how she would be the City's contact with the Attorney's office, possibility of hiring an in-house attorney and how this might help with the backlog of work in the attorney's office, Councilman Smith moved to postpone this item until the next meeting. The motion was seconded by Councilman Karr and the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

A motion was made by Councilman Smith and seconded by Councilman Karr to open a Public Hearing to address three (3) Ordinances.

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

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried and the Public Hearing was opened at 6:23 P.M.

Public Hearing

AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2538 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2015-16; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF MCALESTER, OKLAHOMA AMENDING THE FOLLOWING SECTIONS 18-51; 18-53; 18-141; 18-216; 18-217; 18-242 and 18-249; REPEALING ALL CONFLICTING ORDINANCES AND DECLARING AN EMERGENCY.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF MCALESTER, OKLAHOMA AMENDING SECTION 50-51; REPEALING ALL CONFLICTING ORDINANCES AND DECLARING AN EMERGENCY.

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

AYE: Councilman Karr, Smith, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried and the Public Hearing was closed at 6:24 P.M.

Scheduled Business

1. Consider and act upon, an Ordinance amending Ordinance No. 2538 which established the budget for fiscal year 2015-16; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

Motion to approve the budget amendment ordinance.

ORDINANCE NO. 2555

AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2538 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2015-16; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

A motion to approve **ORDINANCE NO. 2555** was made by Councilman Smith and seconded by Councilman Karr.

Before the vote, CFO Ervin addressed the Council reviewing the exhibit for the amendment and explained this would appropriate funds to repair the flood damage to sections of the Sandy Creek Canal.

After a brief discussion concerning the location of the projects, if the bridge that was to be removed would be replaced and creating a plan to address problems that affect the canal walls, the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

A motion to approve the EMERGENCY CLAUSE was made by Councilman Karr and seconded by Councilman Barnett. There was no discussion, and the vote was taken as follows:

AYE: Councilman Karr, Barnett, Smith, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

2. Consider and act upon, acceptance of the bid amount of \$119,038.01 from Sunrise Construction of Eufaula, Oklahoma and authorize the Mayor to sign the Notice of Award and the Construction Agreement with Sunrise Construction of Eufaula for the Sandy Creek Canal Wall, 2016 Project #1. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve and to authorize the Mayor to sign the Notice of Award and the Construction Agreement with Sunrise Construction of Eufaula in the amount of \$119,038.01 for construction of the Sandy Creek Canal Wall, 2016 Project #1.

A motion was made by Councilman Karr and seconded by Councilman Barnett to accept the bid amount of \$119,038.01 from Sunrise Construction of Eufaula, Oklahoma and authorize the Mayor to sign the Notice of Award and the Construction Agreement with Sunrise Construction of Eufaula for the Sandy Creek Canal Wall, 2016 Project #1.

Before the vote, there was a brief discussion concerning the amount of canal wall that had been affected by the flood water, the very low bid figures and if the consulting engineering firm was confident with the numbers and the contractor.

The vote was then taken as follows:

AYE: Councilman Karr, Barnett, Smith, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

3. Consider and act upon, acceptance of the bid amount of \$109,057.00 from KATCON, Inc. and authorize the Mayor to sign the Notice of Award and the Construction Agreement with KATCON, Inc. for Miscellaneous Contract 2015 #2. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve and to authorize the Mayor to sign the Notice of Award and the Construction Agreement with KATCON, Inc. in the amount of \$109,057.00 for Miscellaneous Contract 2015 #2.

A motion was made by Councilman Smith and seconded by Councilman Karr to approve the bid amount of \$109,057.00 from KATCON, Inc. and authorize the Mayor to sign the Notice of Award and the Construction Agreement with KATCON, Inc. for Miscellaneous Contract 2015 #2.

Before the vote, Manager Stasiak informed the Council that this was the second bid on this item because the City had not been comfortable with the results of the first bid.

After a brief discussion concerning the contractor's familiarity with Change Orders and what this contract was for, the vote was taken as follows:

AYE: Councilman Smith, Karr, Titsworth, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

4. Consider and act upon, authorizing the Mayor to sign Change Order No. 13 to the contract with Carstensen Contracting, Inc. for the Final Cleanup of Quantities on CIP#4. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve Change Order No. 13 to the contract with Carstensen Contracting, Inc. and authorizing the Mayor to sign Change Order No. 13 in the amount of (\$44,182.40) for Final Cleanup of Quantities on CIP#4.

A motion was made by Councilman Karr and seconded by Councilman Smith to approve and authorize the Mayor to sign Change Order No. 13 in the amount of (\$44,182.40) for Final Cleanup of Quantities on CIP#4.

Before the vote, Manager Stasiak explained that construction on South Street had been completed and the final walk through had been performed. He added that this Change Order resulted in a \$44,182.40 deduction from the original contract.

Dale Burke, P.E., President of Infrastructure Solutions Group, LLC dba Mehlburger Brawley informed the Council that everything was in order with the project. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Karr, Smith, Titsworth, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

5. Consider and act upon, authorizing the Mayor to sign the Final and Contractor's Pay Estimate No. 8 for the contract with Carstensen Contracting, Inc. for construction services on CIP#4 and accept the project as completed. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve final payment of \$156,730.21 for CIP#4 and accept the project as completed.

A motion was made by Councilman Smith and seconded by Councilman Karr to authorize the Mayor to sign the Final and Contractor's Pay Estimate No. 8 for the contract with Carstensen Contracting, Inc. for construction services on CIP#4 and accept the project as completed.

Before the vote, Manager Stasiak informed the Council that this project was complete and this was the final payment.

Councilman Smith inquired about how the road behind Will Rogers School was working out. Manager Stasiak stated that it had worked out very well and was still being used. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

6. Consider and act upon, authorizing the Mayor to sign Change Order No. 2 to the contract with Katcon Inc. for Illinois Ave. Drainage Improvements. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve Change Order No. 2 to the contract with Katcon Inc. and authorizing the Mayor to sign Change Order No. 2 which extends the completion date to January 22, 2016 by adding 9 days due to inclement weather.

A motion was made by Councilman Smith and seconded by Councilman Karr to approve and authorize the Mayor to sign Change Order No. 2 which extends the completion date to January 22, 2016 by adding 9 days due to inclement weather.

Before the vote, Manager Stasiak informed the Council that this Change Order was due to the most recent rain storm and that it added nine (9) days to the contract.

Mayor Harrison inquired about the dates and if this completed the rain days. Manager Stasiak stated that he would verify the dates. There was no further discussion, and the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

7. Consider and act upon, authorizing the Mayor to sign Change Order No. 8 to the contract with T. McDonald Construction Inc. for CIP#3 Second Street Improvements. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve Change Order No. 8 to the contract with T. McDonald Construction Inc. and authorizing the Mayor to sign Change Order No. 8 in the amount of \$3,948.00 and adding 5 working days to the completion date.

A motion was made by Councilman Karr and seconded by Councilman Smith to approve and authorize the Mayor to sign Change Order No. 8 to the contract with T. McDonald Construction Inc., for CIP#3 Second Street Improvements, in the amount of \$3,948.00 and adding 5 working days to the completion date.

Before the vote, Manager Stasiak informed the Council that he would turn this item over to Dale Burke, P.E., President Infrastructure Solutions Group, LLC.

Mr. Burke addressed the Council explaining that this driveway had been poured at the address and afterward started receiving complaints from the owner of cars dragging their bottoms when pulling onto the driveway. He stated that they had reviewed the plans and want to redo the driveway as it was originally. He added that they would make the necessary adjustments to remain ADA compliant.

After a brief discussion concerning the number, if any, of other driveways that had encountered this problem and how the company planned on addressing the problem, the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

8. 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, Fire Chief*)

Executive Summary

Motion to approve the purchase of a new SCBA Mask. The cost of the masks not to exceed \$900.00. 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.

A motion was made by Councilman Smith and seconded by Councilman Karr to approve the purchase of a new SCBA Mask, not to exceed \$900.00 and 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.

Before the vote, Chief Brewer addressed the Council explaining that the new replacement mask was for one of the new firefighters.

After a brief discussion concerning the new recruits mask, at what amount are bids obtained and this item being handled by only one company, the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

9. 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, Fire Chief*)

Executive Summary

Motion to approve the purchase of walkie batteries. The cost of the batteries not to exceed \$800.00. 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.

Councilman Karr moved to approve purchase of walkie batteries not to exceed \$800.00 and to be made with the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services. The motion was seconded by Councilman Smith.

Before the vote, Chief Brewer addressed the Council stating that the batteries were for the hand held radios. There was no other discussion, and the vote was taken as follows:

AYE: Councilman Smith, Karr, Titsworth, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

10. 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, Fire Chief*)

Executive Summary

Motion to approve the cost of equipment necessary for a ropes rescue team. Funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services. Approx. cost \$5000.00.

A motion was made by Councilman Smith and seconded by Karr to approve the cost of equipment necessary for a ropes rescue team, approximate cost of \$5,000.00 and purchase to be made out of the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services.

Before the vote, there was discussion concerning the equipment to be purchased, the varying equipment lists and companies for the equipment, and if only one company was to be ordered from.

Councilman Smith moved to table this item until the next meeting. The motion was seconded by Councilman Karr and the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

11. Consider and act upon, an ordinance amending the Code of Ordinances, City of McAlester, Oklahoma amending the following Sections 18-51; 18-53; 18-141; 18-216: 18-217; 18-242 And 18-249; repealing all conflicting ordinances and declaring an emergency. (*Leroy Alsup, Community and Economic Development Director, George Estrada, Building Inspector*)

Executive Summary

Motion to act upon and approve the above ordinance amending the following Sections 18-51; 18-53; 18-141; 18-216: 18-217; 18-242 and 18-249; repealing all conflicting ordinances and declaring an emergency and authorizing the Mayor to sign the ordinance.

ORDINANCE NO. 2556

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF MCALESTER, OKLAHOMA AMENDING THE FOLLOWING SECTIONS 18-51; 18-53; 18-141; 18-216: 18-217; 18-242 and 18-249; REPEALING ALL CONFLICTING ORDINANCES AND DECLARING AN EMERGENCY.

A motion was made by Councilman Karr and seconded by Councilman Smith to approve **ORDINANCE NO. 2556**, amending Chapter 18 of the City of McAlester's Code of Ordinances.

Before the vote, Director Alsup addressed the Council explaining that effective November 1, 2015, the Oklahoma Uniform Building Code Commission adopted several new additions of the Building Codes published by the International Code Council (ICC) and to remain current with State Codes the City of McAlester was adopting those same additions.

After a brief discussion concerning why the fee structure had not changed and if permits were verified for all construction sites, the vote was taken as follows:

AYE: Councilman Karr, Smith, Titsworth, Barnett & Mayor Harrison
NAY: None

Mayor Harrison declared the motion carried.

Councilman Karr moved to approve the EMERGENCY CLAUSE. The motion was seconded by Councilman Titsworth and the vote was taken as follows:

AYE: Councilman Karr, Titsworth, Barnett, Smith & Mayor Harrison
NAY: None

Mayor Harrison declared the motion carried.

12. Consider and act upon, an ordinance amending the Code of Ordinances, City of McAlester, Oklahoma amending Article III Fire Prevention Code, Section 50-51; repealing all conflicting ordinances and declaring an emergency. (*Brett Brewer, Fire Chief*)

Executive Summary

Motion to act upon and approve the above ordinance amending Article III Fire Prevention Code, Section 50-51; repealing all conflicting ordinances and declaring an emergency and authorizing the Mayor to sign the ordinance.

ORDINANCE NO. 2557

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF MCALESTER, OKLAHOMA AMENDING SECTION 50-51; REPEALING ALL CONFLICTING ORDINANCES AND DECLARING AN EMERGENCY.

A motion was made by Councilman Smith and seconded by Councilman Karr to approve **ORDINANCE NO. 2557**, amending Chapter 50 of the City of McAlester's Code of Ordinances.

Before the vote, Chief Brewer addressed the Council explaining that the International Fire Code, 2015 edition had been adopted by the Oklahoma Uniform Building Code Commission on November 1, 2015 and in order to stay in line with the new regulations the City of McAlester needed to adopt the new edition also. There was no discussion, and the vote was taken as follows:

AYE: Councilman Smith, Karr, Barnett, Titsworth & Mayor Harrison
NAY: None

Mayor Harrison declared the motion carried.

Councilman Karr moved to approve the EMERGENCY CLAUSE. The motion was seconded by Councilman Titsworth and the vote was taken as follows:

AYE: Councilman Karr, Titsworth, Barnett, Smith & Mayor Harrison
NAY: None

Mayor Harrison declared the motion carried.

13. **TABLED FROM DECEMBER 22, 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

Per the request of ODOT, Staff recommends tabling this item until the January 26th Meeting due to the additional calculations previously requested being incomplete at this time. Estimates on the additional Ped Crossing and the 80-20/50-50 split are currently being worked.

Mayor Harrison commented that per the agenda report it was suggested that this item be tabled again because ODOT had not completed their calculations that had been previously requested.

After a brief discussion concerning the analysis of the traffic signals in question and the money that had been allotted by the State to help in the funding of this project, Councilman Karr moved to table this item until the next meeting. The motion was seconded by Councilman Smith and the vote was taken as follows:

AYE: Councilman Karr, Smith, Barnett, Titsworth & Mayor Harrison
NAY: None

Mayor Harrison declared the motion carried.

14. Consider and act upon, a resolution setting the election dates for Wards 1, 3, 5 and Mayor. *(Joe Ervin, City Attorney)*

Executive Summary

Motion to approve resolution setting the election dates for Wards 1, 3, 5 and Mayor.

A motion was made by Councilman Karr and seconded by Councilman Smith to approve RESOLUTION NO. 16-01, calling and setting the election dates for Wards 1, 3, 5 and Mayor.

Before the vote, Attorney Ervin addressed the Council explaining what had occurred with the previous Resolution, the changes in the State of Oklahoma's election laws, how those changes affected municipalities and what the filing dates for an April 5, 2016 election should.

Mayor Harrison asked if the previous Resolution needed to be rescinded and Attorney Ervin commented that it did not.

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

AYE: Councilman Karr, Smith, Barnett, Titsworth & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried.

New Business

There was no new business.

City Manager's Report

- Report on activities for the past two weeks.

Manager Stasiak reported that reports on CIP #4-A, 6th Street is ahead of schedule and weather permitting the street should be open by February 14th. He stated that CIP #3 had been delayed because of weather, at the next Regular Council meeting the City was required, by Charter, to do the Mid-Year Budget Review and during that review the City would be bringing forward funding for additional projects for the Council's consideration. He added that he would be leaving at 11:00 A.M. on Wednesday to attend the City Managers Association of Oklahoma's Conference in Norman and he would be returning Friday around 3:00 P.M.

Remarks and Inquiries by City Council

Councilmen Karr, Smith, Titsworth and Barnett did not have any comments for the evening.

Mayor's Comments and Committee Appointments

Mayor Harrison did not have any comments for the evening.

Recess Council Meeting

Mayor Harrison asked for a motion to recess the Regular Meeting to convene the Authorities. Councilman Smith moved to recess the Regular Meeting and convene the Authorities. The motion was seconded by Councilman Titsworth.

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

AYE: Councilman Smith, Titsworth, Karr, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried and the meeting was recessed at 7:13 P.M.

Reconvene Council Meeting

The Regular Meeting was reconvened at 7:15 P.M.

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 Titsworth.

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

AYE: Councilman Smith, Titsworth, Karr, Barnett & Mayor Harrison

NAY: None

Mayor Harrison declared the motion carried, and the meeting was adjourned at 7:16 P.M.

ATTEST:

Steve Harrison, Mayor

Cora Middleton, City Clerk