



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, July 26, 2016 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

John Browne	Mayor
Weldon Smith	Ward One
Vacant	Ward Two
Travis Read	Ward Three
Robert Karr, Vice Mayor	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 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

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 June 28, 2016, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for July 6, 2016 through July 19, 2016. *(Toni Ervin, Chief Financial Officer)*
- C. Consider and act upon, a request from Savanna Public School, to partner with them for the rental fee for the use of the Southeast Expo Center for their ACT Testing on September 27, 2016. *(Jerry Lynn Wilson, EXPO Center Manager)*
- D. Consider and act upon, a request from Eastern Oklahoma State College, E.O.S.C., to partner with them for the rental fee for the use of the Southeast Expo Center for their ACT Prep event, November 30, 2016. *(Jerry Lynn Wilson, EXPO Center Manager)*

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. Discussion on possible City participation for funding of ball fields in the Town of Alderson. *(Jason Barnett, Councilman Ward Six)*

Executive Summary
Discussion

- 2. Discussion and possible action to approve a Contract for Services between the City of McAlester, the McAlester Chamber of Commerce, the McAlester Defense Support Services, Inc. and the McAlester Defense Support Association. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve and act upon authorizing the Mayor to sign a Contract for Services between the City of McAlester, the McAlester Chamber of Commerce, the McAlester Defense Support Services, Inc. (MDSS) and the McAlester Defense Support Association (MDSA).

3. Consider and act upon, accepting Change Order #1 from KATCON, Inc. on the Swan Lane Drainage Improvements Project for 20 additional work days due to those lost as a result of rain delays. *(Peter Stasiak, City Manager)*

Executive Summary

The recommendation is to accept Change Order #1 from KATCON, Inc. for 20 additional work days due to rain or conditions too wet to work. Completion date will be rescheduled from June 22nd to July 12th as a result of this change order. There is no change in contract price.

4. Consider and act upon, acceptance of the Certificate of Substantial Completion and the Contractors Final Pay Estimate from KATCON, Inc. on the Swan Lane Drainage Improvements Project and authorizing the Mayor to sign the Certificate of Substantial Completion and the Contractors Final Pay Estimate for \$54,916.00. *(Peter Stasiak, City Manager)*

Executive Summary

The recommendation is to accept the Certificate of Substantial Completion and the Contractors Final Pay Estimate from KATCON, Inc. in the amount of \$54,916.00 and authorizing the Mayor to sign both documents.

5. Consider and act upon, accepting Change Order #10 for a deduction in the amount of (\$13,986.00) from T. McDonald Construction Inc. for CIP#3, Second Street Improvements, and authorizing the Mayor to sign the Change Order to T. McDonald Construction Inc. for the full amount. *(Peter Stasiak, City Manager)*

Executive Summary

The recommendation is to agree upon the Change Order #10 in the amount of (\$13,986.00), for CIP#3, Second Street Improvements and authorizing the Mayor to sign the change order for the full amount.

6. Consider and act upon, acceptance of the Certificate of Substantial Completion and the Contractors Final Pay Estimate No. 17 from T. McDonald Construction, Inc. on CIP#3, Second Street Improvements and authorizing the Mayor to sign the Certificate of Substantial Completion and the Contractors Final Pay Estimate No. 17 for \$162,177.71. *Peter Stasiak, City Manager)*

Executive Summary

The recommendation is to accept the Certificate of Substantial Completion and the Contractors Final Pay Estimate from T. McDonald Construction, Inc. in the amount of \$162,177.71 and authorizing the Mayor to sign both documents.

7. **TABLED FROM JUNE 14TH MEETING:** Consider and act upon, approval and adoption of the Application, Leasing Guidelines, Rules and Regulations, and Waiver of Liability Release Form to be implemented for the use of the Fox-Sheehan Memorial Firing Range. *(Gary Wansick, Chief of Police)*

Executive Summary

Staff recommends approval and adoption of the Leasing Guidelines and Waiver of Liability Release Form to be implemented for the use of the Fox-Sheehan Memorial Firing Range.

8. Discussion and update on Financials. (Toni Ervin, Chief Financial Officer)**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 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 July 12, 2016, Regular Meeting of the McAlester Airport Authority. (Cora Middleton, City Clerk)
- Confirm action taken on City Council Agenda Item B, regarding claims ending July 19, 2016. (Toni Ervin, 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 12, 2016, Regular Meeting of the McAlester Public Works Authority. (Cora Middleton, City Clerk)

- Confirm action taken on City Council Agenda Item B, regarding claims ending July 19, 2016. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 3, acceptance of Change Order #1 from KATCON, Inc. on the Swan Lane Drainage Improvements Project for 20 additional work days due to those lost as a result of rain delays. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, acceptance of the Certificate of Substantial Completion and the Contractors Final Pay Estimate from KATCON, Inc. on the Swan Lane Drainage Improvements Project and authorizing the Mayor to sign the Certificate of Substantial Completion and the Contractors Final Pay Estimate for \$54,916.00. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 5, acceptance of Change Order #10 for a deduction in the amount of (\$13,986.00) from T. McDonald Construction Inc. for CIP#3, Second Street Improvements, and authorizing the Mayor to sign the Change Order to T. McDonald Construction Inc. for the full amount. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, acceptance of the Certificate of Substantial Completion and the Contractors Final Pay Estimate No. 17 from T. McDonald Construction, Inc. on CIP#3, Second Street Improvements and authorizing the Mayor to sign the Certificate of Substantial Completion and the Contractors Final Pay Estimate No. 17 for \$162,177.71. *Peter Stasiak, City Manager)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the June 28, 2016 Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of July, 2016. *(Toni Ervin, CFO)*

ADJOURN MRTA

RECONVENE COUNCIL MEETING

EXECUTIVE SESSION

Recess into Executive Session in compliance with Section Title 25 Section 307 B.2 et.seq. Oklahoma Statutes, to wit:

1. Proposed executive session pursuant to Title 25, Sec. 307 (B) (4) for Confidential communications between a public body and its attorney concerning a pending investigations, claims, or actions, more particularly: In the Matter of The Successor Trustee of the Perpetual Care Fund of McAlester Oklahoma (CV-16-38 In The District Court of The State of Oklahoma).

2. Proposed executive session pursuant to Title 25, Sec. 307 (B) (1), to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee: 2016-2017 Goals and Objectives of City Manager Peter Stasiak.

RECONVENE INTO OPEN SESSION

- Consider and act upon, motion to approve 2016-2017 Goals and Objectives of the City Manager.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2016 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