



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, March 22, 2011 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Kevin E. Priddle Mayor
Weldon Smith Ward One
Steve Harrison Ward Two
John Browne Vice-Mayor, Ward Three
Robert Karr Ward Four
Buddy Garvin Ward Five
Sam Mason 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

Rev. Donald E. Brown, First Baptist Rentiesville

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 March 3, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the March 8, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of the Minutes from the March 8, 2011, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- D. Approval of Claims for March 9, 2011 through March 22, 2011. *(Gayla Duke, Chief Financial Officer)*
- E. Concur with Mayor’s Re-Appointment of Gayla Majors to the Housing Authority for a term to expire July 2013. *(Kevin E. Priddle, Mayor)*
- F. Concur with Mayor’s Re-Appointment of Robert Way to the Housing Authority for a term to expire March 2015. *(Kevin E. Priddle, Mayor)*

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.

- **AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2361 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2010-2011; REPEALING ALL CONFLICTING ORDINANCES; PROVID-ING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

SCHEDULED BUSINESS

- 1. Consider, and act upon, approving a request from Pride in McAlester to close a street on April 30, 2011 for the Pride in McAlester’s Award Festival, and the use of the Choctaw Parking lot on April 9, 2011 for their Household Hazardous Waste Clean Up. *(Justin Few, President-Pride in McAlester)*

Executive Summary

A motion to approve a request from Pride in McAlester to close a street on April 30, 2011 for the Pride in McAlester's Award Festival and the use of the Choctaw Parking lot for their Household Hazardous Waste Clean UP on April 9, 2011.

- 2. Consider, and act upon, authorizing the payment to GG/MG, Inc., d/b/a Landfill Equipment, to complete the necessary repairs of the Al-Jon 81K Trash Compactor. *(John C. Modzelewski, City Engineer and Public Works Director)*

Executive Summary

A motion to approve the payment of an amount to not exceed \$36,000 to complete necessary repairs of the Al-Jon 81K Trash Compactor. The repairs will be completed by GG/MG, Inc., d/b/a Landfill Equipment, upon approval and a Purchase Order authorization.

- 3. Consider, and act upon, an Agreement for the Fireworks Display with Hance Pyrotecnics or Rainbow Fireworks, Inc. for the 2011 scheduled July 4th firework show. *(Jerry Lynn Wilson, Expo Center Manager)*

Executive Summary

Approve and sign agreement for the 2011 Firework Display with Rainbow Fireworks in the amount of \$13,905.00.

- 4. Consider, and act upon, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, CFO)*

Executive Summary

This agenda item involves Ordinance No. 2361 which established the budget for fiscal year 2010-2011.

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)

REMARKS AND INQUIRIES BY CITY COUNCIL

RECESS COUNCIL MEETING

CONVENE AS McALESTER AIRPORT AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the March 8, 2011, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*

- Confirm action taken on City Council Agenda Item D, regarding claims ending March 22, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 4, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, CFO)*

ADJOURN MAU

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the March 8, 2011, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item D, regarding claims ending March 22, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, approving a request from Pride in McAlester to close a street on April 30, 2011 for the Pride in McAlester's Award Festival, and the use of the Choctaw Parking lot on April 9, 2011 for their Household Hazardous Waste Clean Up. *(Justin Few, President-Pride in McAlester)*
- Confirm action taken on City Council Agenda Item 2, authorizing the payment to GG/MG, Inc., d/b/a Landfill Equipment, to complete the necessary repairs of the Al-Jon 81K Trash Compactor. *(John C. Modzelewski, City Engineer and Public Works Director)*
- Confirm action taken on City Council Agenda Item 4, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, CFO)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the February 22, 2011, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of March 2011. *(Gayla Duke, Chief Financial Officer)*

ADJOURN MRTA

RECONVENE COUNCIL MEETING

EXECUTIVE SESSION

Recess into Executive Session in compliance with Section Title 25 Section 307 B.4 et.seq. Oklahoma Statutes, to wit:

- Title 25, Sec. 307.B.4: Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action [but only] if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation or proceeding in the public interest.

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2011 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