



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, August 23, 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

Pastor Charles Neff, United Methodist Church

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 July 26, 2011 Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the August 3, 2011 Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for August 3, 2011 through August 16, 2011. *(Toni Ervin, Interim Chief Financial Officer)*
- D. Accept and place on file the ADA Committee Projects Report for 2011. *(Mike Ward, Executive Director)*
- E. Consider and act upon, to authorize Mayor to sign a Ratification of Lease dated June 5, 2009, between First National Bank & Trust Co., McAlester, Oklahoma and City of McAlester for described equipment: *(Cora Middleton, City Clerk)*
 - 1) *One new 2008 Ford E450 Type III Ambulance with Wheeled Coach Conversion – VIN: 1FDXE45P18DA74637*
- F. Consider and act upon, to authorize Mayor to sign a Ratification of Lease dated July 28, 2010, between First National Bank & Trust Co., McAlester, Oklahoma and City of McAlester for described equipment: *(Cora Middleton, City Clerk)*
 - 1) *2011 Freightliner m2106 33000#GVW Truck chassis IN: 1FVACYBS1BDAY3398 with any and all equipment, accessories and attachments to said vehicle.*
 - 2) *One new DuraPatcher Truck Mounted Style Spray Injection Road Repair Machine.*
 - 3) *One new DuraPatcher 6,000 gal. Gravity Feed Vertical Emulsion Storage Tank.*
- G. Designate Saturday, October 22, 2011, as “Make a Difference Day” for the City of McAlester. *(Cora Middleton, City Clerk)*
- H. Concur with Mayor’s Re-Appointment of Bill Derichsweiler to the Pittsburg County Regional Expo Board for a term to expire June 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; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**
- **AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2392 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2011-2012; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**
- **A RESOLUTION ADOPTING THE CITY OF McALESTER AND McALESTER PUBLIC SCHOOLS MULTI-JURISDICTIONAL MULTI-HAZARD MITIGATION PLAN.**

SCHEDULED BUSINESS

1. 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. *(Toni Ervin, Interim City Financial Officer)*

Executive Summary

A motion to approve the budget amendment ordinance.

2. Consider, and act upon, an Ordinance amending Ordinance No. 2392, which established the budget for fiscal year 2011-2012; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Interim City Financial Officer)*

Executive Summary

A motion to approve the budget amendment ordinance.

3. Discussion and possible action, on Agreement between the City of McAlester and McAlester Public Schools for Partial Funding of \$15,000 in support of the 2012 Junior Sunbelt Baseball Classic. *(Peter J. Stasiak, City Manager)*

Executive Summary

The Junior Sunbelt Baseball Classic is an annual event sponsored by the McAlester Public Schools and the City of McAlester.

4. Consider and act upon, an Inter-Agency Agreement between the City of McAlester and the City of Krebs for Police Dispatch services for fiscal year 2011-2012. (*Jim Lyles, Chief of Police*)

Executive Summary

Motion to approve the Inter-Agency Agreement to provide dispatch services to the City of Krebs for fiscal year 2011-2012.

5. Consider and act upon, selling approximately five (5) acres of land at the Steven Taylor Industrial Park at a sale price of \$12,000 per acre. (*Peter J. Stasiak, City Manager*)

Executive Summary

Motion to approve and act upon the sale of approximately five (5) acres of land located on site C-4 at the Steven Taylor Industrial Park and authorizing the Mayor to sign the attached document.

6. Consider, and act upon, authorizing the Mayor to sign a resolution adopting the City of McAlester and McAlester Public Schools Multi-Jurisdictional Multi-Hazard Mitigation Plan. (*John C. Modzelewski, PE, City Engineer and Director of Public Works*)

Executive Summary

Motion to approve a resolution adopting the City of McAlester and McAlester Public Schools Multi-Jurisdictional Multi-Hazard Mitigation Plan.

7. Consider, and act upon, the appropriation of funds for the construction of Elks Road Improvements and Extension. (*John C. Modzelewski, PE, City Engineer and Director of Public Works*)

Executive Summary

Motion to approve and appropriate \$602,000 for the construction of Elks Road Improvements and Extension

8. Consider, and act upon, award of bid for 2009 Water and Sewer Improvements and authorizing the Mayor to enter into a construction contract, after review and approval by the City Attorney's Office, with W. Brown Enterprises, Inc., in an amount of \$200,167.50. This project is partially funded by a Community Development Block Grant from the Oklahoma Department of Commerce of \$90,630.00.

Executive Summary

Motion to award of bid for 2009 Water and Sewer Improvements and authorizing the Mayor to enter into a construction contract, after review and approval by the City Attorney's Office, with W. Brown Enterprises, Inc., in an amount of \$200,167.50.

9. Consider, and act upon, award of bid to Frontier Equipment Sales, L.L.C., for the purchase of one (1) New and Unused Combination Jet/Vacuum Sewer Cleaner.

Executive Summary

Motion to approve a \$312,500.00 bid award to Frontier Equipment Sales, L.L.C. of El Reno, Oklahoma for the purchase of one (1) New and Unused Combination Jet/Vacuum Sewer Cleaner and authorizing the City Manager to issue a purchase order to purchase the equipment

- 10. Consider and act upon, adopting a Resolution supporting application for Federal Assistance with the FAA. *(Mel Priddy, Director of Community Services)*

Executive Summary

Motion to approve a Resolution supporting application for Federal Assistance with the FAA.

- 11. Consider and act upon, authorizing the Mayor to sign an application and any other grant related documents for Federal Assistance with the FAA. *(Mel Priddy, Director of Community Services)*

Executive Summary

Motion to approve authorizing the Mayor to sign an application and all other grant related documents for Federal Assistance with FAA.

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

RECESS COUNCIL MEETING

CONVENE AS McALESTER AIRPORT AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the August 9, 2011 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending August 16, 2011. *(Toni Ervin, Interim Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, 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. *(Toni Ervin, Interim Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 2, an Ordinance amending Ordinance No. 2392 which established the budget for fiscal year 2011-2012; repealing all

conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Interim Chief Financial Officer)*

- Confirm action taken on City Council Agenda Item 6, authorizing the Mayor to sign a resolution adopting the City of McAlester and McAlester Public Schools Multi-Jurisdictional Multi-Hazard Mitigation Plan. *(John Modzelewski, PE, City Engineer and PW Director)*
- Confirm action taken on City Council Agenda Item 10, adopting a Resolution supporting application for Federal Assistance with the FAA. *(Mel Priddy, Director of Community Services)*
- Confirm action taken on City Council Agenda Item 11, authorizing the Mayor to sign an application and any other grant related documents for Federal Assistance with the FAA. *(Mel Priddy, Director of Community Services)*

ADJOURN MAA

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the August 9, 2011 Regular Meeting of the McAlester Public Works Authority *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending August 16, 2011. *(Toni Ervin, Interim Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, 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. *(Toni Ervin, Interim Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 2, an Ordinance amending Ordinance No. 2392 which established the budget for fiscal year 2011-2012; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Interim Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 5, selling approximately five (5) acres of land at the Steven Taylor Industrial Park at a sale price of \$12,000 per acre. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, authorizing the Mayor to sign a resolution adopting the City of McAlester and McAlester Public Schools Multi-Jurisdictional Multi-Hazard Mitigation Plan. *(John Modzelewski, PE, City Engineer and PW Director)*

- Confirm action taken on City Council Agenda Item 7, the appropriation of funds for the construction of Elks Road Improvements and Extension. *(John Modzelewski, PE, City Engineer and PW Director)*
- Confirm action taken on City Council Agenda Item 8, award of bid for 2009 Water and Sewer Improvements and authorizing the Mayor to enter into a construction contract, after review and approval by the City Attorney’s Office, with W. Brown Enterprises, Inc., in an amount of \$200,167.50. This project is partially funded by a Community Development Block Grant from the Oklahoma Department of Commerce of \$90,630.00. *(David Medley, Utilities Director)*
- Confirm action taken on City Council Agenda Item 9, award of bid to Frontier Equipment Sales, L.L.C., for the purchase of one (1) New and Unused Combination Jet/Vacuum Sewer Cleaner. *(David Medley, Utilities Director)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the July 26, 2011, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of August 2011. *(Gayla Duke, Chief Financial Officer)*

ADJOURN MRTA

RECONVENE COUNCIL MEETING

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