



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Monday, January 12, 2010 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

Kevin E. Priddle.....	Mayor
Chris B. Fiedler .....	Ward One
Donnie Condit.....	Ward Two
John Browne .....	Ward Three
Haven Wilkinson .....	Ward Four
Buddy Garvin .....	Vice-Mayor, Ward Five
Sam Mason .....	Ward Six
Peter J. Stasiak .....	Acting 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**

*Announce the presence of a Quorum.*

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#### **INVOCATION & PLEDGE OF ALLEGIANCE**

- Jack Hawkins, Central Christian Church

#### **ROLL CALL**

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#### **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.*

- Approval of the Minutes from the December 21, 2009, Rescheduled Regular Meeting of the McAlester City Council. (Cora Middleton, City Clerk)**

- B. Approval of the Minutes from the December 28, 2009, Special Meeting of the McAlester City Council. (Cora Middleton, City Clerk)**
- C. Approval of the Minutes from the December 30, 2009, Special Meeting of the McAlester City Council. (Cora Middleton, City Clerk)**
- D. Approval of Claims for December 22, 2009 through December 12, 2009. (Gayla Duke, Chief Financial Officer)**
- E. Concur with Mayor's appointment of J. Michael Matkin to the Planning Commission Committee for a term that expires May 2010 (Filling the unexpired term of Ralph Nepveus). (Kevin E. Priddle, Mayor)**
- F. Concur with Mayor's appointment of J. Michael Matkin to the Board of Adjustment Committee for a term that expires March 2012. (Kevin E. Priddle, Mayor)**

## **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 amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Correcting language)
- An Ordinance amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Amending Budget)
- An Ordinance amending Chapter 106 of the McAlester Code of Ordinances, by adding Section 106-77, Establishing Raw Water Sales, providing for a severability clause; and declaring an emergency.

### **SCHEDULED BUSINESS**

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- 1. Stormwater Program Update and Presentation to Mayor and City Council. (Meshek & Associates, Brandon Claybourn, PE, CFM, Project Manager)**

Executive Summary

This item involves a presentation and update on the City Stormwater Program.

- 2. Consider, and act upon, an Ordinance amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**

Executive Summary

This agenda item involves a motion, which corrects wording in the original ordinance which adopted the FY 09-10 approved budget.

3. **Consider, and act upon, an Ordinance amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**

- Exhibits A-1 through A-4.

Executive Summary

This item involves a motion to approve the budget amendment ordinance.

4. **Consider, and act upon, approving a contract with a new credit card processing company called ETS. (Gayla Duke, Chief Financial Officer)**

Executive Summary

This item involves a motion to approve and execute the ETS Merchant Application and Agreement.

5. **Consider, and act upon approving an additional contract and documentation for Intermedix, the billing and collection provider for the ambulance services. Said contract provide for electronic check processing. (Gayla Duke, Chief Financial Officer)**

Executive Summary

This item involves an approval to execute the contracts and documentation for Intermedix.

6. **Consider, and act upon, a Letter of Intent and Approval to Proceed with Audit for Performance Contracting Program for the City's water meter system upgrade with Siemens Industry, Inc. (David Medley, Utilities Director)**

Executive Summary

This item involves a motion to approve and authorize the Mayor to sign the Letter of Intent and proceed with Audit for Performance Contracting Program for the City's water meter system upgrade.

7. **Consider, and act upon, Change Order No. 3 for the 14<sup>th</sup> St. & Village Blvd. Utility Extensions Project with Bravo Construction, Inc. of Wilburton, Ok. (David Medley, Utilities Director)**

Executive Summary

This item involves a motion to authorize a change order #3 for the 14<sup>th</sup> St. & Village Blvd. Utility Extensions Project.

8. **Consider, and act upon, an Ordinance amending Chapter 106 of the McAlester Code of Ordinances, by adding Section 106-77, is establishing raw water sales, providing for a severability clause; and declaring an emergency. (David Medley, Utilities Director)**

Executive Summary

This item involves approving an ordinance amending Chapter 106 of the McAlester Code of Ordinances, by adding Section 106-77, establishing raw water sales.

9. **Report on City of McAlester's Solid Waste Collection, Removal and Disposal. (John C. Modzelewski, PE, Engineering/Public Works Director)**

Executive Summary

This item involves a report on City of McAlester's Solid Waste Collection, Removal and Disposal.

10. **Consider, and act upon, partnering with KiBois and the City of McAlester for a cardboard recycling program. ((Peter J. Stasiak, Acting City Manager)**

Executive Summary

This item involves authorizing the Mayor to sign an MOU between KiBois and the City of McAlester on a cardboard recycling program.

**NEW BUSINESS**

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*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.*

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**CITY MANAGER'S REPORT****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 December 21, 2009, Regular Meeting of the McAlester Airport Authority. (Cora Middleton, City Clerk)**
- **Confirm action taken on City Council Agenda Item D regarding claims ending January 12, 2009. (Gayla Duke, Chief Financial Officer)**
- **Confirm action taken on City Council Agenda Item 2 amending Original Ordinance No. 2327 which adopted 09-10 Budget; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**

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*Majority of a Quorum required for approval*

- **Approval of the Minutes from the December 21, 2009, Regular Meeting of the McAlester Public Works Authority. (Cora Middleton, City Clerk)**
- **Confirm action taken on City Council Agenda Item D regarding claims ending December 21, 2009. (Gayla Duke, Chief Financial Officer)**
- **Confirm action taken on City Council Agenda Item 2 amending Original Ordinance No. 2327 which adopted 09-10 Budget; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**
- **Confirm action taken on City Council Agenda Item 3 amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**

- **Confirm action taken on City Council Agenda Item 6 a Letter of Intent and Approval to Proceed with Audit for Performance Contracting Program for the City's water meter system upgrade with Siemens Industry, Inc. (David Medley, Utilities Director)**
- **Confirm action taken on City Council Agenda Item 7 Change Order No. 3 for the 14<sup>th</sup> St. & Village Blvd. Utility Extensions Project with Bravo Construction, Inc. of Wilburton, Ok. (David Medley, Utilities Director)**
- **Confirm action taken on City Council Agenda Item 8 an Ordinance amending Chapter 106 of the McAlester Code of Ordinances, by adding Section 106-77, establishing raw water sales, providing for a severability clause; and declaring an emergency. (David Medley, Utilities Director)**
- **Confirm action taken on City Council Agenda Item 10 partnering with KiBois and the City of McAlester for a cardboard recycling program. ((Peter J. Stasiak, Acting City Manager)**

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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 \_\_\_\_\_ 2009 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