



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, October 12, 2010 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington
McAlester, Oklahoma 74501

Kevin E. Priddle	Mayor
Chris B. Fiedler.....	Ward One
Steve Harrison	Ward Two
John Browne.....	Vice-Mayor, Ward Three
Robert Karr	Ward Four
Buddy Garvin.....	Ward Five
Vacant.....	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.

RECOGNITION OF CITY OF MCALESTER EMPLOYEE OF THE MONTH

- Employee of the Month for August 2010 is Timmy Don Adams, Public Works Department.
- Employee of the Month for September 2010 is Susan Wadsworth, Dispatch-Police Department.

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 Claims for September 29, 2010 through October 12, 2010. *(Gayla Duke, Chief Financial Officer)*
- B. Accept and Place on file revised Fiscal Year 2011 Budget for Southeastern Public Library System of Oklahoma. *(Cora Middleton, City Clerk)*
- C. Accept and Place on File Southeastern Public Library System of Oklahoma FY 2010 Audit. *(Cora Middleton, City Clerk)*

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.**

SCHEDULED BUSINESS

1. Discussion and possible action, the formation of an Economic Development and Arts District to promote capital investment and job creation for the community. *(Councilman, John Browne)*

Executive Summary

Discussion and possible action declaring Choctaw Avenue from Main Street to Atwood's (approximately 7th. Avenue) an Economic Development and Arts District with incentives for capital investment and job creation.

2. Consider, and act upon, a Resolution approving a change in the amortization method for the City of McAlester Defined Benefit retirement Plan and Trust. *(Gayla Duke, CFO)*

Executive Summary

A motion to approve the Resolution. In addition, the Audit and Finance Committee has recommended approval of same.

3. A Presentation of the Actuarial Report as of July 1, 2010, for the City of McAlester Defined Benefit Retirement Plan and Trust by Bruce R. Nordstrom, ASA, EA, MAAA, Principal and Senior Consulting Actuary, Apex Global Partners, Inc - Benefit Partners Division and a motion to accept and place on file the Actuarial Report. *(Gayla Duke, CFO)*

Executive Summary

This item involves a presentation and motion to accept and place the City of McAlester Actuarial Report on file.

4. Presentation by Robby Van Vekoven and possible action to partner with V-Team Productions on the Red Dirt Revival scheduled for November 27, 2010. *(Jerry Lynn Wilson, Expo Manager)*

Executive Summary

This item involves a presentation by Robby Van Vekoven and possible action to partner with V-Team Productions.

5. Consider, and act upon, a Partnership Request by Jack Hedrick for the Career & College Tour Committee for the use of the Southeast Expo Center for the College & Career Day scheduled November 3rd & set up November 2nd, 2010, by partnering with them in the amount of \$2,250.00. *(Jerry Lynn Wilson, Expo Manager)*

Executive Summary

Consider approval of Partnership Request in the amount of \$2,250.00.

6. 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

A motion to approve the budget amendment ordinance.

7. Consider, and act upon a Budget Authorization to prepare amendments to the Work Order for Professional Services to Mehlburger Brawley on the U.S. Hwy. 69 Water and Sewer Utility Relocation Project to add construction management and resident inspection services. *(David Medley, PE-Director of Utilities)*

Executive Summary

A motion to approve and authorize the City Chief Financial Officer to perform Budget Amendments as set out below and transfer into the CIP fund to add funds for the costs of the construction management and resident inspection services for a total amount of \$44,600.

8. Consider, and act upon a revised work order for Mehlburger Brawley Corporation for engineering services required for the design of construction of the U.S. 69 Water and Sewer Utilities Relocation ODOT State Job No. 14999(06) as required by the Oklahoma Department of Transportation. *(David Medley, PE-Director of Utilities)*

Executive Summary

A motion to approve and authorize the Mayor to sign the revised work order for Mehlburger Brawley to complete work required for U.S. 69 Utility Relocate, ODOT State Job No.14999 (04) for a Total Not To Exceed fee of \$50,000 for the engineering and \$44,600 for the residential inspection upon review and approval of by the City Attorney's Office.

9. Consider and act upon allowing the placement of bulk fuel storage tanks at site B-2 in the Steven Taylor Industrial Park. *(Peter J. Stasiak, City Manager)*

Executive Summary

A motion to approve the construction and placement of bulk fuel storage tanks at site B-2 in the Steven Taylor Industrial Park.

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

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 September 28, 2010, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item A, approval of Claims for September 29, 2010 through October 12, 2010. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 2, a Resolution approving a change in the amortization method for the City of McAlester Defined Benefit retirement Plan and Trust. *(Gayla Duke, CFO)*
- Confirm action taken on City Council Agenda Item 3, a Presentation of the Actuarial Report as of July 1, 2010, for the City of McAlester Defined Benefit Retirement Plan and

Trust by Bruce R. Nordstrom, ASA, EA, MAAA, Principal and Senior Consulting Actuary, Apex Global Partners, Inc - Benefit Partners Division and a motion to accept and place on file the Actuarial Report. *(Gayla Duke, CFO)*

- Confirm action taken on City Council Agenda Item 6, 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)*

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CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the September 28, 2010, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item A, approval of Claims for September 29, 2010 through October 12, 2010. *(Gayla Duke, Chief Financial Officer)*
- Confirm possible action on City Council Agenda Item 1, the formation of an Economic Development and Arts District to promote capital investment and job creation for the community. *(Councilman, John Browne)*
- Confirm action taken on City Council Agenda Item 2, a Resolution approving a change in the amortization method for the City of McAlester Defined Benefit retirement Plan and Trust. *(Gayla Duke, CFO)*
- Confirm action taken on City Council Agenda Item 3, a Presentation of the Actuarial Report as of July 1, 2010, for the City of McAlester Defined Benefit Retirement Plan and Trust by Bruce R. Nordstrom, ASA, EA, MAAA, Principal and Senior Consulting Actuary, Apex Global Partners, Inc - Benefit Partners Division and a motion to accept and place on file the Actuarial Report. *(Gayla Duke, CFO)*
- Confirm possible action on City Council Agenda Item 6, 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)*
- Confirm possible action on City Council Agenda Item 7, a Budget Authorization to prepare amendments to the Work Order for Professional Services to Mehlburger Brawley on the U.S. Hwy. 69 Water and Sewer Utility Relocation Project to add construction management and resident inspection services. *(David Medley, PE-Director of Utilities)*
- Confirm possible action on City Council Agenda Item 8, a revised work order for Mehlburger Brawley Corporation for engineering services required for the design of

construction of the U.S. 69 Water and Sewer Utilities Relocation ODOT State Job No. 14999(06) as required by the Oklahoma Department of Transportation. (*David Medley, PE-Director of Utilities*)

- Confirm possible action on City Council Agenda Item 9, allowing the placement of bulk fuel storage tanks at site B-2 in the Steven Taylor Industrial Park. (*Peter J. Stasiak, City Manager*)

ADJOURN MPWA.

EXECUTIVE SESSION

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

- Section 307 (B) (2) – Discussing negotiations concerning employees and representatives of employee groups: IAFF.

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

RECONVENE COUNCIL MEETING

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2010 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