



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, June 22, 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
Louis Smitherman	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, 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 May 25, 2010, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of the Minutes from the May 27, 2010, Special Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- C. Approval of Claims for June 9, 2010 through June 22, 2010. *(Gayla Duke, Chief Financial Officer)*

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. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency.
- An Ordinance of the City of McAlester, Oklahoma Adopting the Operating 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 Article IV, Solid Waste, Division II, Section 106.327, Charges for removal of Refuse, Sub-Paragraphs (a) and (b); Enacting Section 106.328, Recycling and Creating a Recycling fee; amending Division III, Section 106.358, Establishing a Landfill fee to comply with Federal Mandated Subtitle "D" Regulations; and amending Section 106.359, Establishing a .25 cent fee to comply with State Landfill Requirements, and Declaring an Emergency.

SCHEDULED BUSINESS

1. Presentation; Accept and place on file the McAlester Economic Development Services (MEDS) annual report. *(Shari Cooper, Executive Director, MEDS)*

Executive Summary

Required annual report from MEDS.

2. Consider, and act upon, authorizing the Mayor to sign a Reimbursement Services Agreement with the American Family Life Assurance Company ("Aflac"). *(Peter J. Stasiak, City Manager)*

Executive Summary

Agreement with AFLAC for a Medical Care Expense Reimbursement ("URM") Plan and/or a Dependent Care Expense Reimbursement ("DDC") Plan for our Employees in conjunction with our Flexible Benefits Plan. Section 125, Cafeteria Plan.

3. Consider, and act upon, authorizing the Mayor to sign Equipment Maintenance Agreements between the City of McAlester and BizTel Communications for the period of 07-01-2010 through 06-30-2011. (*Peter J. Stasiak, City Manager*)

Executive Summary

Equipment Maintenance Agreements between the City of McAlester and BizTel Communications ending on June 30, 2011.

4. Consider, and act upon, authorizing the Mayor to sign an Inter-Agency Agreement between the City of McAlester and the City of Krebs for Police Dispatch services for fiscal year 2010-2011. (*Jim Lyles, Police Chief*)

Executive Summary

Annual agreement for Dispatch services with the City of Krebs with a fee of \$18,000.

5. 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 amendment is necessary to cover proposed revenue and/or expenditures not included in the budget for this fiscal year; Donations and transfers from MPWA to the General Fund.

6. Consider, and act upon, an Ordinance adopting the budget for the City of McAlester, Oklahoma, for the fiscal year 2010-2011. (*Gayla Duke, Chief Financial Officer*)

Executive Summary

An Ordinance, as required by the City of McAlester Charter, to adopt the operating budget for the fiscal year 2010-2011.

7. Consider, and act upon, authorizing the Mayor to sign an Engagement letter with Hulme Rahhal Henderson, Inc. for audit services for the fiscal year ending June 30, 2010. (*Gayla Duke, Chief Financial Officer*)

Executive Summary

The Audit & Financial Advisory Committee is recommending the firm of Hulme Rahhal Henderson, Inc. to perform the Audit for the fiscal year ending June 30, 2010.

8. Consider, and act upon, authorizing the Mayor to sign a Profession Services Agreement with SCS Engineers for compliance services relating to groundwater monitoring and the continuation of the permitting and design of the City of McAlester landfill. (*John Modzelewski, PE, Director of Engineering and Public Works*)

Executive Summary

An agreement with SCS Engineers that will provide various compliance services related to the landfill.

- 9. Consider, and act upon, authorizing the Mayor to sign a contract between the City of McAlester and Contech, LLC to repair a portion of the Sandy Creek canal wall. *(John Modzelewski, PE, Director of Engineering and Public Works)*

Executive Summary

Engineering Division has determined that Contech, LLC was the lowest, responsible and qualified bidder for the repairs to the Sandy Creek canal wall.

- 10. Consider, and act upon, an Agreement for Engineering Services with Meshek & Associates, Inc. for an "Impervious Area and Utility Fee Study". *(John Modzelewski, PE, Director of Engineering and Public Works)*

Executive Summary

A study related to the Stormwater program and will provide information which will be used to formulate a Stormwater Fee.

- 11. **TABLED** - Consider, and act upon, the Collective Bargaining Agreement between the City of McAlester and the International Association of Fire Fighters (IAFF) Local No. 2284, effective July 1, 2009 through June 30, 2010 and to include 2009-2010 Memorandum of Understanding. *(Peter J. Stasiak, City Manager)*

Executive Summary

IAFF 2009-2010 Collective Bargaining Agreement; this includes a 2009-2010 Memorandum of Understanding.

- 12. Consider, and act upon, an Ordinance amending The McAlester City Code, Article IV, Solid Waste, Division II, Section 106.327, Charges for removal of Refuse, Sub-Paragraphs (a) and (b); Enacting Section 106.328, Recycling and Creating a Recycling fee; amending Division III, Section 106.358, Establishing a Landfill fee to comply with Federal Mandated Subtitle "D" Regulations; and amending Section 106.359, Establishing a .25 cent fee to comply with State Landfill Requirements, and Declaring an Emergency. *(Peter J. Stasiak, City Manager)*

Executive Summary

An Ordinance adjusting the Residential fees for trash collection, establishing a Recycling fee and establishing a Landfill fee.

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 June 8, 2010, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending June 22, 2010. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 2, authorizing the Mayor to sign a Reimbursement Services Agreement with the American Family Life Assurance Company (“Aflac”). *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 3, authorizing the Mayor to sign Equipment Maintenance Agreements between the City of McAlester and BizTel Communications for the period of 07-01-2010 through 06-30-2011. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, an Ordinance adopting the budget for the City of McAlester, Oklahoma, for the fiscal year 2010-2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 7, authorizing the Mayor to sign an Engagement letter with Hulme Rahhal Henderson, Inc. for audit services for the fiscal year ending June 30, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 10, an Agreement for Engineering Services with Meshek & Associates, Inc. for an “Impervious Area and Utility Fee Study”. *(John Modzelewski, PE, Director of Engineering and Public Works)*
- Confirm action taken on City Council Agenda Item 11, the Collective Bargaining Agreement between the City of McAlester and the International Association of Fire Fighters (IAFF) Local No. 2284, effective July 1, 2009 through June 30, 2010 and to include 2009-2010 Memorandum of Understanding. *(Peter J. Stasiak, City Manager)*

ADJOURN MAU.

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the June 8, 2010, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item C, regarding claims ending June 22, 2010. *(Gayla Duke, Chief Financial Officer)*

- Confirm action taken on City Council Agenda Item 2, authorizing the Mayor to sign a Reimbursement Services Agreement with the American Family Life Assurance Company (“Aflac”). *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 3, authorizing the Mayor to sign Equipment Maintenance Agreements between the City of McAlester and BizTel Communications for the period of 07-01-2010 through 06-30-2011. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 5, 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)*
- Confirm action taken on City Council Agenda Item 6, an Ordinance adopting the budget for the City of McAlester, Oklahoma, for the fiscal year 2010-2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 7, authorizing the Mayor to sign an Engagement letter with Hulme Rahhal Henderson, Inc. for audit services for the fiscal year ending June 30, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 8, authorizing the Mayor to sign a Profession Services Agreement with SCS Engineers for compliance services relating to groundwater monitoring and the continuation of the permitting and design of the City of McAlester landfill. *(John Modzelewski, PE, Director of Engineering and Public Works)*
- Confirm action taken on City Council Agenda Item 9, authorizing the Mayor to sign a contract between the City of McAlester and Contech, LLC to repair a portion of the Sandy Creek canal wall. *(John Modzelewski, PE, Director of Engineering and Public Works)*
- Confirm action taken on City Council Agenda Item 10, an Agreement for Engineering Services with Meshek & Associates, Inc. for an “Impervious Area and Utility Fee Study”.
- Confirm action taken on City Council Agenda Item 12, an Ordinance amending The McAlester City Code, Article IV, Solid Waste, Division II, Section 106.327, Charges for removal of Refuse, Sub-Paragraphs (a) and (b); Enacting Section 106.328, Recycling and Creating a Recycling fee; amending Division III, Section 106.358, Establishing a Landfill fee to comply with Federal Mandated Subtitle “D” Regulations; and amending Section 106.359, Establishing a .25 cent fee to comply with State Landfill Requirements, and Declaring an Emergency. *(Peter J. Stasiak, City Manager)*

ADJOURN MPWA.

CONVENE AS McALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the May 25, 2010, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of June, 2010. *(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 _____ 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