



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, April 9, 2013 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Steve Harrison Mayor
Weldon Smith Ward One
John Titsworth Ward Two
Travis Read Ward Three
Robert Karr Ward Four
Buddy Garvin Ward Five
Sam Mason, Vice Mayor 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

Robert Tate, First Indian Baptist 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 March 26, 2013 Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for March 20, 2013 to April 2, 2013. *(Toni Ervin, Chief Financial Officer)*
- C. Update and Expenditure Report for the McAlester Public Schools. *(Marsha Gore, Ed.D., Superintendent, McAlester Public Schools)*
- D. Concur with Mayor's Appointment of Ricky Judge, MD, 1817 S. 14th St., McAlester 74501 to the McAlester Regional Health Center Authority Board of Trustees for a term to expire February 28, 2019. *(Steve Harrison, Mayor)*
- E. Consider, and act upon, award of bid to Brentag Southwest for the supply of the chemicals for the McAlester Water Treatment Plant on a unit price basis the following chemicals: 40% Polymer, aluminum sulfate, chlorine, copper sulfate, polyaluminum feric halide, polyphosphate, and powder activated carbon. *(David Medley, P.E., Director of Utilities)*
- F. Consider, and act upon, award of bid to Southwest Chemical Service for the supply of the chemicals for the McAlester Water Treatment Plant on a unit price basis the following chemicals: 20% sodium permanganate and 30% caustic. *(David Medley, P.E., Director of Utilities)*
- G. Consider, and act upon, changing incentive pay in Section 2.03, License, Lab "B" and "C" of the McAlester Personnel Handbook. *(Peter J. Stasiak, City Manager)*

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.

SCHEDULED BUSINESS

- 1. Consider and Act to sell the South Side Business Park (King Ranch Property) to The Choctaw Nation of Oklahoma for the purchase price of \$1,350,000.00, and to authorize the Mayor to execute any and all necessary instruments to complete the sale on behalf of the City of McAlester, Oklahoma. *(Mayor, Steve Harrison)*

Executive Summary

The committee recommends the sale of the South Side Development Center/Business Park to the Choctaw Nation of Oklahoma for the sum of \$1,350,000.00.

- 2. Discussion and possible action, to require additional itemization on billing statements submitted by MPower Economic Development and contractual compliance. *(Councilman, John Titsworth)*

Executive Summary

Item requesting additional itemization on billing statements.

- 3. Discussion, and possible action, on approval of certain costs related to the Fire Department. Funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services. *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve the cost of communication equipment (20 hand held radios w/mic) in the amount of \$15,345.80 with funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services.

- 4. Consider and act upon Change Order No. 1 for the 2010 CDBG Water Improvements with C.S. Day & Associates of Tahlequah, Oklahoma. *(David Medley, P.E., Director of Utilities)*

Executive Summary

Motion to approve Change Order No. 1 to the 2010 CDBG Water Improvements to deduct \$1,000 from the original contract price of \$141,340.00 resulting in a contract price of \$140,340.00. This is the final change order for this project which reconciles the final constructed items to those originally bid. No additional time is requested in this change order.

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

MAYORS COMMENTS AND COMMITTEE APPOINTMENTS

RECESS COUNCIL MEETING

CONVENE AS McALESTER AIRPORT AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the March 26, 2013 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending April 2, 2013. *(Toni Ervin, Chief Financial Officer)*

ADJOURN MAA**CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

Majority of a Quorum required for approval

- Approval of the Minutes from the March 26, 2013 Regular Meeting of the McAlester Public Works Authority *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending April 2, 2013. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item E, award of bid to Brentag Southwest for the supply of the chemicals for the McAlester Water Treatment Plant on a unit price basis the following chemicals: 40% Polymer, aluminum sulfate, chlorine, copper sulfate, polyaluminum feric halide, polyphosphate, and powder activated carbon. *(David Medley, P.E., Director of Utilities)*
- Confirm action taken on City Council Agenda Item F, award of bid to Southwest Chemical Service for the supply of the chemicals for the McAlester Water Treatment Plant on a unit price basis the following chemicals: 20% sodium permanganate and 30% caustic. *(David Medley, P.E., Director of Utilities)*
- Confirm action taken on City Council Agenda Item G, changing incentive pay in Section 2.03, License, Lab "B" and "C" of the McAlester Personnel Handbook. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, Change Order No. 1 for the 2010 CDBG Water Improvements with C.S. Day & Associates of Tahlequah, Oklahoma. *(David Medley, P.E., Director of Utilities)*

ADJOURN MPWA**EXECUTIVE SESSION**

Recess into Executive Session in compliance with Section Title 25 Section 307 B. (1) & B. (2) et.seq. Oklahoma Statutes, to wit:

- 1) Proposed executive session pursuant to Title 25, Sec. 307 (B) (2), to discuss negotiations concerning employees and representatives of employee groups: IAFF & FOP
- 2) Proposed executive session pursuant to Title 25, Sec. 307 (B) (1), discussing the employment, hiring appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee: City Manager, Peter J. Stasiak.

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

- Consider, and act upon, the City Manager Contract.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2013 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