



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, May 14, 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

Stephanie Swinnea, Pastor, All Saints Episcopal 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 April 23, 2013 Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for April 16, 2013 to May 7, 2013. *(Toni Ervin, Chief Financial Officer)*
- C. Consider and act upon a request from the Pittsburg County Chapter NAACP to use the Michael J. Hunter Park, 14th and Chickasaw, Oklahoma on Saturday, June 15, 2013 from 8:00am until 5:00 p.m. to hold the Juneteenth Celebration. *(Miller Newman, President, Pittsburg County Chapter NAACP)*
- D. Concur with City Manager's recommendation to vote for Mary Ann Karns, City Attorney, City of Shawnee and Rocky Rogers, City Manager, City of Sand Springs, each to fill a three (3) year term as a Trustee of the Oklahoma Municipal Assurance Group Board of Trustees, which commence on June 30, 2013. *(Peter J. Stasiak, City Manager)*
- E. Authorize the Mayor to sign a service agreement between Tyco SimplexGrinnell and the City of McAlester in the amount of \$1,002.00 for services at the Southeast Expo Center effective June 1, 2013 to May 31, 2014 – Proposal #: 258974. *(Mel Priddy, Community Services Director)*
- F. Concur with Mayor's Appointment of Steve Brock, 1411 Country Club Road, McAlester, 74501 to the Pittsburg County Regional Expo Authority for a term to expire June, 2018. *(Steve Harrison, 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 AMENDING THE CODE OF ORDINANCE, CITY OF MCALESTER, OKLAHOMA AMENDING SECTION 50-51 AND DECLARING AN EMERGENCY.**

SCHEDULED BUSINESS

1. Consider and act upon Final Contractor's Pay Estimate No.3- Final for the construction of 2010 CDBG Water Improvements in an amount of \$140,340.00. *(David Medley, PE, Director of Utilities)*

Executive Summary

Motion to approve final payment to C.S. Day & Associates of Tahlequah, Oklahoma for the 2010 CDBG Water Improvements and authorizing the Mayor to sign the Final Application of Payment in the amount of \$140,340.00.

2. Consider and act upon final acceptance of FY-10 CDBG Small Cities Grant Waterline Project as completed and authorizing Mayor to sign Closeout Documents. *(Peter J. Stasiak, City Manager and Millie Vance, Grant Writer)*

Executive Summary

Motion to approve authorizing the Mayor to sign the FY-10 CDBG Small Cities Grant Waterline Project closeout documents.

3. Consider and act upon Final Plat for "Royal Oaks". *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve the Final Plat for the proposed subdivision "Royal Oaks" and authorize the Mayor to sign the documents.

4. Discussion, and possible action, on approval of an ordinance amending the Code of Ordinance, City of McAlester, Oklahoma, Article III Fire Prevention Code Section 50-51. *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve an amendment to Article III Fire Prevention Code, Section 50-51 to adopt the new rules and regulations for fire prevention.

5. Discussion, and possible action, on renewing our agreement between City of McAlester and Advanced Data Processing, INC (dba Intermedix-ADPI). *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve the agreement.

6. Discussion and possible action, to authorize Mayor to sign Quit Claim Deed between KiBois Community Action Foundation, Inc. and the City of McAlester. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve Quit Claim Deed.

7. Presentation and Submittal of the Preliminary Annual Operating Budget for FY 2013/2014. *(Toni Ervin, Chief Financial Officer for Peter J. Stasiak, City Manager)*

Executive Summary

Set a Special Workshop Session for May 28th to discuss and review the 2013/2014 Preliminary Budget.

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 April 23, 2013 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending May 7, 2013. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 7, Submittal of the Preliminary Annual Operating Budget for FY 2013/2014. *(Toni Ervin, Chief Financial Officer for Peter J. Stasiak, City Manager)*

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

Majority of a Quorum required for approval

- Approval of the Minutes from the April 23, 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 May 7, 2013. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, final Contractor's Pay Estimate No.3- Final for the construction of 2010 CDBG Water Improvements in an amount of \$140,340.00. *(David Medley, PE, Director of Utilities)*

- Confirm action taken on City Council Agenda Item 2, final acceptance of FY-10 CDBG Small Cities Grant Waterline Project as completed and authorizing Mayor to sign Closeout Documents. *(Peter J. Stasiak, City Manager and Millie Vance, Grant Writer)*
- Confirm action taken on City Council Agenda Item 3, final plat for "Royal Oaks". *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, to authorize Mayor to sign Quit Claim Deed between KiBois Community Action Foundation, Inc. and the City of McAlester. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 7, Submittal of the Preliminary Annual Operating Budget for FY 2013/2014. *(Toni Ervin, Chief Financial Officer for Peter J. Stasiak, City Manager)*

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EXECUTIVE SESSION

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

- 1) 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