



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, January 22, 2008 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Don Lewis..... Mayor
Weldon Smith..... Ward One
Donnie Condit..... Ward Two
Travis Read..... Ward Three
Haven Wilkinson..... Ward Four
Buddy Garvin..... Ward Five
Sam Mason..... Vice-Mayor, Ward Six

Mark B. Roath..... City Manager
Robert Ivester..... 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

- **Jerry Burnside, Pastor, First Assembly of God**

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 December 20, 2007, Rescheduled Regular Meeting of the City Council.** *(Cora Middleton, City Clerk)*
- B. **Concur with Mayor's appointment of Sherry Magdalena to the Parking Authority for an indefinite term.** *(Don Lewis, Mayor)*
- C. **Concur with Mayor's appointment of Nancy Gates to the McAlester Regional Health Center Authority with a term to expire February 2014.** *(Don Lewis, Mayor)*
- D. **Approval of Claims for the period of January 9, 2008 through January 22, 2008.** *(Sherry Alessi, Assistant City Treasurer)*

ITEMS REMOVED FROM CONSENT AGENDA

SCHEDULED BUSINESS

1. **Recognition of Preston Linton, Clifford Harrison, Larry Butler, Harold Stewart and Jerry Morris for 25 Years of Service with the City of McAlester.** *(Don Lewis, Mayor)*

Executive Summary

The City Council and City Administration wishes to recognize five employees for 25 years of service with the City of McAlester.

2. **Consider, and act upon, a Resolution establishing the Southeast EXPO Center policies, procedures and current rental fee schedule.** *(Jerry Lynn Wilson, EXPO Manager)*

Executive Summary

This Resolution involves the City Council ratifying the current Southeast EXPO Center policies, procedures and current rental fee schedule.

3. **Consider, and act upon, a Resolution directing that \$5,000 is budgeted, from the General Fund, each fiscal year to fund any partnering agreements the City Council may approve for the use of the Southeast EXPO Center.** *(Cora Middleton, City Clerk)*

Executive Summary

This Resolution establishes a Council directive to budget \$5,000 annually to cover any partnering agreements they may approve for use of the Southeast EXPO Center during the fiscal year.

4. **Consider, and act upon, a Resolution amending Resolution No. 07-09 which established the budget for Fiscal Year 2007/2008; repealing all conflicting resolutions; providing for a severability clause; and providing for an effective date.** *(Sam Mason, Vice-Mayor)*

Executive Summary

This Resolution amends the current budget, in the amount of \$2,500, to fund any partnering agreements the City Council may approve for use of the Southeast EXPO Center during this fiscal year.

5. **Consider, and act upon, the expenditure of Cemetery Perpetual Care Interest Funds for road improvements in Oak Hill Cemetery.** *(Mel Priddy, Community Services Director)*

Executive Summary

This agenda item seeks City Council approval of the McAlester Cemetery Board recommendation to make certain road improvements in Oak Hill Cemetery using interest moneys from the Perpetual Care Fund in the amount of \$21,051.

- 6. Consider, and act upon, approval of Capital Improvement Projects for Submission to U.S. Senator Jim Inhofe and Congressman Dan Boren for federal appropriation funding.** (*Don Lewis, Mayor, Travis Read, Councilmember and Weldon Smith, Councilmember*)

Executive Summary

This agenda item approves certain capital improvement projects for submittal to U.S. Senator Jim Inhofe and Congressman Dan Boren for consideration and support for future federal appropriation funding...

- 7. Discussion, and possible action, on the proposed revised Charter dated January 16, 2008.** (*Tim Wynn and Weldon Smith, Charter Review Committee*)

Executive Summary

The Charter Review Committee has prepared a revised City Charter, which they are seeking City Council input.

- 8. Consider, and act upon, an Ordinance of the City Council of McAlester, Oklahoma, adding Article IV to Chapter 46 of the McAlester City Code relating to graffiti Vandalism and Establishing a Program for the Removal of Graffiti on Public and Private Property.** (*Mark B. Roath, City Manager*)

Executive Summary

This Ordinance creates a Graffiti Removal Program within the City of McAlester.

- 9. Discussion, and possible action, on a Cleanup and Beautify McAlester Program.** (*Weldon Smith, Councilmember*)

Executive Summary

This agenda item discusses and proposes a cleanup and Beautify McAlester Program.

- 10. Consider, and act upon, an Ordinance amending the Code of Ordinance, City of McAlester, Oklahoma, Section 50-51, and declaring an emergency.** (*Harold Steward, Fire Chief and Jim Poder, Fire Marshall*)

Executive Summary

This Ordinance amends and updates the Code of Ordinances related to Fire Prevention, the International Building Code, the International Fire Code and the NFPA – 101 Life Safety.

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 January 8, 2008, Regular Meeting of the McAlester Airport Authority.** (*Cora Middleton, City Clerk*)

- **Confirm action taken on City Council Agenda Item D regarding the Claims for the period of January 9, 2008 through January 22, 2008.** (*Sherry Alessi, Assistant City Treasurer*)

ADJOURN MAU

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the January 8, 2008, Regular Meeting of the McAlester Public Works Authority.** (*Cora Middleton, City Clerk*)
- **Confirm action taken on City Council Agenda Item D regarding the Claims for the period of January 8, 2008 through January 22, 2008.** (*Sherry Alessi, Assistant City Treasurer*)

ADJOURN MPWA

CONVENE AS McALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the December 20, 2007, Rescheduled Regular Meeting of the McAlester Retirement Trust.** (*Cora Middleton, City Clerk*)
- **Approval of Retirement Benefit Payments for the period of January, 2008.** (*Sherry Alessi, Assistant City Treasurer*)

ADJOURN MRTA.

RECONVENE COUNCIL MEETING

EXECUTIVE SESSION

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

- **Section 307 (B) (4) - Discussion concerning lawsuit involving McAlester Economic Development Service v. Tandem Technologies, Case No. C-2007-1403.**
- **Section 307 (B) (2) - Discuss negotiations concerning employees and representatives of employee group: IAFF.**
- **Section 307 (B) (1) - Discussion of employment relating to the Finance Director/City Treasurer position.**

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this ____ day of _____, 2008 at ____ a.m./ p.m. as required by law in accordance with Section _____ 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