



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, February 26, 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

- **Terren Anderson Pastor, Life 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 January 22, 2008, Regular Meeting of the City Council.**
(Cora Middleton, City Clerk)
- B. Approval of the Minutes from the January 24, 2008, Special Meeting of the City Council.**
(Cora Middleton, City Clerk)
- C. Approval of the Minutes from the February 05, 2008, Special Meeting of the City Council.**
(Cora Middleton, City Clerk)
- D. Approval of the Minutes from the February 08, 2008, Special Meeting/Retreat of the City Council.** *(Cora Middleton, City Clerk)*
- E. Approval of the Minutes from the February 12, 2008, Regular Meeting of the City Council.**
(Cora Middleton, City Clerk)
- F. Concur with Mayor's appointment of Steve Brock to the Personnel Board replacing R. Vernon "Doc" Bee for a term to expire April 2009.** *(Don Lewis, Mayor)*
- G. Concur with Mayor's appointment of Charlotte Donathan to the McAlester Regional Health Center Authority with a term to expire February 2014.** *(Don Lewis, Mayor)*
- H. Approval of Claims for the period of February 13, 2008 through February 26, 2008.**
(Sherry Alessi, Assistant City Treasurer)

ITEMS REMOVED FROM CONSENT AGENDA

SCHEDULED BUSINESS

- 1. Presentation, and possible action, regarding Ward Four City Council representation.**
(Joyce Carlson, Resident)

Executive Summary

On Tuesday, February 19, 2008, Mrs. Joyce Carlson submitted a letter requesting the opportunity to address the City Council regarding Ward Four representation.

- 2. Discussion, and possible action, concerning the policy to be followed in determining the upcoming budget adjustments for fiscal year 2007-2008 and the budget for fiscal year 2008-2009.** *(Weldon Smith, Councilmember)*

Executive Summary

This item relates to the recent City Council retreat held on February 8th and 9th, which the facilitator has provided a written report.

- 3. Discussion, and possible action, concerning the determination of the permitted uses, if any, of sales tax revenue received in excess of that needed to make required principal and interest payments on the Series 1999A, 1999B, and 2002 McAlester Public Works Authority bond issues.** *(Weldon Smith, Councilmember)*

Executive Summary

This item relates to the excess revenue generated by the third penny sales tax and how it should be used.

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 MEETINGCONVENE AS McALESTER AIRPORT AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the February 12, 2008, Regular Meeting of the McAlester Airport Authority.** *(Cora Middleton, City Clerk)*
- **Confirm action taken on City Council Agenda Item H regarding the Claims for the period of February 13, 2008 through February 26, 2008.** *(Sherry Alessi, Assistant City Treasurer)*

ADJOURN MAUCONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the February 12, 2008, Regular Meeting of the McAlester Public Works Authority.** *(Cora Middleton, City Clerk)*
- **Confirm action taken on City Council Agenda Item H regarding the Claims for the period of February 13, 2008 through February 26, 2008.** *(Sherry Alessi, Assistant City Treasurer)*
- **Confirm action taken on City Council Agenda Item 3 regarding the determination of the permitted uses, if any, of sales tax revenue received in excess of that needed to make required principal and interest payments on the Series 1999A, 1999B, and 2002 McAlester Public Works Authority bond issues.** *(Weldon Smith, Councilmember)*

ADJOURN MPWACONVENE AS McALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the January 22, 2008, Regular Meeting of the McAlester Retirement Trust.** *(Cora Middleton, City Clerk)*
- **Approval of Retirement Benefit Payments for the period of February, 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 lawsuits involving City of McAlester vs. Randy Green and City of McAlester vs. Diversified Foods and Seasonings, Inc.**

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