



# McAlester City Council

## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, May 27, 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](http://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**

- **Scott Walker, Associate Pastor at The King's House**

#### **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 13, 2008, Regular Meeting of the City Council.** *(Cora Middleton, City Clerk)*
- B. **Consider, accept and place on file the Oklahoman's for Independent Living Quarterly Report for January, February and March, 2008.** *(Mike Ward, Executive Director)*
- C. **Consider, and act upon, a request from Miller Newman, President of the Pittsburg County NAACP, to use the Michael J. Hunter Park at 147<sup>th</sup> and Chickasaw on Saturday, June 21, 2008, from 10:00 A.M. until 7:00 P.M. for the annual Juneteenth Celebration.** *(Miller Newman, President)*
- D. **Approval of Claims for the period of May 14 through May 27, 2008.** *(David Burke, City Treasurer)*

## **ITEMS REMOVED FROM CONSENT AGENDA**

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## **SCHEDULED BUSINESS**

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- 1. **Consider, and act upon, an Ordinance creating Section 34-1, Municipal Court of the Code of the City of McAlester, Oklahoma and declaring an emergency.** *(Robert Ivester, City Attorney)*

Executive Summary

This agenda item creates a Municipal Court.

- 2. **Consider, and act upon, an Ordinance creating Section 34-2, Municipal Judge, City Prosecutor; appointment and removal; of the Code of the City of McAlester, Oklahoma and declaring an emergency.** *(Robert Ivester, City Attorney)*

Executive Summary

This agenda item creates the positions of Municipal Judge and City Prosecutor including provision for their appointment and removal.

- 3. **Discussion, and possible action, concerning Section 2.10 (b) of the new Charter.** *(Weldon Smith, Councilmember)*

Executive Summary

This agenda item concerns Council rules, which pertains to Section 2.10 (b) of the new Charter.

- 4. **Discussion, and possible action, concerning the Section 4.05 of the new Charter.** *(Weldon Smith, Councilmember)*

Executive Summary

This agenda item concerns land use, development, and environmental planning, which pertains to Section 4.05 of the new Charter.

- 5. **Discussion, and possible action concerning provisions for establishment of a Board of Ethics, referenced by the new Charter in Section 7.01 (b).** *(Weldon Smith, Councilmember)*

Executive Summary

This agenda item concerns a Board of Ethics, which pertains to Section 7.01 (b) of the new Charter.

- 6. **Discussion, and possible action, concerning creation of a Code of Conduct, referenced by the new Charter in Section 7.01 (c).** *(Weldon Smith, Councilmember)*

Executive Summary

This agenda item concerns a Code of Conduct, which pertains to Section 7.01 (c) of the new Charter.

7. **Discussion, and possible action, concerning the review and revision of the City of McAlester's Personnel Code.** (*Weldon Smith, Councilmember*)

Executive Summary

This agenda item concerns the Personnel Code, which pertains to Sections 8-2, 8-3 and 8-4, etc., of the new Charter.

8. **Public Hearing on the proposed Capital Program for FY 2008/09 – 2012/13 for the City of McAlester.** (*Mark B. Roath, City Manager*)

Executive Summary

This agenda item concerns holding a public hearing on the proposed Capital Program for FY 2008/09 – 2012/13, which pertains to Sections 5.11 and 5.12 of the new Charter.

9. **Consider, and act upon, authorizing the Mayor to enter into a contract with Interact Public Safety Systems, in an amount not to exceed \$245,788.00, for addressing and mapping Pittsburg County, including the City of McAlester, for the E-911 system.** (*Lisa Sutterfield, E-911 Coordinator*)

Executive Summary

This agenda item concerns a proposed agreement for addressing and mapping of Pittsburg County including the City of McAlester for the E-911 system.

10. **Consider, and act upon, a proposed wholesale water rate for the City of Krebs.** (*David Medley, Utilities Director*)

Executive Summary

This agenda item concerns a proposed wholesale water rate for the City of Krebs for this calendar year.

11. **Consider, and act upon, authorizing the Mayor to sign a professional services contract with Crawford and Associates, P.C. for the period from July 1, 2008 through June 30, 2009.** (*Mark B. Roath, City Manager*)

Executive Summary

This agenda item concerns a proposed basic services contract with Crawford and Associates, P.C. for the next fiscal year.

12. **Consider, and act upon, authorizing the Mayor to sign a two year Grazing Lease with Virginia Ramsey for a tract of land totaling 121.8 acres.** (*Cora Middleton, City Clerk*)

Executive Summary

This agenda item concerns a proposed two year grazing lease.

13. **Consider, and act upon, authorizing the Mayor to sign a Personal Service Agreement with Larry Cox for Hay Bailing on the McAlester Water Shed and the Southside Industrial Park in the amount of \$1,540.00.** (*Mel Priddy, Community Services Director*)

Executive Summary

This agenda item concerns a proposed hay bailing contract.

14. **Consider, and act upon, a Resolution declaring certain buildings as dangerous by reason of being dilapidated and a detriment to the welfare of the public and community.** (*Dennis Lalli, Building Inspector*)

Executive Summary

This agenda item concerns a proposed list of eight dilapidated buildings to be removed for health and safety reasons.

15. **Discussion, and possible action, authorizing the City Administration to work with the Pittsburg County Board of Commissioners to transfer ownership of certain vacant lots to the City for deeding to KiBois Community Action Foundation, Inc., to use in building affordable single family housing. (Max Holloway and R. Carroll Huggins)**

Executive Summary

This agenda item concerns a proposal to accept vacant lots from Pittsburg County to deed to KiBois Community Action Foundation, Inc., to use in building affordable single family housing.

**NEW BUSINESS**

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*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.*

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**CITY MANAGER'S REPORT**

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**REMARKS AND INQUIRIES BY CITY COUNCIL**

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RECESS COUNCIL MEETING

**CONVENE AS McALESTER AIRPORT AUTHORITY**

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*Majority of a Quorum required for approval*

- **Approval of the Minutes from the May 13, 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 May 14 through May 27, 2008. (David Burke, City Treasurer)**

ADJOURN MAU.

**CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

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*Majority of a Quorum required for approval*

- **Approval of the Minutes from the May 13, 2008, Regular Meeting of the McAlester Public Works Authority. (Cora Middleton, City Clerk)**
- **Confirm action taken on City Council Agenda Item 8 regarding a public hearing on the proposed Capital Program for FY 2008/09 – 2012/13 for the City of McAlester. (Mark B. Roath, City Manager)**
- **Confirm action taken on City Council Agenda Item 10 regarding a proposed wholesale water rate for the City of Krebs. (David Medley, Utilities Director)**
- **Confirm action taken on City Council Agenda Item D regarding the Claims for the period of May 14 through May 27, 2008. (David Burke, City Treasurer)**

ADJOURN MPWA

**CONVENE AS McALESTER RETIREMENT TRUST AUTHORITY**

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*Majority of a Quorum required for approval*

- **Approval of the Minutes from the April 22, 2008, Regular Meeting of the McAlester Retirement Trust.** *(Cora Middleton, City Clerk)*
- **Approval of Retirement Benefit Payments for the period of June, 2008.** *(David Burke, City Treasurer)*

ADJOURN MRTA.

RECONVENE COUNCIL MEETING.

**EXECUTIVE SESSION**

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

- **Section 307 (B) (1) – Discuss hiring of a City Attorney.**

**RECONVENE INTO OPEN SESSION**

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*Take any action as a result from Executive Session.*

**ADJOURNMENT**

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**CERTIFICATION**

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*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 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](http://www.cityofmcalester.com).*

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Cora M. Middleton, City Clerk