



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, February 10, 2009 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Kevin E. Priddle.....	Mayor
Chris B. Fiedler	Ward One
Donnie Condit.....	Ward Two
John Browne	Ward Three
Haven Wilkinson	Ward Four
Buddy Garvin	Vice-Mayor, Ward Five
Sam Mason	Ward Six
Mark B. Roath.....	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

- Scott Walker, Director of Shared Blessings

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. **Place on File Mayor's "State of the City Address" given on Tuesday, January 20, 2009.** (*Kevin E. Priddle, Mayor*)
- B. **Place on File The Oklahomans for Independent Living Quarterly Report for the months of October, November and December 2008.** (*Mike Ward, Executive Director*)
- C. **Approval of Claims for January 28, 2009 through February 10, 2009.** (*Sherry Alessi, Assistant City Financial Officer*)

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. **Presentation of Monthly Financial Report for December, 2008.** (*Kevin E. Priddle, Mayor*)

Executive Summary

This agenda item involves the financial report for the month of December, 2008.

2. **Presentation of Mid-Year Report of the McAlester Economic Development Service, Inc.** (*Dr. Kenneth Miller, President and Jim Mills, Executive Director*)

Executive Summary

This agenda item involves accomplishments by MEDS for the first two quarters of the fiscal year.

3. **Presentation of the Cable Changes Affecting Allegiance Communications.** (*Chris Fiedler, Councilmember and by Allegiance Communications, Sean Hendrix, Vice President of Operations*)

Executive Summary

This agenda item involves a presentation on new rate changes, fees, and an update on digital TV transition.

4. **Consider, and act upon, approval of an Ordinance relating to the City of McAlester Sales Tax; amending Ordinance No. 2144 relating to the purpose of the One Percent Sales Tax approved at an election held on May 14, 2002; ratifying and approving the expenditures by the McAlester Public Works Authority.** (*William Ervin, City Attorney*)

Executive Summary

This agenda item involves an amendment to Ordinance No. 2144 as set forth in said proposal legislation.

5. **Consider, and act upon, a standard Contract for Engineering Services and a Work Order with Mehlburger Brawley for professional engineering services on two (2) Economic Development Fund water and sewer extension projects in southeast McAlester.** (*George Marcangeli, City Engineer/Public Works Director and David Medley, Utility Director*)

Executive Summary

This agenda item involves approval of a contract and work order for engineering services for two (2) Economic Development Fund utility extension projects along US 69.

- 6. **Consider, and act upon, approval of a supplemental agreement (change order) to the existing contract with KATCON, Inc. for construction of AIP Project 3-40-0057-009-2008 at McAlester Regional Airport.** *(George Marcangeli, City Engineer/Public Works Director)*

Executive Summary

This agenda item involves a supplemental agreement with KATCON.

- 7. **Consider, and act upon, declaring certain City equipment and vehicles as surplus property and authorize the City Manager to hold an auction to sell said items.** *(Mark Roath, City Manager)*

Executive Summary

This agenda item involves the City declaring surplus property and sale by auction.

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 27, 2009, Regular Meeting of the McAlester Airport Authority.** *(Cora Middleton, City Clerk)*
- **Confirm action taken on City Council Agenda Item C regarding the Claims for the period of January 27, 2009 through February 10, 2009.** *(Sherry Alessi, Assistant Chief Financial Officer)*
- **Confirm action taken on City Council Agenda Item 6 regarding approving a supplemental agreement (change order) to the existing contract with KATCON, Inc. for construction of AIP Project 3-40-0057-009-2008 at McAlester Airport.** *(George Marcangeli, City Engineer/Public Works Director)*

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CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the January 27, 2009, Regular Meeting of the McAlester Public Works Authority.** *(Cora Middleton, City Clerk)*

- **Confirm action taken on City Council Agenda Item C regarding the Claims for the period of January 27, 2009 through February 10, 2009. (Sherry Alessi, Assistant Chief Financial Officer)**
- **Confirm action taken on City Council Agenda Item 4 regarding the approval of an Ordinance relating to the City of McAlester Sales Tax; amending Ordinance No. 2144 relating to the purpose of the One Percent Sales Tax approved at an election held on May 14, 2002; ratifying and approving the expenditures by the McAlester Public Works Authority. (William Ervin, City Attorney)**
- **Confirm action taken on City Council Agenda Item 5 regarding a standard Contract for Engineering Services and a Work Order with Mehlburger Brawley for professional engineering services on two (2) Economic Development Fund water and sewer extension projects in southeast McAlester. (George Marcangeli, City Engineer/Public Works Director and David Medley, Utility Director)**
- **Confirm action taken on City Council Agenda Item 7 declaring certain City equipment and vehicles as surplus property and authorize the City Manager to hold an auction to sell said items. (Mark Roath, City Manager)**

ADJOURN MPWA.

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) (2) – Discussion concerning current status of the collective bargaining negotiations with the IAFF and FOP.**
- **Section 307 (B) (3) – Discussion concerning appraisal of tract formerly known as “The King Ranch”.**
- **Section 307 (B) (4) – Discussion concerning pending litigation involving Joyce Ramsey.**

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 _____, 2009 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