



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, May 12, 2009 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

Kevin E. Priddle.....	Mayor
Chris B. Fielder	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

- Brandon Parker, Pastor, New Life 4 Today Ministries

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 28, 2009, Regular Meeting of the McAlester City Council.** *(Cora Middleton, City Clerk)*
- B. **Approval of Claims for April 29, 2009 through May 12, 2009.** *(Sherry Alessi, Assistant Chief Financial Officer)*
- C. **A resolution appointing David Medley to serve as the City of McAlester's representative on the Board of Directors of the Association for Landfill Financial Assurance.** *(Mark B. Roath, City Manager)*
- D. **Authorize the Pittsburg County Chapter of the NAACP to use Michael J. Hunter Park on Saturday, June 20, 2009, between the hours of 9:00 a.m. to 6:00 p.m., for the Juneteenth Celebration.** *(Maureen Harrison, Pittsburg County Chapter of the NAACP)*

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.

1. **Public Hearing: An Ordinance amending the Code of Ordinances, Chapter 2, Article IV, Division 3, Sections 2-131 and 2-132 regarding the duties of the Department of Public Works; providing for repealing, savings and severability clauses; and providing for an effective date.**
2. **Public Hearing: An Ordinance amending Ordinance No. 2299, which established the Budget for Fiscal Year 2008-2009; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency.**

SCHEDULED BUSINESS

1. **Presentation of the Mayor's Financial Report for March, 2009.** *(Kevin E. Priddle, Mayor)*

Executive Summary

This agenda item involves the Mayor's Financial Report for the month of March, 2009.

2. **Consider, and act upon, an Ordinance amending the Code of Ordinances, Chapter 2, Article IV, Division 3, Sections 2-131 and 2-132 regarding the duties of the Department of Public Works; providing for repealing, savings and severability clauses; and providing for an effective date.** *(Mark B. Roath, City Manager)*

Executive Summary

This agenda item involves amending the Code of Ordinances regarding the duties of the Department of Public Works to include the newly created Stormwater Quality Management Division.

3. **Consider, and act upon, an Ordinance amending Ordinance No. 2299, which established the Budget for Fiscal Year 2008-2009; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency.** *(Mark B. Roath, City Manager and Sherry Alessi, Assistant Chief Financial Officer)*

Executive Summary

This agenda item involves a budget amendment for various expenditures.

4. **Consider, and act upon, a Resolution supporting a new Public Library Building and endorsing a fund raising campaign by the Friends of the Library of McAlester, Inc.** (*Emily Dunagin, President, Friends of the Library of McAlester, Inc., and Don Jones, Chairman, McAlester Public Library Advisory Board*)

Executive Summary

This agenda item involves a plan for a new Public Library Building and fund raising campaign.

5. **Consider, and act upon, Land Use Acceptance and accompanying map to grant Use Permitted After Review.** (*Pete Stasiak, Planning and Community Development Director*)

Executive Summary

This agenda item involves the granting of a Use Permitted After Review for a Chiropractic Office located at 1501 Wade Watts, McAlester, Oklahoma.

6. **Consider, and act upon, a Resolution declaring certain buildings as dangerous by reason of dilapidation and a detriment to the welfare of the public and community.** (*Pete Stasiak, Planning and Community Development Director and Dennis Lalli, Building Official*)

Executive Summary

This agenda item involves a Resolution listing structures that may be a detriment to the welfare of the public and community.

7. **Consider, and act upon, authorizing the Mayor to sign a Deputation Agreement and Addendum for Law Enforcement in the Choctaw Nation of Oklahoma.** (*Jim Lyles, Chief of Police*)

Executive Summary

This agenda item involves a cross deputation agreement and addendum with the Choctaw Nation of Oklahoma.

8. **Consider, and act upon, authorizing the Mayor to sign an Engagement Letter with Crawford and Associates, P.C., for the period from July 1, 2009 through June 30, 2010.** (*Mark B. Roath, City Manager*)

Executive Summary

This agenda item involves an Engagement Letter covering the accounting services that Crawford and Associates, P.C., might provide during the period from July 1, 2009 through June 30, 2010.

9. **Consider, and act upon, a Resolution establishing the position of part-time Electrical Inspector within the City's Classification and Compensation Plan.** (*Pete Stasiak, Planning and Community Development Director*)

Executive Summary

This agenda item involves establishing a part-time electrical inspector position and setting a salary for said position within the Building Division of the Planning and Community Development Department

10. **Consider, and act upon, a Resolution authorizing the sale of certain real property located in the City of McAlester, County of Pittsburg, State of Oklahoma, to the Choctaw Nation of Oklahoma.** (*William J. Ervin, City Attorney*)

Executive Summary

This agenda item involves the sale of the "King Ranch Property" to the Choctaw Nation of Oklahoma for the sum of \$1,425,000.00 and authorizing the City Attorney to prepare the documents and the Mayor to sign said documents.

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 April 28, 2009, Regular Meeting of the McAlester Airport Authority.** *(Cora Middleton, City Clerk)*
- **Confirm action taken on City Council Agenda Item B regarding the Claims for the period of April 29, 2009 through May 12, 2009.** *(Sherry Alessi, Assistant Chief Financial Officer)*

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

Majority of a Quorum required for approval

- **Approval of the Minutes from the April 28, 2009, Regular Meeting of the McAlester Public Works Authority.** *(Cora Middleton, City Clerk)*
- **Confirm action taken on City Council Agenda Item B regarding the Claims for the period of April 29, 2009 through May 12, 2009.** *(Sherry Alessi, Assistant Chief Financial Officer)*
- **Confirm action taken on City Council Agenda Item C regarding a resolution appointing David Medley to serve as the City of McAlester's representative on the Board of Directors of the Association for Landfill Financial Assurance.** *(Mark B. Roath, City Manager)*
- **Confirm action taken on City Council Agenda Item 2 regarding an Ordinance amending the Code of Ordinances, Chapter 2, Article IV, Division 3, Sections 2-131 and 2-132 regarding the duties of the Department of Public Works; providing for repealing, savings and severability clauses; and providing for an effective date.** *(Mark B. Roath, City Manager)*
- **Confirm action taken on City Council Agenda Item 3 regarding an Ordinance amending Ordinance No. 2299, which established the Budget for Fiscal Year 2008-2009; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency.** *(Mark B. Roath, City Manager and Sherry Alessi, Assistant Chief Financial Officer)*
- **Confirm action taken on City Council Agenda Item 8 regarding Consider, and act upon, authorizing the Mayor to sign an Engagement Letter with Crawford and Associates, P.C., for the period from July 1, 2009 through June 30, 2010.** *(Mark B. Roath, City Manager)*

ADJOURN MPWARECONVENE COUNCIL MEETING

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