



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, November 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
Peter J. Stasiak..... Acting 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

- Charles Neff, First United Methodist 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 October 27, 2009, Regular Meeting of the McAlester City Council. (Cora Middleton, City Clerk)

- B. Approval of Claims for October 28, 2009 through November 10, 2009. (Gayla Duke, Chief 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.

- **An Ordinance amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency.**

SCHEDULED BUSINESS

- 1. Consider, and act upon entering into an annual service agreement with Simplex Grinnell (State contract SW 403) for testing and maintenance of Fire Alarm System in City Hall. (Harold Stewart, Fire Chief)**

Executive Summary

This item involves entering into annual Service Agreement with Simplex Grinnell..

- 2. Consider, and act upon, the disposal of obsolete vehicles as outlined in the attached vehicle report. (Peter J. Stasiak, Acting City Manager)**

Executive Summary

This item involves the disposal of obsolete vehicles.

- 3. Consider, and act upon, a contract with the Oklahoma Department of Commerce (ODOC) for water and sewer line replacement through the Community Development Block Grant (CDBG) program for year 2009-2010. (Peter J. Stasiak, Acting City Manager)**

Executive Summary

This agenda item involves a motion to approve the contract with Oklahoma Department of Commerce and authorizing the Mayor to sign the appropriate documents.

- 4. Consider, and act upon, Oklahoma Department of Environmental Quality (ODEQ) Consent Order, Case No. 09-241 for permit violations at the McAlester Water Treatment Plant lagoons. (David Medley, Utilities Director)**

Executive Summary

This agenda item involves a motion to approve ODEQ Consent Order, Case No. 09-241 for the McAlester Water Treatment Plant lagoons.

- 5. Consider, and act upon, an Ordinance amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**

Exhibit A-1: CIP Fund. Need to transfer funds to CDBG Grant fund.

Exhibit A-2: CDBG Grant Fund. Appropriate transfer from CIP fund and grant revenue for water and sewer replacements.

Exhibit A-3: Gifts and Contributions Fund: Establish new fund for monitoring and tracking various items donated or granted to City for specific expenditures. Fund balance designations will roll from year to year.

Exhibit A-4: General Fund: Need to adjust budget for transfer of tracked items to the Gifts and Contributions Fund.

Executive Summary

This agenda item involves Ordinance No. 2327 which established the budget for fiscal year 2009-2010.

6. Consider, and act upon, Ordinance 2331 which amended the Code of Ordinances, Chapter 2, Article VII, Section 2-259 related to establishing the McAlester City Emergency Ambulance Fund. (Gayla Duke, Chief Financial Officer)

Executive Summary

This agenda item involves Ordinance No. 2331 which amends the Code of Ordinances, Chapter 2, Article VII, Section 2-259.

7. Presentation of the Actuarial Report as of July 1, 2009 for the City of McAlester Defined Benefit Retirement Plan and Trust. (Bruce R. Nordstrom, ASA, EA, MAAA, Principal and Senior Consulting Actuary, Apex Global Partners, Inc., Benefit Partners Division)

Executive Summary

This agenda item involves a presentation of the Actuarial Report as of July 1, 2009 regarding the City of McAlester Defined Benefit Retirement Plan and Trust.

8. Presentation, and possible action, by American Income Life. (Councilman, John Browne)

Executive Summary

This agenda item involves a presentation by American Income Life regarding no cost benefits and supplemental insurance that could be available to employees.

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 October 27, 2009, Regular Meeting of the McAlester Airport Authority. (Cora Middleton, City Clerk)**
- **Confirm action taken on City Council Agenda Item B regarding claims ending November 10, 2009. (Gayla Duke, Chief Financial Officer)**

- **Confirm action taken on City Council Agenda Item 5 amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**
- **Confirm possible action taken on City Council Agenda Item 8 regarding American Income Life. (Councilman, John Browne)**

ADJOURN MAU.

CONVENE AS MCALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- **Approval of the Minutes from the October 27, 2009, Regular Meeting of the McAlester Public Works Authority. (Cora Middleton, City Clerk)**
- **Confirm action taken on City Council Agenda Item B regarding claims ending November 10, 2009. (Gayla Duke, Chief Financial Officer)**
- **Confirm action taken on City Council Agenda Item 2 regarding the disposal of obsolete vehicles as outlined in the attached vehicle report. (Peter J. Stasiak, Acting City Manager)**
- **Confirm action taken on City Council Agenda Item 3 a contract with the Oklahoma Department of Commerce (ODOC) for water and sewer line replacement through the Community Development Block Grant (CDBG) program for year 2009-2010. (Peter J. Stasiak, Acting City Manager)**
- **Confirm action taken on City Council Agenda Item 4 Oklahoma Department of Environmental Quality (ODEQ) Consent Order, Case No. 09-241 for permit violations at the McAlester Water Treatment Plant lagoons. (David Medley, Utilities Director)**
- **Confirm action taken on City Council Agenda Item 5 amending Ordinance No. 2327 which established the budget for fiscal year 2009-2010; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. (Gayla Duke, Chief Financial Officer)**
- **Confirm possible action taken on City Council Agenda Item 8 regarding American Income Life. (Councilman, John Browne)**

ADJOURN MPWA.

RECONVENE COUNCIL MEETING.

EXECUTIVE SESSION

Recess into Executive Session in compliance with Section Title 25 Section 307 B.1 et.seq. Oklahoma Statutes, to wit:

- **Section 307 (B) (1) – Discuss the employment, hiring, appointment, promotion, demotion, disciplining, or resignation of any individual salaried public officer or employee: Acting City Manager.**

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