



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, February 14, 2017 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

John Browne	Mayor
Weldon Smith	Ward One
Cully Stevens	Ward Two
Travis Read.....	Ward Three
Robert Karr, Vice Mayor	Ward Four
Buddy Garvin	Ward Five
Jason Barnett.....	Ward Six
Peter J. Stasiak	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

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 10, 2017, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for January 18, 2017 through February 7, 2017. *(Toni Ervin, Chief Financial Officer)*
- C. Accept and place on file, the Oklahomans for Independent Living quarterly report for the months of July through September, 2016. *(Pam Pulchny, Executive Director)*
- D. Accept and place on file, the Oklahomans for Independent Living quarterly report for the months of October through December, 2016. *(Pam Pulchny, Executive Director)*
- E. Accept and place on file, the Pride in McAlester 2nd Quarter Report for the months of October through December, 2016. *(Stephanie Giacomo, Executive Director)*
- F. Accept and place on file, the amended McAlester Main Street 1st Quarter Report for the months of July through September, 2016. *(Amy Newman, Executive Director)*
- G. Accept and place on file, the McAlester Main Street 2nd Quarter Report for the months of October through December, 2016. *(Amy Newman, Executive Director)*
- H. Consider and act upon, authorization of payment to Infrastructure Solutions Group, LLC, Invoice MC-15-02A-07, in the amount of \$3,150 .00 for Professional Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- I. Consider and act upon, approving a contribution to the Pittsburg County Regional Expo Authority Board in the amount of \$5,000.00. *(Peter Stasiak, City Manager)*
- J. Concur with the Mayor's reappointment of Dr. Mark Sehgal to the McAlester Regional Health Center Board for a term to expire February 28, 2023. *(John Browne, Mayor)*
- K. Concur with the Mayor's appointment of Brandi McWilliams to the Audit & Finance Committee for a term to expire March 31, 2019. *(John Browne, Mayor)*
- L. Concur with the Mayor's reappointment of Teresa Smith to the Ethics Board for a term to expire February, 2020. *(John Browne, Mayor)*
- M. Concur with the Mayor's appointments of T. Shawn Howard (term to expire February, 2018), Kristie Brooks (term to expire February, 2019), Tony Edwards (term to expire

February, 2021), and Anthony Washington (term to expire February, 2021) to the Ethics Board. *(John Browne, Mayor)*

- N. Concur with the Mayor's appointment of Heath Stanfield to the Tree Board for a term to expire September, 2018. *(John Browne, Mayor)*
- O. Concur with the Mayor's appointment of Doug Marchant to the Storm Water Committee for a term to expire May, 2019. *(John Browne, Mayor)*

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 OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2568 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2016-17; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY

SCHEDULED BUSINESS

1. Consider and act upon, an Ordinance amending Ordinance No. 2568 which established the budget for fiscal year 2016-17; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

Motion to approve the budget amendment ordinance.

2. Consider and act upon, a "Use Permit After Review" in the "Wyandotte Corridor" for the use of the property at 910 E Wyandotte Avenue as a "barbershop and/or beauty shop". *(Jayme Clifton, Planning Technician)*

Executive Summary

Motion to approve a "Use Permit After Review" in the "Wyandotte Corridor" for the use of the property at 910 E Wyandotte Avenue as a "barbershop and/or beauty shop" and to authorize the Mayor to sign the "Use Permit after Review" approval form.

3. Consider and act upon, the approval of site and building alterations proposed by Krebs Brewing Company for the leased property at 103 Steven Taylor Boulevard, McAlester, Oklahoma, as detailed in the Triple Net Real Property Lease Agreement between the City

of McAlester and Krebs Brewing Company, Inc. (*Kirk Ridenour, Community & Economic Development Director*)

Executive Summary

Motion to approve the site and building alterations for the leased property at 103 Steven Taylor Boulevard, subject to the issuance of a City of McAlester building permit.

4. Consider and act upon, acceptance of a bid proposal from Lambert Mechanical, Inc. in the amount of \$36,500.00 for repairs to the HVAC system at the Reserve Bldg. (*Peter Stasiak, City Manager*)

Executive Summary

Staff recommends accepting bid proposal from Lambert Mechanical, Inc. in the amount of \$36,500.00 for repairs to the HVAC system at the Reserve Bldg.

5. Consider and act upon, authorization of payment to KATCON, Inc., Final Invoice Payment #8, in the amount of \$ 24,461.72 for Construction Services related to Washington Avenue Pavement Reconstruction Project and accept the project as complete. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve payment to KATCON, Inc., Final Invoice Payment #8 in the amount of \$ 24,461.72 for Construction Services related to Washington Avenue Pavement Reconstruction Project and accept the project as complete.

6. Consider and act upon, authorization for the Mayor to sign a Professional Services Agreement between the City of McAlester and Meshek & Associates, PLC in connection with the Master Drainage Plan and Street Sweeper as recommended by the Stormwater Advisory Committee. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve authorization for the Mayor to sign a Professional Services Agreement between the City of McAlester and Meshek & Associates, PLC in connection with the Master Drainage Plan and Street Sweeper as recommended by the Stormwater Advisory Committee.

7. Consider and act upon, authorization for the purchase of one new and unused 2017 Freightliner M2-106 Truck with Tymco 600BAH Sweeper for the Streets Department on State of Oklahoma Vehicle Contract SW035T pursuant to section 2-275 of the McAlester City Code, and authorizing the Mayor to sign a loan agreement for the financing of this piece of equipment in the amount of \$238,734.00. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to approve authorization of the purchase of one new and unused 2017 Freightliner M2-106 Truck with Tymco 600BAH Sweeper for the Streets Department on State of Oklahoma Vehicle Contract SW035T pursuant to section 2-275 of the McAlester City Code, and authorizing the Mayor to sign a loan agreement for the financing of this piece of equipment.

8. Discussion and possible action on an Outer Marker Land Lease between the Federal Aviation Administration and City of McAlester. (*Joe Ervin, City Attorney*)

Executive Summary

Discussion and possible action.

9. Discussion and presentation of Comparison Report conducted on 10 Oklahoma cities comparable in size (population) to the City of McAlester. (*Weldon Smith, Councilman Ward One*)

Executive Summary

Discussion.

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 (Peter J. Stasiak)

- Report on activities for the past two weeks.

REMARKS AND INQUIRIES BY CITY COUNCIL

MAYORS COMMENTS AND COMMITTEE APPOINTMENTS

RECESS COUNCIL MEETING

CONVENE AS McALESTER AIRPORT AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the January 24, 2017, Regular Meeting of the McAlester Airport Authority. (*Cora Middleton, City Clerk*)
- Confirm action taken on City Council Agenda Item B, regarding claims ending February 7, 2017. (*Toni Ervin, Chief Financial Officer*)
- Confirm action taken on City Council Agenda Item 8, discussion and possible action on an Outer Marker Land Lease between the Federal Aviation Administration and City of McAlester. (*Joe Ervin, City Attorney*)

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CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Approval of the Minutes from the January 24, 2017, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending February 7, 2017. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item H, authorization of payment to Infrastructure Solutions Group, LLC, Invoice MC-15-02A-07, in the amount of \$3,150.00 for Professional Services related to Washington Avenue Pavement Reconstruction Project and funded through the McAlester Public Works Authority Construction Fund Series 2014 Project Account. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 1, an Ordinance amending Ordinance No. 2568 which established the budget for fiscal year 2016-17; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 3, the approval of site and building alterations proposed by Krebs Brewing Company for the leased property at 103 Steven Taylor Boulevard, McAlester, Oklahoma, as detailed in the Triple Net Real Property Lease Agreement between the City of McAlester and Krebs Brewing Company, Inc. *(Kirk Ridenour, Community & Economic Development Director)*
- Confirm action taken on City Council Agenda Item 5, authorization of payment to KATCON, Inc., Final Invoice Payment #8, in the amount of \$ 24,461.72 for Construction Services related to Washington Avenue Pavement Reconstruction Project and accept the project as complete. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 6, authorization for the Mayor to sign a Professional Services Agreement between the City of McAlester and Meshek & Associates, PLC in connection with the Master Drainage Plan and Street Sweeper as recommended by the Stormwater Advisory Committee. *(Peter Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 7, authorization for the purchase of one new and unused 2017 Freightliner M2-106 Truck with Tymco 600BAH Sweeper for the Streets Department on State of Oklahoma Vehicle Contract SW035T pursuant to section 2-275 of the McAlester City Code, and authorizing the Mayor to sign a loan agreement for the financing of this piece of equipment in the amount of \$238,734.00. *(Peter Stasiak, City Manager)*

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RECONVENE COUNCIL MEETING

EXECUTIVE SESSION

Recess into Executive Session in compliance with Section Title 25 Section 307 B.2 et.seq. Oklahoma Statutes, to wit:

- Proposed Executive Session pursuant to Title 25, Sec. 307(B)(4) for Confidential communications between a public body and its attorney concerning a pending investigation more particularly: The Council Sub-Committee investigation into a possible complaint regarding the conduct of a council employee.

RECONVENE INTO OPEN SESSION

- Consideration and possible action regarding the Sub-Committee investigation of a council employee.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2017 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