



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, June 13, 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](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**

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*Announce the presence of a Quorum.*

### **INVOCATION & PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

### **CITIZENS COMMENTS ON NON-AGENDA ITEMS**

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*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 9, 2017, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for May 17, 2017 through June 6, 2017. *(Toni Ervin, 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 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.**

**AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING CHAPTER 106, ARTICLE II, SECTION 106-28. METER INSTALLATION FEE AND CHAPTER 48 FEES, CHARGES AND SERVICE RATES, REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE OF JULY 15, 2017.**

**CONSIDER AND ACT UPON AN ORDINANCE AMENDING MCALESTER CITY CODE CHAPTER 10, ANIMALS, ARTICLE I III, DIVISION 1, SECTION 10-22 96, DEFINITIONS; SECTION 10-23 97, PERMITTED NUMBER OF DOMESTIC FOWL; SECTION 10-24 98, ENCLOSURE REQUIREMENTS; AND PROVIDING FOR REPEALER AND SEVERABILITY.**

**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, an Ordinance amending Chapter 106, Article II, Section 106-28. Meter Installation Fee and Chapter 48 Fees, Charges, and Service Rates; repealing all conflicting ordinances; providing for a severability clause; and establishing an effective date. *(Toni Ervin, Chief Financial Officer)*

## Executive Summary

Motion to approve the amendment of the ordinance.

3. Consider and act upon, an Ordinance amending the McAlester "Domestic Fowl" ordinance to remove geese from the definitions, include the prohibition of geese within the City of McAlester, and change the section numbers to reflect the new Code of Ordinances. *(Gary Wansick, Chief of Police)*

## Executive Summary

Motion to approve an ordinance amending the McAlester "Domestic Fowl" ordinance to remove geese from the definitions, include the prohibition of geese within the City of McAlester, and change the section numbers to reflect the new Code of Ordinances.

4. Consider and act upon, accepting Change Order #2 from KATCON Inc. for Weather Days only. There will be no increase or decrease in the contract amount, only an extension in days for the duration of the contract, and authorizing the Mayor to sign the Change Order to Katcon, Inc. for these weather days. *(Kevin Hardwick, Sr. Engineering Tech)*

## Executive Summary

The recommendation is to accept the Change Order with Katcon, Inc. for the Weather Days, to repair a portion of Tributary "B" canal wall and floor.

5. Consider and act upon, Building Demolition & Site Clearance Contract with Henry Moss dba Moss Trucking in the sum of \$3,469.00 for 344 E Tyler Avenue. *(Jayme Clifton, George Estrada, Community & Economic Development)*

## Executive Summary

Motion to award Building Demolition & Site Clearance Contracts with Henry Moss dba Moss Trucking in the sum of \$3,469.00 for 344 E Tyler Avenue and to authorize the Mayor to execute the respective Notice of Awards and Building Demolition & Site Clearance Contracts with Henry Moss dba Moss Trucking.

6. Consider and act upon, approval and acceptance of the proposal from LBR Inc. as Airport consultant for McAlester Regional Airport. *(George Marcangeli, Special Projects Engineer)*

## Executive Summary

The City of McAlester Airport Consultant Selection Committee recommends that the City Council contract with LBR Inc., Stillwater, Oklahoma to provide airport consulting, professional engineering, construction management, project administration services and environmental services for the McAlester Regional Airport. These services are subject to FAA funding.

**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*

**CITY MANAGER'S REPORT (Peter J. Stasiak)**

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- Report on activities for the past two weeks.

**REMARKS AND INQUIRIES BY CITY COUNCIL**

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**MAYORS COMMENTS AND COMMITTEE APPOINTMENTS**

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**RECESS COUNCIL MEETING**

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**CONVENE AS McALESTER AIRPORT AUTHORITY**

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the May 23, 2017, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending June 6, 2017. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 6, approval and acceptance of the proposal from LBR Inc. as Airport consultant for McAlester Regional Airport. *(George Marcangeli, Special Projects Engineer)*

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

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the May 23, 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 June 6, 2017. *(Toni Ervin, Chief Financial Officer)*
- 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 2, an Ordinance amending Chapter 106, Article II, Section 106-28. Meter Installation Fee and Chapter 48 Fees, Charges, and Service Rates; repealing all conflicting ordinances; providing for a severability clause; and establishing an effective date. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 4, acceptance of Change Order #2 from KATCON Inc. for Weather Days only. There will be no increase or decrease in the contract amount, only an extension in days for the duration of the contract, and authorizing the Mayor to sign the Change Order to Katcon, Inc. for these weather days. *(Kevin Hardwick, Sr. Engineering Tech)*

## ADJOURN MPWA

## RECONVENE COUNCIL MEETING

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## 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 pending investigations, claims, or actions.

## RECONVENE INTO OPEN SESSION

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## ADJOURNMENT

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

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**Cora M. Middleton, City Clerk**