



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, May 24, 2011 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

- Kevin E. Priddle Mayor
Weldon Smith Ward One
Steve Harrison Ward Two
John Browne Vice-Mayor, Ward Three
Robert Karr Ward Four
Vacant Ward Five
Sam Mason 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

Pastor Bob Tate, First Indian Baptist Church

ROLL CALL

AWARD PRESENTATION

Employee of the Month for April 2011 is Karla Taylor, Deputy Court Clerk

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 Claims for May 11, 2011 through May 24, 2011. *(Gayla Duke, Chief Financial Officer)*
- B. Authorize Mayor to sign an Annual Engagement Letter with Crawford and Associates, P.C, for the period from July 1, 2011 through June 30, 2012. *(Gayla Duke, Chief Financial Officer)*
- C. Accept and place on file the Oklahoma for Independent Living (OIL) Report for the months of January, February and March 2011. *(Mike Ward, Executive Director)*

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. 2361 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2010-2011; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**
- **AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, CREATING AN ECONOMIC DEVELOPMENT AND ARTS DISTRICT; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

SCHEDULED BUSINESS

1. Consider and act upon, to fill the vacancy on the McAlester City Council (Ward 5) for the unexpired term, pursuant to Section 2.06 (c) of the McAlester City Charter. If vacancy is filled a swearing in ceremony will be conducted immediately following.

Executive Summary

A motion to fill the Ward 5 vacancy on the McAlester City Council and swearing in ceremony.

2. Presentation and Discussion with Representative Brian Renegar regarding a possible new ordinance. *(Oklahoma House of Representative Brian Renegar)*

Executive Summary

Presentation and Discussion with Representative Brian Renegar

3. Presentation and accept and place on File, Pride In McAlester First Quarter January through March 2011 Report. *(Justin Few, President of Pride In McAlester)*

Executive Summary

Accept and Place on File the Pride In McAlester First Quarter 2011 Report

4. Consider and act upon, authorizing the Mayor to sign a Renewal Letter with Unitedhealthcare for medical coverage, in the amount of \$507.18/per full time regular employee for the medical insurance. *(Pamela Kirby, Human Resources Manager)*

Executive Summary

A motion to authorize the Mayor to sign the Renewal Letter with Unitedhealthcare for medical coverage for full time regular employees for a period of July 1, 2011 through June 30, 2012.

5. Consider and act upon, authorizing the Mayor to sign an application for a dental insurance plan for all full time regular employees with Guardian Life for the period of July 1, 2011 through June 30, 2012. *(Pamela Kirby, Human Resources Manager)*

Executive Summary

A motion to authorize the Mayor to sign the Guardian Life application for dental insurance for full time regular employees for a period of July 1, 2011 through June 30, 2012.

6. Consider and act upon, authorizing the Mayor to sign an application and participation agreement with Lincoln National Life Insurance Company for Life Insurance and Long Term Disability Insurance for full time regular employee. *(Pamela Kirby, Human Resources Manager)*

Executive Summary

Motion to authorize the Mayor to sign the application and participation agreement with Lincoln National Life Insurance Company for Life Insurance and Long Term Disability for full time regular employees for a period of July 1, 2011 through June 30, 2012.

7. Consider and act upon, authorizing the Mayor to sign an application with Superior Vision Services, Inc. for vision care for full time regular employee for a period of July 1, 2011 through June 30, 2012. *(Pamela Kirby, Human Resources Manager)*

Executive Summary

Motion to authorize the Mayor to sign the application with Superior Vision Services, Inc. for vision care full time regular employee for a period of July 1, 2011 through June 30, 2012.

8. Consider, and act upon, authorizing the Mayor to sign a Reimbursement Services Agreement with the American Family Life Assurance Company ("Aflac"). *(Pamela Kirby, Human Resources Manager)*

Executive Summary

Motion to approve the Mayor signing agreement with AFLAC for a Medical Care Expense Reimbursement (“URM”) Plan and/or a Dependent Care Expense Reimbursement (“DDC”) Plan for our Employees in conjunction with our Flexible Benefits Plan.

9. Consider and act upon the repeal of City of McAlester Administrative Policy No. 35 - COUNCIL CONTACT. *(Peter J. Stasiak, City Manager)*

Executive Summary

To repeal the City of McAlester Administrative Policy No. 35 – COUNCIL CONTACT.

10. Consider and act upon adopting Administrative Policy # 46 establishing the Landfill hours of operation for the public and limiting the length of trailers for access to the facility. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to act upon and approve adopting Administrative Policy # 46 establishing the Landfill hours of operation for the public, limiting the length of trailers for access to the facility, and securing loads.

11. Consider and Act Upon, to adopt a resolution to support the display of the national motto “IN GOD WE TRUST” in a prominent location in the McAlester City Hall or Council Chambers and authorize the City Manager to order the display with a cost not to exceed \$2,000.00. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve the Resolution to support the display of the national motto “IN GOD WE TRUST” in the McAlester City Hall or Council Chambers and authorize the City Manager to order the logo with a cost not to exceed \$2,000.00.

12. Consider, and act upon, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, Chief Financial Officer)*

Executive Summary

Motion to approve the budget amendment ordinance.

13. Consider, and act upon, authorizing expenditure of \$160,000 to repair a portion of the Sandy Creek canal wall. *(John C. Modzelewski, P.E., City Engineer and PW Director)*

Executive Summary

Motion to authorize the expenditure of \$160,000 to repair a portion of the Sandy Creek canal wall.

14. A. Consider and act upon, authorizing the Mayor to sign forms for 1.1, 3.10, 3.9, 3.7, 1.2 to obtain a Release of Funds for the City of McAlester CDBG Small Cities Grant 13914-CDBG-09. *(David Medley, Director of Utilities)*
- B. Consider and act upon, the adoption of a Residential Anti-Displacement and Relocation Assistance Plan – Attachment 15. *(David Medley, Director of Utilities)*

15. Discussion and possible action regarding an Ordinance creating an Economic Development and Arts District in the City of McAlester. *(John Browne, Vice Mayor)*

Executive Summary

Staff recommends that the Council evaluate proposed ordinance creating an Economic Development and Arts District in the City of McAlester.

16. Consider and act upon approving a monetary contribution from Economic Development funds in the amount of \$14,001 for Legends at Hickory Ridge, Phase III development. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve a Resolution supporting Legends at Hickory Ridge, Phase III and authorizing a monetary contribution from Economic Development funds in the amount of \$14,001.

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

RECESS COUNCIL MEETING

CONVENE AS McALESTER AIRPORT AUTHORITY

Majority of a Quorum required for approval

- Confirm action taken on City Council Agenda Item A, regarding claims ending May 24, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, to fill the vacancy on the McAlester City Council (Ward 5) for the unexpired term, pursuant to Section 2.06 (c) of the McAlester City Charter. If vacancy is filled a swearing in ceremony will be conducted immediately following. *(Mayor, Kevin Priddle)*
- Confirm action taken on City Council Agenda Item 4, authorizing the Mayor to sign a Renewal Letter with Unitedhealthcare for medical coverage, in the amount of \$507.18/per full time regular employee for medical insurance. *(Pamela Kirby, Human Resources Manager)*

- Confirm action taken on City Council Agenda Item 5, authorizing the Mayor to sign an application for a dental insurance plan for all full time regular employees with Guardian Life for the period of July 1, 2011 through June 30, 2012. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 6, authorizing the Mayor to sign an application and participation agreement with Lincoln National Life Insurance Company for Life Insurance and Long Term Disability Insurance for full time regular employee. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 7, authorizing the Mayor to sign an application with Superior Vision Services, Inc. for vision care for full time regular employee for a period of July 1, 2011 through June 30, 2012. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 8, authorizing the Mayor to sign a Reimbursement Services Agreement with the American Family Life Assurance Company (“Aflac”). *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 9, the repeal of City of McAlester Administrative Policy No. 35 - COUNCIL CONTACT. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 11, to adopt a resolution to support the display of the national motto “IN GOD WE TRUST” in a prominent location in the McAlester City Hall or Council Chambers and authorize the City Manager to order the display with a cost not to exceed \$2,000.00. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 12, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, Chief Financial Officer)*

ADJOURN MAU

CONVENE AS McALESTER PUBLIC WORKS AUTHORITY

Majority of a Quorum required for approval

- Confirm action taken on City Council Agenda Item A, regarding claims ending May 24, 2011. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 1, to fill the vacancy on the McAlester City Council (Ward 5) for the unexpired term, pursuant to Section 2.06 (c) of the McAlester City Charter. If vacancy is filled a swearing in ceremony will be conducted immediately following. *(Mayor, Kevin Priddle)*

- Confirm action taken on City Council Agenda Item 4, authorizing the Mayor to sign a Renewal Letter with Unitedhealthcare for medical coverage, in the amount of \$507.18/per full time regular employee for the for medical insurance. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 5, authorizing the Mayor to sign an application for a dental insurance plan for all full time regular employees with Guardian Life for the period of July 1, 2011 through June 30, 2012. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 6, authorizing the Mayor to sign an application and participation agreement with Lincoln National Life Insurance Company for Life Insurance and Long Term Disability Insurance for full time regular employee. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 7, authorizing the Mayor to sign an application with Superior Vision Services, Inc. for vision care for full time regular employee for a period of July 1, 2011 through June 30, 2012. *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 8, authorizing the Mayor to sign a Reimbursement Services Agreement with the American Family Life Assurance Company (“Aflac”). *(Pamela Kirby, Human Resources Manager)*
- Confirm action taken on City Council Agenda Item 9, the repeal of City of McAlester Administrative Policy No. 35 - COUNCIL CONTACT. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 10, adopting Administrative Policy # 46 establishing the Landfill hours of operation for the public and limiting the length of trailers for access to the facility. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 11, to adopt a resolution to support the display of the national motto “IN GOD WE TRUST” in a prominent location in the McAlester City Hall or Council Chambers and authorize the City Manager to order the display with a cost not to exceed \$2,000.00. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 12, an Ordinance amending Ordinance No. 2361 which established the budget for fiscal year 2010-2011; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Gayla Duke, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 13, authorizing expenditure of \$160,000 to repair a portion of the Sandy Creek canal wall. *(John C. Modzelewski, P.E., City Engineer and PW Director)*

- Confirm action taken on City Council Agenda Item 14 (A), authorizing the Mayor to sign forms for 1.1, 3.10, 3.9, 3.7, 1.2 to obtain a Release of Funds for the City of McAlester CDBG Small Cities Grant 13914-CDBG-09. *(David Medley, Director of Utilities)*

Confirm action taken on City Council Agenda Item 14 (B), the adoption of a Residential Anti-Displacement and Relocation Assistance Plan – Attachment 15. *(David Medley, Director of Utilities)*
- Confirm action taken on City Council Agenda Item 15, action regarding an Ordinance creating an Economic Development and Arts District in the City of McAlester. *(John Browne, Vice Mayor)*
- Confirm action taken on City Council Agenda Item 16, approving a monetary contribution from Economic Development funds in the amount of \$14,001 for Legends at Hickory Ridge, Phase III development. *(Peter J. Stasiak, City Manager)*

ADJOURN MPWA

CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY

Majority of a Quorum required for approval

- Approval of Retirement Benefit Payments for the Period of May 2011. *(Gayla Duke, Chief Financial Officer)*

ADJOURN MRTA

RECONVENE COUNCIL MEETING

EXECUTIVE SESSION

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

- **Section 307 (B) (2)** – Discuss negotiations concerning employees and representatives of employee groups: IAFF.

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

- Consider, and take necessary action related to negotiations with IAFF.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2011 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