



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, April 24, 2018 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

John Browne .....	Mayor
Weldon Smith .....	Ward One
Cully Stevens, Interim Vice Mayor .....	Ward Two
Travis Read.....	Ward Three
James Brown.....	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**

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**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 March 27, 2018, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for April 3, 2018 through April 17, 2018. *(Toni Ervin, Chief Financial Officer)*
- C. Accept and place on file the Pride in McAlester 3rd Quarter Report for the months of January through March, 2018. *(Stephanie Giacomo, Executive Director)*
- D. Consider and act upon, concurrence with the City Manager's recommendations and completing a Ballot for the Election of two (2) Trustees to the Board of Trustees of the Oklahoma Municipal Assurance Group. *(Cora Middleton, City Clerk)*
- E. Consider and act upon, authorizing the Mayor to sign the attached "Outlay Report and Request for Reimbursement for Construction Programs" for Project 3-40-0057-015-2017 "Rehabilitate Runway 2/20 and Connecting Taxiways (Design Only)". *(David Horinek, Public Works)*
- F. Consider and act upon, concurrence with the Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 204390-ME. *(Cora Middleton, City Clerk)*

**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.*

**CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 22, BUSINESSES, ARTICLE IV, PEDDLERS AND SOLICITORS, DIVISION 2, AGGRESSIVE BEGGING, PANHANDLING OR SOLICITATION, SECTION 22-126, DEFINITIONS, AND REPEALING ALL CONFLICTING ORDINANCES.**

**AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2604 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2017-18; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

**AN ORDINANCE AMENDING THE GENERAL ZONING ORDINANCE AND ACCOMPANYING MAP THERETO KNOWN AS GENERAL ZONING ORDINANCE NO. 1843 (1989), BY CHANGING THE CLASSIFICATION OF THE ZONING DISTRICT FOR THE ALL THAT PART OF NE ¼ NE ¼ OF SECTION 19, TOWNSHIP 5 NORTH, RANGE 15 EAST OF THE INDIAN BASE AND MERIDIAN, LYING SOUTH OF HIGHWAY NO. 69, IN PITTSBURG COUNTY, STATE OF OKLAHOMA, FROM R-1B SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-5 HIGHWAY COMMERCIAL AND COMMERCIAL RECREATION DISTRICT.**

**SCHEDULED BUSINESS**

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- 1. Presentation of Oklahoma Municipal Assurance Group’s OMAG Municipal Liability Protection Plan (MLPP) **Recognition Program.** *(Cora Middleton, City Clerk)*

Executive Summary  
Presentation.

- 2. Acceptance of the MDSA Quarterly Report and introduction of the new Director. *(Kevin Priddle, MDSA)*

Executive Summary  
Presentation.

- 3. Consider and act upon, a request from the property owner for a 90 day extension of Special Remodel Permit No. 17065 for the condemned property at 629 N C Street. *(George Estrada, Building Inspector, Jayme Clifton, Director)*

Executive Summary  
Motion to grant a 90 day extension of Special Remodel Permit No. 17065 for the condemned property at 629 N C Street.

- 4. Consider and act upon, an ordinance of the City of McAlester amending Chapter 22, Article IV, Division 2, Aggressive Begging, Panhandling or Solicitation, Section 22-126, Definitions, and repealing all conflicting ordinances. *(Gary Wansick, Chief of Police)*

## Executive Summary

Motion to pass and approve the Mayor to sign an ordinance amending Chapter 22, Article IV, Division 2, Aggressive Begging, Panhandling or Solicitation, Section 22-126, Definitions, and repealing all conflicting ordinances.

5. Consider and act upon, bids received for the Emergency Canal Wall Repair at 1000 E. Miami Avenue. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*

## Executive Summary

Staff recommends acceptance of the bid recommendation by Infrastructure Solutions Group, LLC for the Emergency Canal Wall Repair at 1000 E. Miami Avenue.

6. Consider and act upon, accepting the bid amount of \$19,850.00 from MJM Construction, LLC, and authorizing the Mayor to sign the Notice of Award for the Canal Wall Mitigation – Osage Avenue to 7<sup>th</sup> Street. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*

## Executive Summary

The recommendation is to accept the bid from MJM Construction, LLC for a total of \$19,850.00 and authorize the Mayor to sign the Notice of Award for the Canal Wall Mitigation – Osage Avenue to 7<sup>th</sup> Street.

7. Consider and act upon, accepting the bid amount of \$18,500.00 from Built Right Construction, LLC, and authorizing the Mayor to sign the Notice of Award for the Canal Wall Repair 703 S. 12<sup>th</sup> Street. *(Robert Vaughan, Infrastructure Solutions Group)*

## Executive Summary

The recommendation is to accept the bid from Built Right Construction, LLC for a total of \$18,500.00 and authorize the Mayor to sign the Notice of Award for the Canal Wall Repair 703 S. 12<sup>th</sup> Street.

8. Consider and act upon, an Ordinance amending Ordinance No. 2604 which established the budget for fiscal year 2017-2018; 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.

9. Discussion and update on Financials. *(Toni Ervin, Chief Financial Officer)*

## Executive Summary

Discussion.

10. Consider and act upon, an Ordinance amending the general zoning ordinance and accompanying map thereto known as General Zoning Ordinance No. 1843 (1989), by changing the classification of the zoning districts for All that Part of NE ¼ NE ¼ of Section 19, Township 5 North, Range 15 East of the Indian Base and Meridian, lying South of Highway No. 69, in Pittsburg County, State of Oklahoma, from R-1B Single-family Residential District to C-5 Highway Commercial and Commercial Recreation District. *(Jayme Clifton, Director)*

Executive Summary

Motion to act upon and approve the above Ordinance changing the classification of the zoning districts for the property identified in the Ordinance from R-1B Single-family Residential District to C-5 Highway Commercial and Commercial Recreation District and authorizing the Mayor to sign the ordinance.

- 11. Consider and act upon, a Resolution to adopt the Capital Improvement Program for 2018/2019-2022/2023. *(Peter Stasiak, City Manager)*

Executive Summary

Motion to approve the Resolution adopting the Capital Improvement Program for 2018/2019-2022/2023.

- 12. Presentation and discussion of Fiscal Year 2018/2019 Budget. *(Peter Stasiak, City Manager)*

Executive Summary

Presentation.

**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 April 10, 2018, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending April 17, 2018. *(Toni Ervin, Chief Financial Officer)*

- Confirm action taken on City Council Agenda Item E, authorization for the Mayor to sign the attached “Outlay Report and Request for Reimbursement for Construction Programs” for Project 3-40-0057-015-2017 “Rehabilitate Runway 2/20 and Connecting Taxiways (Design Only)”. *(David Horinek, Public Works)*
- Confirm action taken on City Council Agenda Item 11, a Resolution to adopt the Capital Improvement Program for 2018/2019-2022/2023. *(Peter Stasiak, City Manager)*

ADJOURN MAA

**CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the April 10, 2018, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B regarding claims ending April 17, 2018. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 5, bids received for the Emergency Canal Wall Repair at 1000 E. Miami Avenue. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*
- Confirm action taken on City Council Agenda Item 6, acceptance of the bid amount of \$19,850.00 from MJM Construction, LLC, and authorizing the Mayor to sign the Notice of Award for the Canal Wall Mitigation – Osage Avenue to 7<sup>th</sup> Street. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*
- Confirm action taken on City Council Agenda Item 7, acceptance of the bid amount of \$18,500.00 from Built Right Construction, LLC, and authorizing the Mayor to sign the Notice of Award for the Canal Wall Repair 703 S. 12<sup>th</sup> Street. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*
- Confirm action taken on City Council Agenda Item 11, a Resolution to adopt the Capital Improvement Program for 2018/2019-2022/2023. *(Peter Stasiak, City Manager)*

ADJOURN MPWA

**CONVENE AS McALESTER RETIREMENT TRUST AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the March 27, 2018 Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*

- Approval of Retirement Benefit Payments for the Period of April, 2018. *(Toni Ervin, Chief Financial Officer)*

ADJOURN MRTA

**RECONVENE COUNCIL MEETING**

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**ADJOURNMENT**

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**CERTIFICATION**

*I certify that this Notice of Meeting was posted on this \_\_\_\_\_ day of \_\_\_\_\_ 2018 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**