



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, September 11, 2018 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

John Browne	Mayor
Weldon Smith	Ward One
Cully Stevens, Vice-Mayor	Ward Two
Travis Read	Ward Three
James Brown	Ward Four
Buddy Garvin	Ward Five
Zach Prichard	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

RECOGNITION AND AWARDS

Employee of the Month for August, 2018 is Dustin Lott of the McAlester Waste Water Plant.
(John Browne, Mayor)

Mayor Browne would like to issue a Proclamation in observance of 'Make a Difference Day' encouraging citizens to engage in projects benefiting their community.

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 August 28, 2018, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for August 22, 2018 through September 4, 2018. *(Toni Ervin, Chief Financial Officer)*
- C. Consider and act upon, approval of a Resolution to extend the term of the Cable Television Permit with Vyve Broadband A, LLC. *(William Ervin, City Attorney)*
- D. Concur with the Mayor's appointment of Debra Armstrong to the McAlester Cemetery Board for a term to expire on December 31, 2020. *(John Browne, Mayor)*
- E. Consider and act upon, authorizing the Mayor to sign the Sales and Use Tax Administration Agreement recently agreed upon between the Oklahoma Tax Commission and Oklahoma Municipal League Liaison Board. This agreement replaces the current separate Sales and Use Tax Agreements. *(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 MUNICIPAL
CODE CHAPTER 48, FEES, CHARGES AND SERVICE RATES,
CHAPTER 6, ARTICLE II, DIVISION 3, OCCUPATION TAX; SECTION**

6-66, REPEALING ALL CONFLICTING ORDINANCES; AND ESTABLISHING AN EFFECTIVE DATE OF OCTOBER 1, 2018.

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 LOT 11 BLOCK 391 IN THE CITY OF MCALESTER, FORMERLY SOUTH MCALESTER, PITTSBURG COUNTY, STATE OF OKLAHOMA, FROM R-1B SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-4 RESTRICTED COMMERCIAL DISTRICT.

SCHEDULED BUSINESS

1. Discussion of Ordinance 2634, Chapter 48, Fees, Charges and Service Rates, passed by the McAlester City Council on August 14, 2018. (*Cully Stevens, Councilman, Ward 2*)

Executive Summary
Discussion.

2. 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 Lot 11 Block 391 in the City of McAlester, formerly South McAlester, Pittsburg County, State of Oklahoma, from R-1B Single-family residential district to C-4 Restricted Commercial District. (*Jayme Clifton, Community Development 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-4 Restricted Commercial District and authorizing the Mayor to sign the ordinance.

3. Consider and act upon, accepting the bid amount of \$44,540.00 from Built Right Construction, LLC, and authorizing the Mayor to sign the Notice of Award for the Canal Wall Replacement, 415 S. "A" Street. (*Robert Vaughan, Infrastructure Solutions Group*)

Executive Summary
The recommendation is to accept the bid from Built Right Construction, LLC for a total of \$44,540.00 and authorize the Mayor to sign the Notice of Award for the Canal Wall Replacement, 415 S. "A" Street.

4. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay Estimate No. 1 - Final and Certificate of Substantial Completion for the contract with Built Right Construction, LLC for the Emergency Canal Wall Repair, 400 S. "A" Street and accept the project as completed. (*Robert Vaughan, Infrastructure Solutions Group*)

Executive Summary

Motion to authorize the Mayor to sign the Contractor's Final pay Estimate No. 1 - Final in the amount of \$85,900.00 and the Certificate of Substantial Completion for the contract with Built Right Construction, LLC for the Emergency Canal Wall Repair, 400 S. "A" and accept the project as completed.

5. Consider and act upon, Building Demolition & Site Clearance Contracts with Henry Moss dba Moss Trucking in the sum of \$5,985.00. *(Jayme Clifton, Community & Economic Development Director)*

Executive Summary

Motion to award Building Demolition & Site Clearance Contracts with Henry Moss dba Moss Trucking in the sum of \$34,649.00 and to authorize the Mayor to execute the respective Building Demolition & Site Clearance Contract.

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)

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- 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 August 28, 2018, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending September 4, 2018. *(Toni Ervin, Chief Financial Officer)*

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

Majority of a Quorum required for approval

- Approval of the Minutes from the August 28, 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 September 4, 2018. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 3, acceptance of the bid amount of \$44,540.00 from Built Right Construction, LLC, and authorization for the Mayor to sign the Notice of Award for the Canal Wall Replacement, 415 S. "A" Street. *(Robert Vaughan, Infrastructure Solutions Group)*
- Confirm action taken on City Council Agenda Item 4, authorization for the Mayor to sign the Contractor's Final Pay Estimate No. 1 - Final and Certificate of Substantial Completion for the contract with Built Right Construction, LLC for the Emergency Canal Wall Repair, 400 S. "A" Street and acceptance of the project as completed. *(Robert Vaughan, Infrastructure Solutions Group)*

ADJOURN MPWA

RECONVENE COUNCIL MEETING

ADJOURNMENT

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.

Cora M. Middleton, City Clerk