



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, October 9, 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](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**

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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**

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*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 September 25, 2018, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for September 19, 2018 through October 2, 2018. *(Toni Ervin, Chief Financial Officer)*
- C. Accept and place on file the Oklahomans for Independent Living 4th Quarter report for the months of April through June, 2018. *(Pam Pulchny, Executive Director)*
- D. Consider and act upon, to concur with Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 205245-ME. *(Cora Middleton, City Clerk)*
- E. Consider and act upon, to concur with Oklahoma Municipal Assurance Group (OMAG) recommendation to deny Claim No. 205150-BD. *(Cora Middleton, City Clerk)*

## **ITEMS REMOVED FROM CONSENT AGENDA**

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## **PUBLIC HEARING**

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*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 102, TRAFFIC AND VEHICLES, ARTICLE II, DIVISION 2, SECTION 102-78, MARKING OF FIRE LANES, REPEALING ALL CONFLICTING ORDINANCES, AND PROVIDING FOR SEVERABILITY.**

**AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2626 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2018-2019; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

## SCHEDULED BUSINESS

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1. Consider and act upon, to approve the Developer Agreement in form only, for “Shops At McAlester,” located at the southwest corner of 14<sup>th</sup> street and the George Nigh Expressway, in the City of McAlester, Oklahoma. *(William J. Ervin, City Attorney)*

### Executive Summary

The attached Developer Agreement has been submitted by Burk Collins Company and is ready for consideration and approval by the council as to form only.

2. Consider and act upon, Building Demolition & Site Clearance Contracts with Dustin Harris dba Harris Construction in the sum of \$20,899.97. *(Jayme Clifton, Community & Economic Development Director)*

### Executive Summary

Motion to award Building Demolition & Site Clearance Contracts with Dustin Harris dba Harris Construction in the sum of \$20,899.97 and to authorize the Mayor to execute the respective Building Demolition & Site Clearance Contract.

3. Consider and act upon, an ordinance amending the regulation marking of fire lanes within the City of McAlester; amending Chapter 102, Article II, Section 102-78, repealing all conflicting ordinances. *(William Ervin, City Attorney)*

### Executive Summary

Motion to approve an ordinance amending the regulation marking of fire lanes within the City of McAlester.

4. Consider and act upon, approving the unified Branding and use of the NEW City of McAlester Logo, presented by Billy Sumner, Tourism/Expo Manager. *(Billy Sumner, Expo Manager)*

### Executive Summary

Motion to approve the unified Branding and use of the NEW City of McAlester Logo, across all platforms and departments.

5. Consider and act upon, an Ordinance amending Ordinance No. 2626 which established the budget for fiscal year 2018-2019; 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.

## 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 September 25, 2018, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending October 2, 2018. *(Toni Ervin, Chief Financial Officer)*

**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 September 25, 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 October 2, 2018. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 5, an Ordinance amending Ordinance No. 2626 which established the budget for fiscal year 2018-2019; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Chief Financial Officer)*

**ADJOURN MPWA****McALESTER ECONOMIC DEVELOPMENT AUTHORITY**

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the July 24, 2018 Special Meeting of the McAlester Economic Development Authority. *(Cora Middleton, City Clerk)*
- Approval of the Minutes from the August 28, 2018 Special Meeting of the McAlester Economic Development Authority. *(Cora Middleton, City Clerk)*

- Consider and act upon, to approve the Developer Agreement for the Shops at McAlester Project located at 14th Street and George Nigh Expressway in the City of McAlester, Oklahoma. (*William J. Ervin, City Attorney*)

ADJOURN MEDA

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**