



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, March 26, 2019 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

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|--------------------------------|---------------|
| John Browne .....              | Mayor         |
| Weldon Smith .....             | Ward One      |
| Cully Stevens, Vice Mayor..... | Ward Two      |
| Travis Read.....               | Ward Three    |
| James Brown.....               | Ward Four     |
| Vacant .....                   | 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**

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#### **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 Claims for March 6, 2019 through March 19, 2019. *(Toni Ervin, Assistant City Manager)*
- B. Consider and act upon, a request by Bobby Lenardo, on behalf of the Italian Festival Committee to partner with them for the rental fee for the use of the McAlester Expo Center, for the 49<sup>th</sup> Annual McAlester Italian Festival set for May 9, 10 & 11<sup>th</sup>, 2019 in the amount of \$2,125.00. *(Billy Sumner, Expo Manager)*
- C. Consider and act upon, a request from Larry Amos, member of the Pittsburg County Pow Wow Committee, to partner with them for the rental fee for the use of the McAlester Expo Center for the 2019 Pittsburg County Pow Wow, set for April 27<sup>th</sup>, 2019 in the amount of \$900.00. *(Billy Sumner, Expo Manager)*
- D. 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)*
- E. Consider and act upon, a Resolution of the City of McAlester in support of permanent east bound and west bound traffic access through the Wade Watts Underpass. *(Peter Stasiak, City Manager)*
- F. Concur with the Mayor's reappointments of Mark Emmons, Chris Taylor, and Susan Kanard to the McAlester Board of Adjustments for terms ending March 31<sup>st</sup>, 2022. *(John Browne, Mayor)*
- G. Consider and act upon, approving the expenditure of interest monies from the Cemetery Perpetual Care Fund for Oakhill Cemetery for the purchase of a sprayer. *(Mel Priddy, Community Services Director)*

## **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.*

**AN ORDINANCE OF THE CITY OF MCALESTER, OKLAHOMA; AMENDING MCALESTER CITY CODE CHAPTER 62, LAND DEVELOPMENT, PLANNING, ZONING AND SUBDIVISIONS, ARTICLE IV, DIVISION 2, SECTION 62-297, STORAGE AND PARKING OF TRAILERS AND COMMERCIAL VEHICLES; 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. **POSTPONED FROM THE MARCH 12, 2019 MEETING:** Consideration and action, to authorize the execution of the lease agreements with New Cingular Wireless PCS, LLC for the development of a cellular tower north of Mullens Park in Lots 5 and 6, Block 94, North McAlester, City of McAlester, and including an access utility easement. *(Jayme Clifton, Community Development Director)*

#### Executive Summary

Motion to approve and to authorize the execution of the lease agreements with New Cingular Wireless PCS, LLC for the development of a cellular tower north of Mullens Park in Lots 5 and 6, Block 94, North McAlester, City of McAlester, and including an access utility easement.

2. Consider and act upon, an ordinance amending McAlester City Code Chapter 62, Land Development, Planning, Zoning and Subdivisions, Article IV, Division 2, Section 62-295, Storage and Parking of Trailers and Commercial Vehicles; repealing all conflicting ordinances, and providing for severability. *(Jayme Clifton, Community Development Director)*

#### Executive Summary

Motion to act upon and approve the above ordinance amending McAlester City Code Chapter 62, Land Development, Planning, Zoning and Subdivisions, Article IV, Division 2, Section 62-295, Storage and Parking of Trailers and Commercial Vehicles; repealing all conflicting ordinances, and providing for severability, and authorizing the Mayor to sign the ordinance.

3. Consider and act upon, accepting the bid amount of \$282,524.00 for Section A 2018 CDBG Sewer Improvements and \$202,808.00 for Section B for Connally Addition Sewer Improvements by City Infrastructure Funds for a total combined bid amount of \$485,332.00 from Built Right Construction, LLC and authorize the Mayor to sign the Notice of Award and the Grantee Debarment Review and Certification. *(Robert Vaughan, Infrastructure Solutions Group)*

Executive Summary

The recommendation is to accept the bid from Built Right Construction, LLC of \$282,524.00 for Section A 2018 CDBG Sewer Improvements and \$202,808.00 for Section B for Connally Addition Sewer Improvements by City Infrastructure Funds for a total combined bid amount of \$485,332.00 and authorize the Mayor to sign the Notice of Award and the Grantee Debarment Review and Certification.

- 4. Consider and act upon, a proposal from Noah’s Park & Playgrounds in the amount of \$63,000.00 for the purchase of playground equipment for Connally Park. *(Mel Priddy, Community Services Director)*

Executive Summary

Staff recommends accepting proposal from Noah’s Park & Playgrounds in the amount of \$63,000.00 for the purchase of playground equipment for Connally Park.

- 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. *(An-Chen Lai, Chief Financial Officer)*

Executive Summary

Motion to approve the budget amendment ordinance.

- 6. Discussion and update on Monthly Financials. *(An-chen Lai, Chief Financial Officer)*

Executive Summary

Discussion.

**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 March 12, 2019, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item A, regarding claims ending March 19, 2019. *(Toni Ervin, Assistant City Manager)*

**ADJOURN MAA**

**CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the March 12, 2019, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item A regarding claims ending March 19, 2019. *(Toni Ervin, Assistant City Manager)*
- Confirm action taken on City Council Agenda Item 3, acceptance of the bid amount of \$282,524.00 for Section A 2018 CDBG Sewer Improvements and \$202,808.00 for Section B for Connally Addition Sewer Improvements by City Infrastructure Funds for a total combined bid amount of \$485,332.00 from Built Right Construction, LLC and authorize the Mayor to sign the Notice of Award and the Grantee Debarment Review and Certification. *(Robert Vaughan, Infrastructure Solutions Group)*
- 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. *(An-Chen Lai, Chief Financial Officer)*

**ADJOURN MPWA**

**CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the February 26, 2019, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of March, 2019. *(Toni Ervin, Assistant City Manager)*

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 \_\_\_\_\_ 2019 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**