



# McAlester City Council

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## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, October 22, 2019 – 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
- Maureen Harrison ..... 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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## **RECOGNITION AND AWARDS**

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Employee of the Month for October is Colby Barnett, McAlester Police Department.  
*(John Browne, Mayor)*

The Mayor will be issuing a proclamation for Breast Cancer Awareness Month.

The Mayor will be issuing a proclamation for Domestic Violence Awareness Month.

## **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 30, 2019, Emergency Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for October 2, 2019 through October 15, 2019. *(Toni Ervin, Asst. City Manager)*
- C. Consider and act upon, to concur with the Mayor's appointment of Kevin Beaty to the Expo Board to fill the vacancy left by Ms. Damaria Maddox. His term is to expire on June 30, 2022. *(John Browne, Mayor)*
- D. Accept and place on file the Oklahomans for Independent Living Quarterly Report for the months of April through June, 2019. *(Pam Pulchny, Executive Director)*
- E. Accept and place on file the McAlester Defense Support Association Annual Report for FY18-19 and their 1<sup>st</sup> Quarter Report for FY19-20. *(Jessica Gregg, Executive Director)*
- F. Accept and place on file the McAlester Main Street Annual Report for FY18-19. *(Alyssa Latty, Executive 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 AMENDING CHAPTER 102, TRAFFIC AND VEHICLES, OF THE MCALESTER CITY CODE, ARTICLE V, BICYCLES, DIVISION 2, LICENSE; AMENDING CHAPTER 48, FEES, CHARGES, AND SERVICE RATES, CHAPTER 102, TRAFFIC AND VEHICLES, ARTICLE V, BICYCLES, DIVISION 2, LICENSE, SECTIONS 102-234 AND 102-238; REPEALING ALL CONFLICTING ORDINANCES, AND PROVIDING FOR SEVERABILITY.**

**AN ORDINANCE AMENDING CHAPTER 94, STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES, OF THE MCALESTER CITY CODE, ARTICLE II, DIVISION 1, SECTION 94-35, PERMIT FOR INSTALLATION OF DRAINAGE STRUCTURES IN STREET DITCHES; AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE VI, FINANCE, DIVISION 4, COST SHARING POLICY FOR PUBLIC WORKS PROJECTS, SECTION 2-440, STORM DRAINS AND CULVERTS; AMENDING CHAPTER 48, CHAPTER 94, STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES, ARTICLE VI, FINANCE, DIVISION 2, PURCHASES, SECTION 2-440, STORM DRAINS AND CULVERTS; REPEALING ALL CONFLICTING ORDINANCES, AND PROVIDING FOR SEVERABILITY.**

**AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2656 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2019-20; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

## **SCHEDULED BUSINESS**

1. Consider and act upon, a resolution setting the election dates for Wards 1, 3, 5 and Mayor. *(Cora Middleton, City Clerk)*

### Executive Summary

Motion to approve resolution setting the election dates for Wards 1, 3, 5 and Mayor.

2. Consider and act upon, an ordinance of the City of McAlester amending Chapter 102, Article V, Bicycles, Division 2, License, to establish updated processes for bicycle registration with the police department. *(Gary Wansick, Chief of Police)*

### Executive Summary

Motion to pass and approve an Ordinance to amend Chapter 102, Article V, Bicycles, Division 2, License, and establish updated processes for bicycle registration with the police department.

3. Consider and act upon, an ordinance of the City of McAlester establishing fees to be charged to property owners when a property owner requests the City install or repair tin horns/culverts on private property, and establishing a permit fee to the property owner for the permit to install or repair the tin horn/culvert. *(Toni Ervin, Assistant City Manager)*

Executive Summary

Motion to pass and approve an Ordinance to charge fees to property owners for the City to install or repair tin horns/culverts on private property and establish a permit fee to property owners for the permit to have any work performed on the property.

4. Consider and act upon, authorizing the Mayor to sign Change Order #1 from Built Right Construction in the amount of \$4,550.00. This change order is for an additional service connection, relocating a storage building out of an easement and to add 60 days to the substantial completion date, extending it to October 19, 2019 for the 2018 CDBG Sewer Project. *(Robert Vaughan, Infrastructure Solutions Group)*

Executive Summary

Motion to authorize the Mayor to sign Change Order #1 from Built Right Construction in the amount of \$4,550.00. This change order is for an additional service connection, relocating a storage building out of an easement and to add 60 days to the substantial completion date, extending it to October 19, 2019 for the 2018 CDBG Sewer Project.

5. Consider and act upon, an Ordinance amending Ordinance No. 2656 which established the budget for fiscal year 2019-2020; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Assistant City Manager)*

Executive Summary

Motion to approve the budget amendment ordinance.

6. Discussion and update on financials. *(Toni Ervin, Assistant City Manager)*

Executive Summary

Discussion.

7. Consider and act upon, a Memorandum of Understanding between the McAlester Public Works Authority and the Board of Education of Independent School District No. 80, Pittsburg County, Oklahoma that authorizes the release of funds derived from City Ordinance 2159, for the acquisition, construction, and renovation of educational facilities. *(Peter Stasiak, City Manager, Randy Hughes, MPS Superintendent)*

Executive Summary

Motion to approve the Memorandum of Understanding that conveys to ISDA80 the sum of \$1,155,236.00 to be used for the acquisition, construction, and renovation for McAlester Public Schools.

8. Presentation on the Action Plan for the Moving McAlester Forward 2040 Comprehensive Plan. *(Jayme Clifton, Community Development Director)*

Executive Summary  
Presentation.

## **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 October 8, 2019, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending October 15, 2019. *(Toni Ervin, Asst. City Manager)*

## **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 October 8, 2019, 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 15, 2019. *(Toni Ervin, Asst. City Manager)*

- Confirm action taken on City Council Agenda Item 3, an ordinance of the City of McAlester establishing fees to be charged to property owners when a property owner requests the City install or repair tin horns/culverts on private property, and establishing a permit fee to the property owner for the permit to install or repair the tin horn/culvert. *(Toni Ervin, Assistant City Manager)*
- Confirm action taken on City Council Agenda Item 4, authorization for the Mayor to sign Change Order #1 from Built Right Construction in the amount of \$4,550.00. This change order is for an additional service connection, relocating a storage building out of an easement and to add 60 days to the substantial completion date, extending it to October 19, 2019 for the 2018 CDBG Sewer Project. *(Robert Vaughan, Infrastructure Solutions Group)*
- Confirm action taken on City Council Agenda Item 5, an Ordinance amending Ordinance No. 2656 which established the budget for fiscal year 2019-2020; repealing all conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Assistant City Manager)*
- Confirm action taken on City Council Agenda Item 7, a Memorandum of Understanding between the McAlester Public Works Authority and the Board of Education of Independent School District No. 80, Pittsburg County, Oklahoma that authorizes the release of funds derived from City Ordinance 2159, for the acquisition, construction, and renovation of educational facilities. *(Peter Stasiak, City Manager, Randy Hughes, MPS Superintendent)*

#### ADJOURN MPWA

#### **CONVENE AS MCALESTER RETIREMENT TRUST AUTHORITY**

*Majority of a Quorum required for approval*

- Approval of the Minutes from the September 24, 2019, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of October, 2019. *(Toni Ervin, Asst. City Manager)*

#### ADJOURN MRTA

#### ADJOURNMENT

#### **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**