

Council Chambers  
Municipal Building  
March 8, 2011

The McAlester City Council met in Special session on Tuesday, March 8, 2011 at 5:45 P.M. after proper notice and agenda was posted, March 7, 2011 at 8:12 A.M.

## **CALL TO ORDER**

Mayor Priddle called the meeting to order.

## **ROLL CALL**

Council Roll Call was as follows:

Present: Weldon Smith, Steve Harrison, John Browne, Robert Karr, Sam Mason & Mayor Priddle

Absent: Buddy Garvin

Presiding: Kevin E. Priddle, Mayor

Staff Present: Pete Stasiak, City Manager; John Modzelewski, City Engineer/Public Works Director; David Medley, Utilities Director; Gayla Duke, Chief Financial Officer; Brett Brewer, Fire Chief; William Ervin, City Attorney and Cora Middleton, City Clerk

- 1. Consider, and Act to approve and direct the filing of a declaratory judgment action in the District Court of Pittsburg County, Oklahoma against the IAFF and Arbitrator to determine the issues related to the City's right to call a popular election to resolve the dispute resulting from the current labor negotiations and arbitration, authorizing the City Attorney to file the action and the Mayor and Clerk to sign all necessary documents on behalf of the City.**

Councilman Harrison moved to approve and direct the filing of a declaratory judgment action in the District Court of Pittsburg County, Oklahoma against the IAFF and Arbitrator to determine the issues related to the City's right to call a popular election to resolve the dispute resulting from the current labor negotiations and arbitration, authorizing the City Attorney to file the action and the Mayor and Clerk to sign all necessary documents on behalf of the City. The motion was seconded by Councilman Smith.

Before the vote, Mr. Ervin stated that the City Attorney's office had been directed to prepare a petition to be filed in the district court which he anticipated would be ready in its final draft for filing Wednesday, March 9, 2011. He explained the activities that had brought about this action by the Council. He commented that if the process was not completed before the end of the fiscal year there would not be a collective bargaining agreement between the City of McAlester and the IAFF and rather than having the City and the local union denied the opportunity to contract this year he felt it was important to file the declaratory judgment action.

There was no further discussion and the vote was taken as follows:

AYE: Councilman Smith, Harrison, Karr, Mason & Mayor Priddle

NAY: None

ABSTAIN: (counted as no) Vice-Mayor Browne

Mayor Priddle declared the motion carried.

**Adjournment**

There being no further business before the Council, Vice-Mayor Browne moved for adjournment. The motion was seconded by Councilman Harrison. There was no discussion, and the vote was taken as follows:

AYE: Councilman Harrison, Browne, Karr, Mason, Smith & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the meeting was adjourned at 5:56 P.M.

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Kevin E. Priddle, Mayor

ATTEST:

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Cora Middleton, City Clerk