



# McAlester City Council

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## NOTICE OF MEETING

### Amended Regular Meeting Agenda

Tuesday, June 26, 2012 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

- Steve Harrison.....Mayor  
Weldon Smith.....Ward One  
Vacant .....Ward Two  
Travis Read.....Ward Three  
Robert Karr.....Ward Four  
Buddy Garvin .....Ward Five  
Sam Mason, Vice Mayor .....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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Mother Stephanie Swinnea, All-Saints Episcopal Church

#### **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**

*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 June 12, 2012 Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for June 6-June 19, 2012. *(Toni Ervin, Chief Financial Officer)*
- C. Accept and place on file the ADA Yearly Report. *(Mel Priddy, Director Community Services)*
- D. Ratify and approve a one year Financial Advisor Services Agreement between Municipal Finance Services, Inc. and the City of McAlester. *(Cora Middleton, City Clerk)*
- E. Ratify and approve a one year agreement between the Public Finance Law Group and the City of McAlester, Oklahoma to engage as bond counsel for the purposes of consultation on any contemplated financing which the City or the Authority may undertake. *(Peter J. Stasiak, City Manager)*
- F. Ratify and approve a one year Lease No. DTFA07-97-L-01137, Outer Marker, (OM) Site and Access Road, McAlester Municipal Airport, between The United States of America and the City of McAlester, Oklahoma. *(Cora Middleton, City Clerk)*
- G. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and the Oklahomans for Independent Living. *(Peter J. Stasiak, City Manager)*
- H. Consider and act upon, authorizing the Mayor to sign a City County Agreement for a Joint Civil Defense/Emergency Management Administration between the Board of County Commissioners of Pittsburg County of Oklahoma and the City of McAlester. *(Peter J. Stasiak, City Manager)*
- I. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester Public Works Project and the Oklahoma Department of Corrections (Prisoners Public Works). *(Peter J. Stasiak, City Manager)*
- J. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and Main Street Association. *(Peter J. Stasiak, City Manager)*
- K. Consider and act upon, authorizing the Mayor to sign a contract between the City of McAlester and Pride-in-McAlester. *(Peter J. Stasiak, City Manager)*
- L. Consider and act upon, authorizing the Mayor to sign an Equipment Maintenance Agreement between the City of McAlester and BizTel Business Telephone Systems for July 1, 2012 through June 30, 2013. (No increase in service rates – same as last year.) *(Peter J. Stasiak, City Manager)*

## 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.*

### SCHEDULED BUSINESS

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1. Discussion and review of quarterly update provided by the McAlester Public Schools.  
*(Marsha Gore, McAlester School Superintendent)*

#### Executive Summary

Discussion and possible action to approve placing on file the quarterly report provided by the McAlester Public Schools.

2.
  - a) Presentation on the McAlester Master Trails Plan. *(Mike Harmon and Keith Franklin, LandPlan Consultants Inc.)*
  - b) Consider, and act upon, a Resolution to adopt the McAlester Master Trails Plan.

#### Executive Summary

Motion to approve Resolution adopting the McAlester Master Trails Plan.

3.
  - a) Presentation of the City of McAlester Financial Report ending May 31, 2012.  
*(Toni Ervin, Chief Financial Officer)*
  - b) Accept and place on file the presentation of the City of McAlester Financial Report ending May 31, 2012.

#### Executive Summary

City of McAlester Financial Report ending May 31, 2012. Except and place on file.

4. Tabled at previous meeting: Consider, and act upon, an award bid to Total Investment Company for future construction of FAA AIP 3-40-0057-011 & 012-2011 and OAC Project #MLCC-12-75 at McAlester Regional Airport. This project is to improve safety area, remove obstruction and improve runway obstacle free area. *(Mel Priddy, Community Services Director)*

#### Executive Summary

Motion to approve an award bid of \$1,550,086.00 to Total Investment Company for construction of FAA AIP 3-40-0057-011 & 012-2011 and OAC Project #MLCC-12-75 at McAlester Regional Airport and authorize the mayor to sign all the required documents, the construction contract, the sponsor's certifications, and any other documents related to the FAA-AIP or OAC Project.

5. Consider, and act upon, a request from Allied Waste/Republic Services increasing the solid waste collection rate for Residential customers by 2.5% based on the increase in the CPI for Urban Wage Earners and Clerical Workers "All Items Index" Midwest Region,

Size Class D (50,000 or less) and the U.S. City Average, other Motor Fuels as of April 2012.

Executive Summary

Motion to approve the new service residential rate increase of 2.5% based on the CPI for Urban Wage Earners and Clerical Workers "All Items Index" Midwest Region, Size Class D (50,000 or less) and the U.S. City Average, other Motor Fuels as of April 2012.

6. Consider, and act upon, approval of On-site shredding agreement with Shred-it for automatic monthly shredding service at City Hall. *(Cora Middleton, City Clerk)*

Executive Summary

Motion to approve agreement with Shred-it for automatic monthly On-site shredding service at City Hall.

7. Discussion on Code Violations and Condemnation Process. *(Councilman Travis Read)*

Executive Summary

Discussion on Code Violations and Condemnation Process.

8. Consider, and act upon, the First Amendment to the Participation Agreement with the Association for Landfill Financial Assurance. *(John C. Modzelemski, P.E., City Engineering and Public Works, Director)*

Executive Summary

Motion to approve and authorize the Mayor to sign the First Amendment to the Participation Agreement with the Association for Landfill Financial Assurance after review and approval by City Attorney's Office.

## **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 June 12, 2012 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending June 19, 2012. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item D, Ratify and approve a one year Financial Advisor Services Agreement between Municipal Finance Services, Inc. and the City of McAlester. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item E, Ratify and approve a one year agreement between the Public Finance Law Group and the City of McAlester, Oklahoma to engage as bond counsel for the purposes of consultation on any contemplated financing which the City or the Authority may undertake. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item F, Ratify and approve a one year Lease No. DTFA07-97-L-01137, Outer Marker, (OM) Site and Access Road, McAlester Municipal Airport, between The United States of America and the City of McAlester, Oklahoma. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item H, authorizing the Mayor to sign a City County Agreement for a Joint Civil Defense/Emergency Management Administration between the Board of County Commissioners of Pittsburg County of Oklahoma and the City of McAlester. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item I, authorizing the Mayor to sign a contract between the City of McAlester Public Works Project and the Oklahoma Department of Corrections (Prisoners Public Works). *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item L, authorizing the Mayor to sign an Equipment Maintenance Agreement between the City of McAlester and BizTel Business Telephone Systems for July 1, 2012 through June 30, 2013. (No increase in service rates – same as last year.) *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 2, Resolution to adopt the McAlester Master Trails Plan.
- Confirm action taken on City Council Agenda Item 3,
  - a) Presentation of the City of McAlester Financial Report ending May 31, 2012. *(Toni Ervin, Chief Financial Officer)*
  - b) Accept and place on file the presentation of the City of McAlester Financial Report ending May 31, 2012.
- Confirm action taken on City Council Agenda Item 4, an award bid to Total Investment Company for future construction of FAA AIP 3-40-0057-011 & 012-2011 and OAC

Project #MLCC-12-75 at McAlester Regional Airport. This project is to improve safety area, remove obstruction and improve runway obstacle free area. *(Mel Priddy, Community Services Director)*

- Confirm action taken on City Council Agenda Item 6, approval of On-site shredding agreement with Shred-it for automatic monthly shredding service at City Hall. *(Cora Middleton, City Clerk)*

## 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 June 12, 2012 Regular Meeting of the McAlester Public Works Authority *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending June 19, 2012. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item D, Ratify and approve a one year Financial Advisor Services Agreement between Municipal Finance Services, Inc. and the City of McAlester. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item E, Ratify and approve a one year agreement between the Public Finance Law Group and the City of McAlester, Oklahoma to engage as bond counsel for the purposes of consultation on any contemplated financing which the City or the Authority may undertake. *(Peter J. Stasiak, City Manager)*
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- Confirm action taken on City Council Agenda Item L, authorizing the Mayor to sign an Equipment Maintenance Agreement between the City of McAlester and BizTel Business

Telephone Systems for July 1, 2012 through June 30, 2013. (No increase in service rates – same as last year.) *(Peter J. Stasiak, City Manager)*

- Confirm action taken on City Council Agenda Item 2, Resolution to adopt the McAlester Master Trails Plan.
- Confirm action taken on City Council Agenda Item 3,
  - a) Presentation of the City of McAlester Financial Report ending May 31, 2012. *(Toni Ervin, Chief Financial Officer)*
  - b) Accept and place on file the presentation of the City of McAlester Financial Report ending May 31, 2012.
- Confirm action taken on City Council Agenda Item 5, a request from Allied Waste/Republic Services increasing the solid waste collection rate for Residential customers by 2.5% based on the increase in the CPI for Urban Wage Earners and Clerical Workers “All Items Index” Midwest Region, Size Class D (50,000 or less) and the U.S. City Average, other Motor Fuels as of April 2012.
- Confirm action taken on City Council Agenda Item 6, approval of On-site shredding agreement with Shred-it for automatic monthly shredding service at City Hall. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item 8, First Amendment to the Participation Agreement with the Association for Landfill Financial Assurance. *(John C. Modzelewski, P.E., City Engineering and Public Works, Director)*

#### ADJOURN MPWA

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

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*Majority of a Quorum required for approval*

- Approval of the Minutes from the May 22, 2012, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of June 2012. *(Toni Ervin, Interim Chief Financial Officer)*

#### ADJOURN MRTA

#### **RECONVENE COUNCIL MEETING**

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#### **ADJOURNMENT**

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**CERTIFICATION**

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*I certify that this Notice of Meeting was posted on this \_\_\_\_\_ day of \_\_\_\_\_ 2012 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**