



# McAlester City Council

---

## NOTICE OF MEETING

### Regular Meeting Agenda

Tuesday, January 22, 2013 – 6:00 pm  
McAlester City Hall – Council Chambers  
28 E. Washington

Steve Harrison ..... Mayor  
Weldon Smith ..... Ward One  
John Titsworth ..... 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

*Announce the presence of a Quorum.*

### INVOCATION & PLEDGE OF ALLEGIANCE

Pastor Lisa Anderson, Grace United Methodist Church

### ROLL CALL

### CITIZENS COMMENTS ON NON-AGENDA ITEMS

*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 December 27, 2012 Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for January 3, 2013 – January 15, 2013. *(Toni Ervin, Chief Financial Officer)*
- C. Accept and place on file the Pride In McAlester Second Quarter Report for October, November and December FY 2012-2013. *(Cora Middleton, City Clerk)*
- D. Accept and place on file the Oklahoma for Independent Living Quarterly Report for July-September 2012. *(Cora Middleton, City Clerk)*
- E. Accept and place on file the McAlester Main Street Second Quarter Report for Fiscal Year 2012-2013. *(Cora Middleton, City Clerk)*
- F. Concur with Mayor's Appointment of Brent Grilliot to the McAlester Hospital Board for a partial term to expire February, 2014. *(Steve Harrison, Mayor)*
- G. Ratify and approve for a one year term a lease agreement between the City of McAlester and DLI McAlester LLC, Edmond Oklahoma. *(Cora Middleton, City Clerk)*
- H. Ratify and approve for a one year term a Merchant Agreement between the City of McAlester and ETS. *(Cora Middleton, City Clerk)*

**ITEMS REMOVED FROM CONSENT AGENDA****PUBLIC HEARING**

*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 ORDINANCE NO. 2425 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2012-2013; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.**

**SCHEDULED BUSINESS**

1. Consider, and act upon, an Ordinance amending Ordinance No. 2425 which established the budget for fiscal year 2012-2013; 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.

2. 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 or equipment of educational facilities. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve the Memorandum of Understand that conveys to ISDA80 the sum of \$370,000 to be used for completion of the new metal roof at Puterbaugh Middle School.

3. Consider and Act Upon, to accept refund of \$11,250.00 from Mpower Economic Development Corporation for unused appropriation related to a previously unfilled staff position. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve refund.

4. Consider and Act Upon, approving the new City of McAlester Logo that was presented on January 8<sup>th</sup> by Marketing Alliance. *(Peter J. Stasiak, City Manager)*

Executive Summary

Motion to approve the new City of McAlester Logo.

5. Consider, and act upon, declaring certain vehicles and equipment surplus property in accordance with the Code of Ordinances Sec 2-286 and authorize the City Manager to sell them in accordance with the Code of Ordinances Sec 2-287. *(Toni Ervin, Chief Financial Officer)*

Executive Summary

Motion to declare certain vehicles and equipment surplus property and authorizing their sale. Motion to take two previously declared surplus items back into service. The Cell phones are equipment that have a total value of less than \$300.00. Staff recommends disposal, which may include, donation of the surplus cell phones to the Pittsburg County District Attorneys office for reprogramming and distribution to qualifying members of the public.

6. Consider and Act Upon, authorizing the Mayor to sign the lease agreement between the City of McAlester and the United States of America-Federal Aviation Administration Lease No. DTFACN-13-L-00151, term beginning February 1, 2013 and ending on September 30, 2022. *(Mel Priddy, Community Services Director)*

Executive Summary

Motion to approve authorizing the Mayor to sign said lease.

7. Discussion, and possible action, on approval of a bid award for SCBA's (Self Contained Breathing Apparatus) to Chief Fire & Safety. *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve a bid award to purchase 6 new and unused SCBA'S (self contained breathing apparatus) with 8 replacement cylinders, in the amount of \$30,320.00. Funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services.

8. Discussion, and possible action, on approval of certain costs related to the Fire Department. Funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services. *(Brett Brewer, Fire Chief)*

Executive Summary

Motion to approve the cost of communication equipment in the amount of \$3,102.80 and the cost of a smoke generator in the amount of \$4,123.00, with funds to be used from the City of McAlester's Fire Department's portion of the county quarter cent excise tax for fire services.

9. Consider, and act upon, rejecting the two bids received for one new, and unused, asphalt paver. *(John C. Modzelewski, PE, City Engineer and Public Works Director)*

Executive Summary

Motion to reject the two bids received and readvertise for one new, and unused, asphalt paver.

10. Consider, and act upon, a Resolution declaring certain buildings as dangerous by reason of being dilapidated and a detriment to the welfare of the public and community. *(George Estrada, Building Inspector)*

Executive Summary

Motion to approve a Resolution declaring certain buildings as dilapidated and subject to removal.

11. Discussion of the McAlester water treatment plant and distribution system, to include peak capacity, maximum production and projected capacities necessary to supply future and/or potential commercial/industrial growth. *(Councilman, John Titsworth)*

Executive Summary

Discussion on the McAlester water treatment plant.

## **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 January 8, 2013 Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending January 15, 2013. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item G, to ratify and approve for a one year term a lease agreement between the City of McAlester and DLI McAlester LLC, Edmond Oklahoma. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item 3, authorizing the Mayor to sign the lease agreement between the City of McAlester and the United States of America-Federal Aviation Administration Lease No. DTFACN-13-L-00151, term beginning February 1, 2013 and ending on September 30, 2022. *(Mel Priddy, Community Services Director)*
- Confirm action taken on City Council Agenda Item 4, approving the new City of McAlester Logo that was presented on January 8<sup>th</sup> by Marketing Alliance. *(Peter J. Stasiak, City Manager)*

#### **ADJOURN MAA**

#### **CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

---

*Majority of a Quorum required for approval*

- Approval of the Minutes from the January 8, 2013 Regular Meeting of the McAlester Public Works Authority *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending January 15, 2013. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item H, to ratify and approve for a one year term a Merchant Agreement between the City of McAlester and ETS. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item 1, an Ordinance amending Ordinance No. 2425 which established the budget for fiscal year 2012-2013; repealing all

conflicting ordinances; providing for a severability clause; and declaring an emergency. *(Toni Ervin, Chief Financial Officer)*

- Confirm action taken on City Council Agenda Item 2, 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 or equipment of educational facilities. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 4, approving the new City of McAlester Logo that was presented on January 8<sup>th</sup> by Marketing Alliance. *(Peter J. Stasiak, City Manager)*
- Confirm action taken on City Council Agenda Item 5, declaring certain vehicles and equipment surplus property in accordance with the Code of Ordinances Sec 2-286 and authorize the City Manager to sell them in accordance with the Code of Ordinances Sec 2-287. *(Toni Ervin, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 9, rejecting the two bids received for one new, and unused, asphalt paver. *(John C. Modzelewski, PE, City Engineer and Public Works Director)*
- Confirm action taken on City Council Agenda Item 10, consider, and act upon, a Resolution declaring certain buildings as dangerous by reason of being dilapidated and a detriment to the welfare of the public and community. *(George Estrada, Building Inspector)*
- Confirm action taken on City Council Agenda Item 11, a discussion of the McAlester water treatment plant and distribution system, to include peak capacity, maximum production and projected capacities necessary to supply future and/or potential commercial/industrial growth. *(Councilman, John Titsworth)*

#### ADJOURN MPWA

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

*Majority of a Quorum required for approval*

- Approval of the Minutes from the December 27, 2012, Regular Meeting of the McAlester Retirement Trust Authority. *(Cora Middleton, City Clerk)*
- Approval of Retirement Benefit Payments for the Period of January, 2013. *(Toni Ervin, Chief Financial Officer)*

#### ADJOURN MRTA

**RECONVENE COUNCIL MEETING**

---

**ADJOURNMENT**

---

**CERTIFICATION**

---

*I certify that this Notice of Meeting was posted on this \_\_\_\_\_ day of \_\_\_\_\_ 2013 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).*

---

**Cora M. Middleton, City Clerk**