



McAlester City Council

NOTICE OF MEETING

Regular Meeting Agenda

Tuesday, March 10, 2020 – 6:00 pm
McAlester City Hall – Council Chambers
28 E. Washington

John Browne	Mayor
Weldon Smith	Ward One
Cully Stevens, Vice-Mayor	Ward Two
Steve Cox	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 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

ROLL CALL

RECOGNITION AND AWARDS

Employee of the Month for February, 2020 is Lieutenant Robert Cox, McAlester Police Department. *(John Browne, Mayor)*

Mayor Browne will be issuing a Proclamation in recognition of Mr. Justin Few.

Mayor Browne will be issuing a Proclamation in recognition of Women's History Month. *(John Browne, Mayor)*

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 February 11, 2020, Regular Meeting of the McAlester City Council. *(Cora Middleton, City Clerk)*
- B. Approval of Claims for February 19, 2020 through March 3, 2020. *(Sherri Swift, Chief Financial Officer)*
- C. Concur with the Mayor's appointment of Travis Read to both the Planning Commission and the Board of Adjustment for terms to expire March 10, 2023. *(John Browne, Mayor)*
- D. Consider and act upon, indefinitely postponing Tort Claim filed by Larry Bishop. *(Cora Middleton, City Clerk)*
- E. Concur with the Mayor's appointment of David Beall and Paul Perry to the McAlester Library Advisory Board for terms expiring December 31, 2024. *(John Browne, Mayor)*
- F. Consider and act upon, authorizing the Mayor to sign an Engagement Letter with Finley & Cook, PLLC for audit services for the fiscal year ending June 30, 2020. *(Sherri Swift, Chief Financial Officer)*
- G. Consider and act upon, authorizing the Mayor to sign the Memorandum of Understanding (MOU) between the Oklahoma Department of Public Safety for and on behalf of DPS Troop/Division XC/Indian Nation Turnpike and Southeaster Expo Center to provide office space to DPS. *(Cora Middleton, City Clerk)*
- H. Consider and act upon, ratification of the Code of Conduct for the City of McAlester originally adopted October 27, 2009. (There have been no changes to the document.)

- I. Concur with the Mayor's appointment of Randy Wengstrom to the Housing Authority for a term to expire March 31, 2023. (*John Browne, Mayor*)

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 CREATING CHAPTER 82, OFFENSES AND NUISANCES, ARTICLE VII, NUISANCES, DIVISION 5, DISORDERLY HOUSE, THE MCALESTER CITY CODE; AMENDING CHAPTER 48, TO CREATE CHAPTER 82, OFFENSES AND NUISANCES, ARTICLE VII, NUISANCES, DIVISION 5, DISORDERLY HOUSE; REPEALING ALL CONFLICTING ORDINANCES, AND PROVIDING FOR SEVERABILITY.

SCHEDULED BUSINESS

1. Submission and Presentation of the City of McAlester's 5 Year Capital Improvements Plan. (*Peter Stasiak, City Manager*)

Executive Summary
Presentation.

2. Consider and act upon, authorizing the Mayor to sign Change Order #2 from Built Right Construction, LLC for a reduction in contract value of (\$3,420.00) for the Washington Avenue Improvements. (*Dale Burke, Infrastructure Solutions Group, LLC*)

Executive Summary
Motion to authorize the Mayor to sign Change Order #2 from Built Right Construction, LLC for a reduction in contract value of (\$3,420.00) for the Washington Avenue Improvements.

3. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay No. 4 and Certificate of Substantial Completion for the contract with Collins Waterworks, LLC for the Section A – Raw Water Main & Transmission Line Improvements and accept the project as completed. (*Dale Burke, Infrastructure Solutions Group, LLC*)

Executive Summary
Motion to authorize the Mayor to sign the Contractor's Final pay No. 4 in the amount of \$30,747.50 and the Certificate of Substantial Completion for the contract with Collins Waterworks, LLC for the Section A - Raw Water Main & Transmission Line Improvements and accept the project as completed.

4. Consider and act upon, authorizing the Mayor to sign the Contractor's Final Pay No. 2 and Certificate of Substantial Completion for the contract with Sunrise Construction,

LLC for the Canal Wall Mitigation – Sandy Creek and accept the project as completed.
(*Robert Vaughan, Infrastructure Solutions Group, LLC*)

Executive Summary

Motion to authorize the Mayor to sign the Contractor's Final pay No. 2 in the amount of \$2,866.50 and the Certificate of Substantial Completion for the contract with Sunrise Construction, LLC for the Canal Wall Mitigation – Sandy Creek and accept the project as completed.

5. Consider and act upon, accepting the bid amount of \$390,880.00 from WWJB Contracting and authorize the Mayor to sign the Notice of Award for 102 Saunier Way Canal Bank Stabilization Project. (*Robert Vaughan, Infrastructure Solutions Group, LLC*)

Executive Summary

The recommendation is to accept the bid from WWJB Contracting for a total amount of \$390,880.00 and authorize the Mayor to sign the Notice of Award for 102 Saunier Way Canal Bank Stabilization Project.

6. Consider and act upon, accepting the bid amount of \$149,600.00 from Built Right Construction, LLC and authorize the Mayor to sign the Notice of Award for the UPS Lift Station Improvements Project. (*Robert Vaughan, Infrastructure Solutions Group, LLC*)

Executive Summary

The recommendation is to accept the bid from Built Right Construction for a total amount of \$149,600.00 and authorize the Mayor to sign the Notice of Award for the UPS Lift Station Improvements Project.

7. Consideration of an ordinance amending the Code of Ordinances of the City of McAlester by creating Property Maintenance Standards. (*Jayme Clifton, Community Development Director*)

Executive Summary

Staff recommends that the City Council give a second reading of a draft ordinance amending the Code of Ordinances of the City of McAlester by creating Property Maintenance Standards.

8. Consider and act upon, an Ordinance of the City of McAlester creating a Disorderly House Nuisance Ordinance, and the process in which to abate such nuisances. (*Peter Stasiak, City Manager*)

Executive Summary

Motion to pass and approve an Ordinance creating a Disorderly House Nuisance Ordinance, which establishes the process for which the City may address residential nuisances caused by criminal activities involving theft and illegal substances.

9. Discussion of the City of McAlester's water infrastructure and the possible implementation of a Water Line Replacement Program. (Cully Stevens, Ward Two Councilman)

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 THE 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 February 25, 2020, Regular Meeting of the McAlester Airport Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending March 3, 2020. *(Sherri Swift, Chief Financial Officer)*

ADJOURN MAA**CONVENE AS McALESTER PUBLIC WORKS AUTHORITY**

Majority of a Quorum required for approval

- Approval of the Minutes from the February 25, 2020, Regular Meeting of the McAlester Public Works Authority. *(Cora Middleton, City Clerk)*
- Confirm action taken on City Council Agenda Item B, regarding claims ending March 3, 2020. *(Sherri Swift, Chief Financial Officer)*
- Confirm action taken on City Council Agenda Item 2, authorization for the Mayor to sign Change Order #2 from Built Right Construction, LLC for a reduction in contract value of (\$3,420.00) for the Washington Avenue Improvements. *(Dale Burke, Infrastructure Solutions Group, LLC)*
- Confirm action taken on City Council Agenda Item 3, authorization for the Mayor to sign the Contractor's Final Pay No. 4 and Certificate of Substantial Completion for the

contract with Collins Waterworks, LLC for the Section A – Raw Water Main & Transmission Line Improvements and to accept the project as completed. *(Dale Burke, Infrastructure Solutions Group, LLC)*

- Confirm action taken on City Council Agenda Item 4, authorization for the Mayor to sign the Contractor’s Final Pay No. 2 and Certificate of Substantial Completion for the contract with Sunrise Construction, LLC for the Canal Wall Mitigation – Sandy Creek and to accept the project as completed. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*
- Confirm action taken on City Council Agenda Item 5, acceptance of the bid amount of \$390,880.00 from WWJB Contracting and authorization for the Mayor to sign the Notice of Award for 102 Saunier Way Canal Bank Stabilization Project. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*
- Confirm action taken on City Council Agenda Item 6, acceptance of the bid amount of \$149,600.00 from Built Right Construction, LLC and authorization for the Mayor to sign the Notice of Award for the UPS Lift Station Improvements Project. *(Robert Vaughan, Infrastructure Solutions Group, LLC)*

ADJOURN MPWA

RECONVENE COUNCIL MEETING

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this _____ day of _____ 2020 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.

Cora M. Middleton, City Clerk