MUSTANG CITY COUNCIL
FEBRUARY 18, 2014

The Mustang City Council met in regular session on Tuesday, February 18, 2014, at 7:00 p.m. in the Mustang Municipal Building Council Chambers. Notice of the meeting was posted on the Bulletin Board outside the Mustang Municipal Building on Friday, February 14, 2014, at 2:50 p.m. in compliance with the Open Meeting Law, 25 O.S., Section 301, et. seq.

A. CALL TO ORDER

Mayor Adams called the meeting to order at 7:00 p.m.

B. PLEDGE OF ALLEGIANCE/INVOCATION *(Jason Williams, Pastor, Mustang Christian Church)*

Jason Williams, Pastor, led the assembly in the Pledge and Invocation. He stated they would be holding Ash Wednesday service on March 5th and stated other plans include an Easter Egg hunt the Saturday before Easter, Vacation Bible School the third week of June, and their annual consignment sale to be held the first part of August.

C. ROLL CALL

Councilmembers Present: **Taylor**
Staples
Bowers
Jones
Hagan
Mount
Adams

Councilmembers Absent: **None**

D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

None.

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

None.

F. CONSENT AGENDA

1. Approval of **02/04/14** City Council Minutes
*2. Claims List for **FY '14**
3. Approval to turn **Past Due Library Accounts** over to the Collection Agency.
4. Approval of **Resolution No. 14-033**, Making Changes in the General Fund Budget by Making a Supplemental Appropriation to Increase the 2013-2014 Fiscal Year Budget by $1,776.03.
5. Approval of **Resolution No. 14-034**, Making Changes in the General Fund Budget by Making a Supplemental Appropriation to Increase the 2013-2014 Fiscal Year Budget by $5,858.00.
*6. Approval of **Resolution No. 14-035**, Making Changes in the Mustang Improvement Authority Fund Budget by Making a Supplemental Appropriation to Increase the 2013-2014 Fiscal Year Budget by $63,088.00.
7. Approval of **Resolution No. 14-036**, Making Changes in the General Fund Budget by Making a Supplemental Appropriation to Increase the 2013-2014 Fiscal Year Budget by $525.00.
*8. Approval to **Declare Certain Items as Surplus** and authorizing Disposal and/or Sale of Those Items.

Councilman Mount requested Item F-1 be pulled.

MOTION was made by **Councilman Taylor**, seconded by **Councilwoman Staples,** to approve Items F-2 thru F-8 of the Consent Agenda.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

MOTION was made by **Mayor Adams**, seconded by **Councilman Taylor,** to approve Item F-1 of the Consent Agenda.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Adams**
NAY: **None**
ABSTAIN: **Mount**

G. INFORMATION/REPORTS

1. City Manager

City Manager Rooney stated there is a correction to the City Manager's report stating the address for Freddy's Frozen Custard and Steakburgers should be 540 E. Highway 152 and not 221 S. Cedar Springs Rd which is the address for Links Lawn Equipment.

2. City Council

Mayor Adams asked the Councilmembers if they had anything to report in their respective Wards:

Councilman Taylor advised there will be a breakfast Saturday at the Masonic Lodge, $5.00 per person, benefiting the Warriors baseball team and invited everyone to come out and support little league baseball.

Councilwoman Staples stated the agenda on Channel 20 was not working properly and an error message was displaying.

City Manager Rooney advised he would look into it.

Councilwoman Bowers stated she attended the OEMA meeting on February 13, 2014 and provided an update advising Mustang has a voice with OEMA as a Board Member on the Board of Trustees.

Councilman Jones stated he had a call from a constituent regarding the dip in the road on Highway 92 near 7-11 and asked the City Manager to look into it.

Councilwoman Hagan thanked the City Manager for his report and the thoroughness of it, but did not have anything to report at this time.

Councilman Mount thanked those who voted for him and supported him and congratulated Jess Schweinberg on his campaign stating he knows he will do a good job.

Mayor Adams stated City Staff had already addressed any items he had and thanked them for their hard work stating it was very impressive. He also stated the City Manager would be attending the COWRA meeting this Friday in his place and that he would not be able to attend the March 4, 2014 City Council meeting.

H. DISCUSSION ITEMS

1. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1100**, Amending the Municipal Code, Article V, Residential Districts, Division 1, Generally, By Adding New Section 122-242 to Allow Owners of Residential Property to Use a Travel Trailer as Temporary Housing Following a Disaster, Imposing Conditions and Providing for a Permit and a Permit Fee; Adding New Section 42-122(E) Providing for a Temporary Occupancy Permit Fee; Declaring Repealer; Providing for Severability; and Declaring an Emergency.

City Manager Rooney stated ***Councilman Mount*** had contacted staff on January 30, 2014, requesting assistance for a citizen of Mustang who recently experienced a fire in his home and wanted to be permitted to utilize temporary housing (travel trailer) on his property while repairs were made to his home. He stated existing ordinances do not allow this to occur without Board of Adjustment action; therefore, Staff provided two options in order to assist the citizen: (1) obtain approval from the Board of Adjustment; or (2) develop a new ordinance as ***Councilman Mount*** had suggested in his correspondence.

Councilman Mount stated he visited with the family and they were in need of help. He stated there were still valuable items in the home and the family needed to be on-site and felt it was fair and just.

Discussion was held concerning the Board of Adjustment process for this type of request. **Community Development Director Coleman** stated the Board of Adjustment meets on an as needed basis and the typical time frame from the date of the request to the meeting date is about one month, plus there is a $75.00 application fee and a $200-$300 expense for the abstractor's certified list which is needed in order to send out notices to neighboring houses.

Other discussion included the time frame provided in the Ordinance allowing the citizen to stay in the travel trailer for one year with the possibility of extending up to an additional year and whether or not it would be difficult to move people out of the travel trailers. It was stated City Staff would take appropriate action for anyone remaining in a trailer past the permitted time.

Some Councilmembers had concerns that neighbors would not get a chance to voice their opinions on this without the Public Hearing allowed in a Board of Adjustment meeting. It was stated the City of Piedmont and City of El Reno, to name a couple of cities, have similar ordinances and is a good idea advising it is only in the case of a disaster, such as fire, tornadoes, etc. and that going through the Board of Adjustment could take too long.

MOTION was made by **Councilman Mount**, seconded by **Councilwoman Bowers,** to approve **Ordinance No. 1100**, Amending the Municipal Code, Article V, Residential Districts, Division 1, Generally, By Adding New Section 122-242 to Allow Owners of Residential Property to Use a Travel Trailer as Temporary Housing Following a Disaster, Imposing Conditions and Providing for a Permit and a Permit Fee; Adding New Section 42-122(E) Providing for a Temporary Occupancy Permit Fee; Declaring Repealer; Providing for Severability;

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

MOTION was made by **Mayor Adams** and seconded by **Councilman Jones** to approve the Emergency Clause for **Ordinance No. 1100**.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

2. **Discussion, Consideration and Possible Action** regarding Acceptance of bids for Bleachers at the Mustang Baseball Complex.

   Parks and Recreation Director Battles stated bids were solicited for eleven bleachers to be placed at the Mustang Baseball Park with a total of twelve bids being received. He stated Staff recommends acceptance of all bids except for Hunter-Knepshield Co. who did not meet the minimum seating specifications.

MOTION was made by **Mayor Adams**, seconded by **Councilman Jones,** to Accept the bids for Bleachers at the Mustang Baseball Complex.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

3. **Discussion, Consideration and Possible Action** regarding Awarding Bids for Bleachers to be placed at the Mustang Baseball Complex.

   Parks and Recreation Director Battles stated the City of Mustang sent out bid specifications for bleachers to be placed at the Mustang Baseball Complex with a total of twelve bids being received for the project. He stated the low bid was from Gulf Coast Sports, LLC in the amount of $36,659.92 with an option for assembly and installation in the amount of $6,600.00 being provided. He stated one of the references given was from Muskogee, OK and they provided a good reference for Gulf Coast Sports.

   Some discussion was held concerning the A.D.A. requirements, ramps, and cut outs with **Battles** advising the bleachers were ground level, not raised level, therefore would not require ramps and stated the specifications required four A.D.A. cut-outs; however, technically, every area in front of the bleacher is an A.D.A. spot. He stated the four cut outs are lock down situations where a wheel chair could be locked in.

MOTION was made by **Mayor Adams**, seconded by **Councilman Mount,** to Award the bid for Bleachers to be placed at the Mustang Baseball Complex to Gulf Coast Sports, LLC including the Assembly and Installation of the Bleachers for the total amount of $43,259.92.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

J. CITY ATTORNEY'S REPORT

1. **Discussion, Consideration and Possible Action** regarding Cottonwood Development, LLC v. City of Mustang, et al., Case No. CV-2013-76, District Court, Canadian County, State of Oklahoma; and **Executive Session as authorized by 25 O.S., Section 307(B)(4).**

MOTION was made by **Mayor Adams,** seconded by **Councilman Jones** to adjourn to executive session.

AYE: Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams
NAY: None

TIME ADJOURNED to Executive Session: **7:30 p.m.**

Mayor Adams called the meeting back in session at **7:45 p.m.**

In reference to Item J-1 –

No action was taken, informational purposes only.

K. ADJOURNMENT

MOTION was made by **Mayor Adams**, seconded **Councilman Taylor** to adjourn.

AYE: Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams
NAY: None

The meeting was adjourned at **7:45 p.m.**

____
Terry Jones, Vice Mayor

Attest:

____
Lisa Martin, City Clerk

MUSTANG IMPROVEMENT AUTHORITY
FEBRUARY 18, 2014

The Mustang Improvement Authority met in regular session on Tuesday, February 18, 2014, at 7:00 p.m. in the Mustang Municipal Building Council Chambers. Notice of the meeting was posted on the Bulletin Board outside the Mustang Municipal Building on Friday, February 14, 2014, at 2:50 p.m. in compliance with the Open Meeting Law, 25 O.S., Section 301, et. seq.

A. CALL TO ORDER

Chairman Adams called the meeting to order at 7:45 p.m.

B. ROLL CALL

Trustees Present: **Taylor**
Staples
Bowers
Jones
Hagan
Mount
Adams

Trustees Absent: **None**

C. NEW BUSINESS

None.

D. <u>CONSENT AGENDA</u>

1. Approval of **02/04/14** MIA Minutes.
*2. Claims List for **FY '14**
*3. Approval of **Resolution No. 14-035**, Making Changes in the Mustang Improvement Authority Fund Budget by Making a Supplemental Appropriation to Increase the 2013-2014 Fiscal Year Budget by $63,088.00.
*4. Approval to **Declare Certain Items as Surplus** and authorizing Disposal and/or Sale of Those Items.

Trustee Mount requested Item D-1 be pulled.

MOTION was made by **Trustee Taylor**, seconded by **Trustee Staples** to approve Items D-2 through D-4 of the Consent Agenda.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

MOTION was made by **Chairman Adams**, seconded by **Trustee Taylor,** to approve Item D-1 of the Consent Agenda.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Adams**
NAY: **None**
ABSTAIN: **Mount**

E. INFORMATION/REPORTS

1. Trustee Manager

None.

2. Trustees

None.

F. DISCUSSION ITEMS

None.

G. ADJOURNMENT

MOTION was made by **Chairman Adams** and seconded by **Trustee Jones** to adjourn.

AYE: **Taylor, Staples, Bowers, Jones, Hagan, Mount, Adams**
NAY: **None**

Meeting was adjourned at **7:47 p.m.**

Terry Jones, Vice Chairman

Attest:

Lisa Martin, Secretary