MUSTANG CITY COUNCIL
MUSTANG MUNICIPAL BUILDING
1501 N. MUSTANG ROAD
MUSTANG, OKLAHOMA 73064

NOVEMBER 21, 2017
7:00 P.M.

AGENDA

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE/INVOCATION

Dave Owens, Pastor, Christ Lutheran Church

C. ROLL CALL

D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

F. CONSENT AGENDA

These items are considered on the Consent Agenda so that members of the City Council by unanimous consent can designate routine agenda items to be approved by one motion. If any item proposed on the Consent Agenda does not meet with approval of all Councilmember's that item will be removed and heard in regular order.

1. Approval of **11/07/2017** City Council Minutes.
2. Approval of **11/13/2017** City Council Special Meeting (Work Session) Minutes.

*3. Claims List for **FY 2018**.

4. Approval of **Resolution No. 18-032** a Resolution of the City of Mustang, Oklahoma, Providing for the Assignment of 9-1-1- Fees to 9-1-1 ACOG.

G. INFORMATION/REPORTS

1. <u>City Manager</u>

   a. City Manager Report

2. <u>City Council</u>

   a. City Council Reports

H. DISCUSSION ITEMS

1. **Public Hearing, Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1156**, an Ordinance of the City of Mustang, Oklahoma, Amending the Zoning Ordinance of the City of Mustang, Oklahoma, as Amended, to Change Certain Property Located in Canadian County, Oklahoma, from "R-1 PUD" Single Family Planned Unit Development District to "R-1" Single Family District; and, Declaring Repealer; Providing for Severability; and Declaring an Emergency. (Rezoning Application RZ-10-20-17-1-28, B & J Investments, LLC c/o Grubbs Consulting LLC, 801-901 Block N. Sara Rd.).

2. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1157**, an Ordinance of the City of Mustang, Oklahoma, Declaring and Imposing a Moratorium for Ninety (90) Days on the Issuance of Any Permits for Drilling and Operation of Oil and Gas Wells under Chapter 74, Article 2; and, Declaring Repealer; Providing for Severability; and Declaring an Emergency

J. CITY ATTORNEY'S REPORT

None.

K. ADJOURNMENT

***Items Considered Concurrently on the MIA Agenda.**

MUSTANG CITY COUNCIL
NOVEMBER 7, 2017

The Mustang City Council met in regular session on Tuesday, November 7, 2017, 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, November 3, 2017, at 4:00 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 (Dave Owens, Pastor, Christ Lutheran Church).

Pastor Owens led the assembly in the Pledge and Invocation. He stated the Church celebrated the Protestant Reformation which was 500 years old on October 31, 2017. He also stated he was grateful to live in a country where we are able to freely worship.

C. ROLL CALL

Councilmembers Present:	**Ward I - Vacant**
	Leete
	Hagan
	Schweinberg
	Adams
Councilmembers Absent:	**Grider**
	Jones

D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

Phillip Owens, 1528 E. Twinbrook Terrace, addressed the Council regarding Code Enforcement notices received on his property. He was directed to contact the *City Manager* for discussion and explanation.

Chris Parker, 621 S. Castle Rock Lane, addressed the Council regarding Code Enforcement performed on E. Linden Lane as well as requested signs be placed at spillways near E. Hillcrest Lane and S. Castle Rock Lane stating no trespassing, not a playground, etc. He stated he had someone who would donate the signs. He was directed to contact the *City Manager* for discussion.

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

None.

F. CONSENT AGENDA

1. Approval of **10/17/2017** City Council Minutes.
*2. Claims List for **FY 2018**.
*3. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.
4. Approval to Turn **Past Due Library Accounts** over to the Collection Agency.
5. Approval of **Resolution No. 18-028** making changes in the Park & Recreation Donation Fund Budget by making a Supplemental Appropriation to Increase the 2017-2018 Fiscal Year Budget by $9,000.
6. Approval of **Resolution No. 18-029** making changes in the General Fund Budget by making a Supplemental Appropriation to Increase the 2017-2018 Fiscal Year Budget by $21,500.
7. Acceptance of 160 New Dining and Game Room **Chairs** donated by the Mustang Senior Supporters and American Legion Post #363 to the Senior Center.
8. Approval to Declare 140 Dining Room Chairs as **Surplus**, and Authorize Disposal of those Items.
9. **Acknowledgement of Transfer** of City Property, Glock Mod. 23 C .40 Caliber S/N HMV238, transferred to Chief Carl Hickman, Comm. #600 upon his Honorable Retirement effective November 30, 2017, in compliance with Police Department Policy, PERSONNEL 02.03-RETIREMENT Item 5, which has been the historical past practice of the Department.
10. Acceptance of **Corrections to Prairie Wind Cove Addition Final Plat** due to Scrivener's Errors.
*11. Acknowledgement of **Receipt of DEQ Permit** No. WL000009170678, to Construct Water Lines for Crystal Springs Addition.
*12. Acknowledgement of **Receipt of DEQ Permit** No. SL000009170679, to Construct Sewer Lines for Crystal Springs Addition.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Leete**, to approve Items F-1 through F-12 of the Consent Agenda.

AYE: **Leete, Hagan, Schweinberg, Adams**
NAY: **None**

G. INFORMATION/REPORTS

1. **City Manager**

a. Oath of Office for Ward I Councilmember Mark Quigley.

City Manager Rooney swore in Councilmember Mark Quigley, Ward I

At this time, the newly appointed Councilmember took his seat.

b. City Manager Report

City Manager Rooney stated he did not have anything to report in addition to the City Manager Report available on the City's website.

2. **City Council**

Mayor Adams asked the Councilmembers if they had anything to report in

The Councilmembers welcomed Councilman Quigley stating they looked forward to serving with him.

Councilman Schweinberg did not have anything to report at this time.

Councilwoman Hagan did not have anything to report at this time.

Councilman Leete did not have anything to report at this time.

Councilman Quigley thanked everyone stating he was honored to be here and for the opportunity to serve everyone.

Mayor Adams did not have anything to report at this time.

H. DISCUSSION ITEMS

1. **Public Hearing, Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1155**, an Ordinance of the City of Mustang, Oklahoma, Amending the Zoning Ordinance of the City of Mustang, Oklahoma, as Amended, to Change Certain Property Located in Canadian County, Oklahoma, from "C-3" Commercial General District to "C-3 PUD" Commercial General Planned Unit Development District; and, Declaring Repealer; Providing for Severability; and Declaring an Emergency. (Rezoning Application PUD-7-28-17-2-33, Mark Grubbs, Grubbs Consulting on behalf of Gary Owens, Superior Investments, LLC & Gary Owens Construction, LLC, 800 Block W. State Highway 152).

Community Development Director Helsel stated this was a rezoning application to amend the 800 block of State Highway 152 from C-3 to C-3 PUD and stated the applicant is Mark Grubbs. She stated the applicant originally requested to rezone the property to C-5 PUD, but due to protests, lowered it to C-3 PUD. She stated the owner's plan is commercial/retail development on the entire site with exceptions:

1. Keep the overall C-3 zoning with some added uses, and some deleted and modified uses.
2. Prohibited several uses in the south 300 feet of the development.
3. Create a 30-foot buffer between buildings and neighboring properties.
4. Abide by the existing fencing regulations.
5. Will plat the property.
6. Lots will be permitted to have shared access and will not be required to have 100 feet of street frontage. Lots will also be exempt from providing on-site parking, but utilize shared parking agreements.
7. Access shall be permitted from a private drive/access easement.

Helsel stated the applicant made several changes in order to address neighboring property owners' concerns and stated they would prohibit certain uses in the south 300 feet of the development. She stated the petition and protest letters were received before the changes were made to the PUD stating since the PUD has been modified, there have been no new petitions or letters submitted.

Helsel stated Staff recommends approval and Planning Commission voted 4:2 to approve the rezoning application at their last meeting.

Mayor Adams opened the matter for Public Hearing.

David Box, 522 Colcord Dr, Oklahoma City, Oklahoma, addressed the Council on behalf of the applicant stating the applicant had made several changes since moving the request from C-5 to C-3 to help address property owners' concerns. He stated any uses that might be found problematic are prohibited in the south 300 feet, buildings will be masonry buildings, there will be an extended setback, and the applicant has agreed to the masonry wall. He stated several C-3 uses have been removed in an effort to compromise with the property owners and the development is in compliance with Mustang's Comprehensive Plan.

Discussion was held concerning the common access with Mr. Box stating the access location will be known at time of platting and will be in accordance to Mustang's ordinances.

Clyde Langston, 741 W. Shepherd Dr., addressed the Council stating he was speaking for himself, but also for his neighborhood, stating the neighborhood has expressed strong opposition from the beginning. He stated even though the PUD was changed to C-3 PUD, it was still embedded with 54 intensive commercial uses normally restricted to C-5 zoning stating they did not want their quality of life diminished or property values lowered. Mr. Langston quoted a part of the Mustang Comprehensive Plan in regards to older neighborhoods stating this development was in conflict with this.

MOTION was made by **Mayor Adams,** seconded by **Councilman Schweinberg**, to Close the Public Hearing.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

Councilwoman Hagan stated she has lived in the Heights neighborhood for 40 years stating she felt C-3 PUD is safer than C-3, but must vote with what the people want and will be voting "no" on this item.

Discussion was held regarding the more intensive uses being prohibited in the south 300 feet as well as it being an all masonry building, no metal exterior. It was also stated the masonry fence would be six feet tall.

Other discussion included the applicant's current intended uses. **Mr. Gary Owens**, applicant, stated it would be similar to another location he currently has where he restores and sells muscle cars stating some uses would be a paint shop and mechanic area stating business hours are 8:00 – 4:00,but most cars are sold on the internet and are viewed by appointment only. He stated they tried to do as much as possible to help address concerns.

Discussion was held if there had been any feedback since the modification to C-3 PUD with **Helsel** stating no, only Mr. Langston.

Mayor Adams stated with all the changes made such as masonry building and wall, meeting comprehensive plan, and uses prohibited on the south 300 feet, he would go with Staff recommendation and vote "yes".

MOTION was made by **Mayor Adams,** seconded by **Councilman Schweinberg**, to Approve **Ordinance No. 1155**, an Ordinance of the City of Mustang, Oklahoma, Amending the Zoning Ordinance of the City of Mustang, Oklahoma, as Amended, to Change Certain Property Located in Canadian County, Oklahoma, from "C-3" Commercial General District to "C-3 PUD" Commercial General Planned Unit Development District; and, Declaring Repealer; Providing for Severability; and Declaring an Emergency.

AYE: **Quigley, Schweinberg, Adams**
NAY: **Leete, Hagan**

(The motion did not pass as four "Aye" votes are required to pass an Ordinance.)

2. **Public Hearing, Discussion, Consideration and Possible Action** regarding Approval of Conditional Use Permit Application CUP-8-30-17-1-30, NW/4 Section 30, T11N, R5W, I.M. Citizens Energy II, LLC, Application to Drill Production Well, Mustang 1H-30-31.

   Community Development Director Helsel stated this item was tabled from the last Council meeting stating several of the items discussed last time have been addressed including changing the transportation route, insurance naming the City as an additional insured, receipt of Corporation Commission permits and surety checks. She stated Staff was directed to research noise issues stating sound barrier walls could be erected with height being anywhere from 16 to 32 feet high as well as diesel generators being prohibited and requiring mufflers on generators.

   Helsel stated Staff recommends approval of the application stating Council may consider placing noise-reducing conditions on the permit. She stated drilling of production wells is limited to agricultural zoning districts stating this area is not densely populated and Staff does not see that it would compromise the health, safety and welfare of the community.

   Discussion was held concerning not having the ability to deny the drilling, but having the ability to place conditions on it when it comes to noise, safety or health concerns. Truck routes were discussed as well as requiring sound barriers be placed around the site.

   Other discussion included how long it would take to drill the wells with Curtis Johnson, on behalf of the applicant, stating approximately 15-20 days per well, therefore approximately 40 days. He also stated they needed to start the process immediately as the rig cost is $30,000 per day.

Mayor Adams opened the matter for Public Hearing.

The following individuals addressed the Council:

- Jim Hughes, Heights Addition
- Michael White, 1232 W. Churchill Way
- Mike Lindsey, Scapes Inc., 1101 SW 89th Street
- Karen Stone, 800 N. Frisco Road
- Darrell Sharp, 402 S. Ebeling Drive
- Mark Rehbine, 6717 S. Frisco Road
- Mary Huntington, 14001 SW 67th Street
- Brandi Combs, 321 E. Twelve Oaks Terrace
- JoAnne Levine, 334 W. Birch Dr. on behalf of the Canadian County Safe Water Coalition
- Calvin Duffey, 800 N. Frisco Road
- Jan Yakish, 1359 E. Eagle Nest Terrace

They stated they had many concerns including, but not limited to:

- Road damage;
- Heavy truck traffic and speeding;
- Noise issues;
- Safety of children;
- Well site possibly located on historic Chisholm Trail;
- House and property damage – property insurance not cover this type of damage;
- Health concerns;
- Water contamination as most property owners have well water;
- Terrible smell;
- Oppose fracking;
- City code violations;
- Decrease in property values;
- Danger to animals and pets;
- Fire danger;
- Air control;
- Dust regulation;
- Police Chief aware of increased calls;
- Release of gas into air as they no longer can burn if off;
- Examples of lack of integrity from oil company as they have already done some things without a permit;
- Not notified by Corporation Commission regarding a hearing

Conditions suggested by some who addressed the Council, included:

- Repair roads when completed;
- Different truck route;
- Quarterly noise and air pollution tests taken;
- Address decimal level reduction, not so much height of walls;
- Requiring the structure to be enclosed and make aesthetically nice with trees all around;
- City sell water to the oil company;
- Make Mustang an unprofitable and unfriendly place to the oil industry;
- Deny permits based on Municipal Codes;
- Contact your State Representative regarding Cities having no control

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg**, to close the Public Hearing.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

Mayor Adams declared a brief recess at 8:47 pm and called the meeting back into session at 8:52 pm.

Mayor Adams stated Council will need to make a motion regarding the Conditional Use Permit as well as the Drilling Permit stating he was equally upset with this item and the law passed by the State where cities are unable to deny drilling permits. He stated one of the problems with moving control from local government to the State is they do not live here. He stated if Council denied the permits, Citizens Energy would file a lawsuit and the City would lose and as one person mentioned earlier, this loss would amount to the loss of a fire truck or police vehicle or more.

Discussion was held concerning the conditions to be placed on the Conditional Use Permit including: (1)truck route to utilize state highways until Frisco Road which would help alleviate the number of bus stops affected; (2) Returning road to original condition once drilling is completed; and (3) Erect sound barrier walls at heights recommended by Engineer to meet at least a 20 decimal noise reduction with walls to be erected prior to drilling.

Councilman Schweinberg stated Council will be aggressive in updating the City's ordinances in regards to drilling and make it non-profitable to drill in Mustang stating nothing can be done today, but can moving forward.

Councilman Leete stated he agreed with all *Councilman Schweinberg* and *Mayor Adams* have stated.

Councilman Quigley stated he has heard each one who has spoken this evening and wished there was more he could do to oppose stating their concerns are very fair and valid.

MOTION was made by **Mayor Adams,** seconded by **Councilman Schweinberg**, to Approve the Conditional Use Permit Application CUP-8-30-17-1-30, NW/4 Section 30, T11N, R5W, I.M. Citizens Energy II, LLC, Application to Drill Production Well, Mustang 1H-30-31 with the following conditions: (1) Road usage of only the state highways with the exception of the 1/2 mile of Frisco Road to be access to the site; (2) The road condition be returned after drilling is done back to its original condition and all expenses incurred by the applicant; and (3) Addition of noise barrier walls to be added around all four sides of the site based on engineering recommendations to reduce noise level by at least 20 decimals and walls to be put up prior to drilling and to remain up through the life of the Conditional Use Permit.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Leete**, to Approve the Drilling Permit Application CUP-8-30-17-1-30, NW/4 Section 30, T11N, R5W, I.M. Citizens Energy II, LLC, Application to Drill Production Well, Mustang 1H-30-31.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

3. **Public Hearing, Discussion, Consideration and Possible Action** regarding Approval of Conditional Use Permit Application CUP-8-30-17-2-30, NW/4 Section 30, T11N, R5W, I.M. Citizens Energy II, LLC, Application to Drill Production Well, Mustang 2H-30-19.

   Community Development Director Helsel stated this was the second well on the site and would be drilled approximately 35 feet from the other one. She stated Staff recommends approval.

Mayor Adams opened the matter for Public Hearing.

The following individuals addressed the Council:

- Mary Huntington, 14001 SW 67th Street;
- Karen Stone, 800 N. Frisco Road;
- Jim Hughes, Heights Addition;
- Michael White, 1232 W. Churchill Way;
- Jan Yakish, 1359 E. Eagle Nest Terrace;
- Calvin Duffey, 800 N. Frisco Road;
- Mike Lindsey, Scapes Inc., 1101 SW 89th Street

Discussion was held regarding:

- Air quality be maintained and measured by independent company, paid for by the oil company;
- Sound barrier walls be placed around entire site;
- Where will water come from – was stated a pond used in Pawnee County was dry for two years;
- City sell water to the oil company;
- Requiring the structure to be enclosed and make aesthetically nice with trees all around;
    - Discussion was held regarding the City not having the resources to protect a building such as that, such as not having a fire apparatus to reach that high. It was also stated this would not be considered reasonable which is one of the requirements when placing conditions on a conditional use permit plus, the City does not have legal ability to authorize a structure such as this.
- Perimeter fence be placed around well site once drilling is done and oil company be required to maintain the fence;
- Compressor station be covered and landscaping;
- Place restrictions on hours of day trucks can run up and down Frisco Road;
    - Discussion was held regarding this not being considered reasonable as drilling is in process on a 24/7 basis.
- Trucks be fined if route specified is not used;
- Install 35 mph speed limit signs on Frisco Road.

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg**, to close the Public Hearing.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

MOTION was made by **Mayor Adams,** seconded by **Councilman Schweinberg**, to Approve the Conditional Use Permit Application CUP-8-30-17-2-30, NW/4 Section 30, T11N, R5W, I.M. Citizens Energy II, LLC, Application to Drill Production Well, Mustang 2H-30-19 with the following conditions: (1) Road usage of only the state highways with the exception of the 1/2 mile of Frisco Road to be access to the site; (2) The road condition be returned after drilling is done back to its original condition and all expenses incurred by the applicant; and (3) Addition of noise barrier walls to be added around all four sides of the site based on engineering recommendations to reduce noise level by at least 20 decimals and walls to be put up prior to drilling and to remain up through the life of the Conditional Use Permit.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

MOTION was made by **Councilman Schweinberg,** seconded by **Councilwoman Hagan**, to Approve the Drilling Permit Application CUP-8-30-17-1-30, NW/4 Section 30, T11N, R5W, I.M. Citizens Energy II, LLC, Application to Drill Production Well, Mustang 1H-30-31.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

4. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 18-030** a Resolution of the City Council of the City of Mustang Calling for a Municipal Election for the City of Mustang, Oklahoma, pursuant to Article 6 of the Charter of the City of Mustang, Oklahoma and Providing for Dates for Elections and Filing Periods; Providing for Qualifications; and Providing for the Election to be Conducted by the Canadian County Election Board.

   City Manager Rooney stated the City is required to give notice of a municipal election to the Canadian County Election Board sixty days prior to the primary election stating the primary election would be held February 13, 2018 and general election would be held April 3, 2018, if necessary. He stated the elections would be held to elect the Mayor and Councilmembers for Wards One and Three. **Rooney** stated the filing period was December 4, 2017 through December 6, 2017.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Leete**, to Approve **Resolution No. 18-030** a Resolution of the City Council of the City of Mustang Calling for a Municipal Election for the City of Mustang, Oklahoma, pursuant to Article 6 of the Charter of the City of Mustang, Oklahoma and Providing for Dates for Elections and Filing Periods; Providing for Qualifications; and Providing for the Election to be Conducted by the Canadian County Election Board.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

5. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 18-031**, a Resolution of the City Council of the City of Mustang, Oklahoma, Amending Resolution No. 16-037; Changing the Rental Rates for Town Center Banquet and Meeting Room Facilities; Declaring Repealer; Establishing Severability; and Declaring an Effective Date.

   City Manager Rooney stated currently, Mustang Town Center offers meeting room rentals at several different prices and in an effort to streamline the reservation system, Staff is proposing a change to the four hour rate for both the full and half meeting room rentals.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilwoman Hagan**, to Approve **Resolution No. 18-031**, a Resolution of the City Council of the City of Mustang, Oklahoma, Amending Resolution No. 16-037; Changing the Rental Rates for Town Center Banquet and Meeting Room Facilities; Declaring Repealer; Establishing Severability; and Declaring an Effective Date.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

J. CITY ATTORNEY'S REPORT

None.

K. ADJOURNMENT

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Leete**, to adjourn.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

The meeting was adjourned at **9:38 p.m.**

_____
Jess Schweinberg, Vice Mayor

Attest:

_____
Lisa Martin, City Clerk

MUSTANG CITY COUNCIL
NOVEMBER 13, 2017
SPECIAL MEETING

The Mustang City Council scheduled a Special Meeting on Monday, November 13, 2017, at 6:30 p.m. at the Mustang Municipal Building Council Chambers, 1501 N. Mustang Road, Mustang, Oklahoma. Notice of the meeting was posted on the Bulletin Board outside the Mustang Municipal Building on Wednesday, November 8, 2017, at 3:45 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 6:33 p.m.

B. ROLL CALL

Councilmembers Present:	**Leete (arrived at 6:52 pm)** **Grider** **Hagan** **Schweinberg** **Adams**
Councilmembers Absent:	**Quigley** **Jones**

C. DISCUSSION ITEMS

1. **Discussion** regarding Oil Well Drilling Permits.

   City Manager Rooney provided ordinances, resolutions and other code information from the City of Stillwater regarding oil well drilling and stated Staff would move forward with similar action unless there were concerns from Council. He also stated engineers were reviewing decimal conditions.

   Discussion was held regarding Mustang's permit fees as compared to other cities with **Rooney** stating the City's fee was considerably lower and provided information showing fees charged by other cities.

   Rooney stated updated ordinance and resolution information would be brought to the January Work Session for review and discussion and then to the February regularly scheduled City Council meeting.

2. **Discussion** regarding Hotel Tax Fund Expenditure.

   City Manager Rooney stated Ordinance No. 1105 regarding the Hotel Tax included language allowing City Council to determine on a yearly basis the apportionment and use of the room tax funds and a review conducted on the prior year's use of funds subsequent to distribution. He stated no funds have been expended since the implementation of the Hotel Tax; therefore, the only annual review provided to the City Council has occurred during the budget process.

   Rooney stated Staff would like to purchase holiday flags utilizing the Hotel Tax fund stating the existing flag poles and holders used by the American Legion to display the US Flag during patriotic holidays would be used for the holiday flags as well and would not have to be purchased. He stated the cost for 184 flags was between $6,000 and $7,000 stating they are decorations not requiring electricity or other expenses. **Rooney** stated this would be a future council item outside the claims list.

3. **Discussion** regarding Severn Trent Amendment regarding Maintenance Cap Requests.

   Assistant City Manager Battles stated Severn Trent was asking the City to look at the current maintenance cap agreement stating in certain situations, would like to add a 10% charge. He stated he wanted to let the Council know this was being reviewed in case Severn Trent reached out to them directly instead of going through the City Manager as required. He stated any amendment request would go through City Council for action.

   Battles stated a press release would be distributed in about two weeks notifying everyone of Severn Trent's new name.

4. **Discussion** regarding OEMA Disposal Agreement.

   City Manager Rooney stated OEMA has submitted a new Disposal Agreement stating it did not contain monetary changes. He stated it needed review by *City Attorney Miller* and planned to place it on the second meeting in December.

   Discussion was held regarding big trash pick-up day stating OEMA hired another contractor to help and everything went very well.

5. **Discussion** regarding Oklahoma City Water Conservation Plan.

   City Manager Rooney stated Oklahoma City is required to file a Water Conservation Plan as part of a settlement agreement stating the City of Mustang will also have to file a plan as well. He stated the City currently does not have a plan and will have to develop one, but will not be as intense as Oklahoma City's plan.

   Discussion was held regarding if the City of Mustang was required to file a plan with **Rooney** stating it applies to all of Oklahoma City's wholesale customers and the City would have to abide by their plan or adopt our own stating Staff recommends adopting our own plan. He stated Oklahoma City would like the plan as soon as possible and have discussed it with Dennis Merrill at Severn Trent, as well as Cowan Engineering.

6. **Discussion** regarding Facebook/Social Media Information

   City Manager Rooney stated one of the OML sessions he attended covered social media recommendations and suggestions stating he found it very helpful and has provided a copy of the hand-out from the session to everyone for their review.

   Rooney stated there are three City of Mustang Facebook pages, one that is official, one unofficial, and one private. He stated one of the recommendations from this session was to not comment on a page not affiliated with your official page. He stated there were other ways to communicate concerns to the City such as calling the City or entering a comment or question on the City's website.

   Other discussion included the City's app being updated with **Assistant City Manager Battles** stating it had been updated.

7. Voting System Training.

   Assistant City Manager Battles provided training on the new digital voting system to be used by Council and City Boards.

D. UPDATE ON MANAGEMENT RELATED ISSUES

City Manager Rooney provided the following updates:

- He will be out of state November 20 through November 28, 2017, stating Assistant City Manager Battles would be Acting City Manager;
- Assistant City Manager Battles will be out of town November 22 through November 25, 2017, but would still be in state and can respond to any phone calls, emails, etc;
- The City's Christmas Party would be held on December 15, 2017;
- Fire Chief Hickman's retirement party would be November 30, 2017;
- Received a complement regarding the installation of sidewalks on west State Highway 152 stating the gentleman was very appreciative;
- OG&E is aware of the street light outage on west State Highway 152, west of Czech Hall and are checking on them

F. ADJOURNMENT

MOTION was made by **Councilman Schweinberg,** seconded **Councilman Grider** to adjourn.

AYE: Leete, Grider, Hagan, Schweinberg, Adams
NAY: None

The meeting was adjourned at **7:13 p.m.**

_____
Jess Schweinberg, Vice Mayor

Attest:

_____
Lisa Martin, City Clerk

FUND: 01 - GENERAL FUND SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 01		MAYOR AND COUNCIL				
18-0077	01-C0108	COWAN GROUP ENGINEERING, LL	ENGINEERING FEES	11/2017	3266	2,264.00
18-0178	01-W0001	WHEATLEY, SEGLER, OSBY & MI	CITY PROSECUTOR	11/2017	17945	164.14
					DEPARTMENT TOTAL:	2,428.14
DEPARTMENT: 11		CITY MANAGER				
18-0092	01-F0094	FLEETCORE TECHNOLOGIES, INC	BULK FUEL	11/2017	NP51802953A	21.13
18-0121	01-M0001	STAR COMMUNICATION CORPORAT	LEGAL PUBLICATIONS	11/2017	5044	160.55
18-0120	01-M0234	MUSTANG TIMES	LEGAL PUBLICATIONS	11/2017	MT604076	59.40
18-0714	01-P0099	PRINCIPAL LIFE INSURANCE CO	RETIREE INSURANCE	11/2017	201711156457	206.08
18-0715	01-U0220	USAVISION, INC	RETIREE INSURANCE	11/2017	201711156458	39.00
18-0178	01-W0001	WHEATLEY, SEGLER, OSBY & MI	CITY PROSECUTOR	11/2017	17945	636.72
					DEPARTMENT TOTAL:	1,122.88
DEPARTMENT: 12		LIBRARY				
18-0317	01-B1023	BTAC ACQUISITION CORP.	ADULT FICTION	11/2017	5014751391	356.85
18-0980	01-C5250	COMTECH DESIGN, PRINT & MAI	BUSINESS CARDS	11/2017	209530	56.04
18-0929	01-D0080	DEMCO, INC	FREESTANDING DISPLAY, CAS	11/2017	6249030	470.37
18-0367	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL FOR VEHICLE	11/2017	NP51802953	49.17
18-0976	01-O0109	OKLAHOMA LIBRARY ASSOCIATIO	CERTIFICATION FEE	11/2017	201711166483	20.00
18-0527	01-T0048	CENGAGE LEARNING	LARGE PRINT BOOKS	11/2017	62194074	515.01
					DEPARTMENT TOTAL:	1,467.44
DEPARTMENT: 13		PARKS AND RECREATION				
18-0273	01-C1562	RUTH ELAINE COUTS	BELL CHOIR LESSONS	11/2017	201711156444	45.00
18-0233	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL CHARGES	11/2017	np51802953b	787.14
18-0901	01-I0046	SKYGROUP INVESTMENTS, LLC	CAMPERS FIELD TRIP	11/2017	201711156470	1,223.25
18-0941	01-L0122	JARET LAGRANGE	ROOM RENTAL REFUND	11/2017	237514	125.00
18-0274	01-M0286	JIMANI VENTURES INC.	OIL CHANGES	11/2017	261658	28.99
18-0890	01-M0286	JIMANI VENTURES INC.	OIL CHANGES	11/2017	261834	25.99
18-0139	01-O0055	OG&E COMPANY	ELECTRIC SERVICE	11/2017	201711156471	45.45
					DEPARTMENT TOTAL:	2,280.82

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 15		GENERAL GOVERNMENT				
18-0709	01-D0088	STATE OF OKLAHOMA	INMATE LABOR	11/2017	UNCCC-306 1017	840.00
18-0220	01-M0160	MUNICIPAL CODE CORPORATION	ANNUAL WEB HOSTING	11/2017	298995	950.00
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	11/2017	201711166488	105.48
18-0957	01-O1177	OK TAX COMMISSION	SALES TAX PAYABLE	11/2017	201711156446	1,714.31
18-0155	01-S0085	SILVER STAR CONSTRUCTION	STREET & MOWING CONTRACT	11/2017	24685	84,690.78
18-0158	01-S0093	SMART TECHNOLOGIES, INC	OPERATING SYSTEM MAINT.	11/2017	717481	3,179.95
					DEPARTMENT TOTAL:	91,480.52
DEPARTMENT: 16		TRANSFERS				
18-0040	01-L0045	LIMITED PURPOSE FUND	10% EXCESS OVER $800,000.	11/2017	201711156452	4,417.00
18-0041	01-M0210	MUSTANG IMPROVEMENT AUTHORI	SALES TAX TRANSFER	11/2017	201711156450	444,170.12
18-0045	01-S0205	STREET IMPROVEMENT FUND	TRANS. TO STREET IMPROV.	11/2017	201711156448	15,000.00
					DEPARTMENT TOTAL:	463,587.12
DEPARTMENT: 18		TOWN CENTER				
18-0247	01-A0122	ALLIANCE MAINTENANCE, INC	CLEANING SUPPLIES	11/2017	97669	4,435.00
18-0081	01-C0117	CLEARWATER ENTERPRISE, LLC	GAS SERVICES	11/2017	201711156467	89.90
18-0914	01-C0189	TODD D. ABRELL	REPAIRS TO WEIGHT ROOM EQ	11/2017	7754	194.44
18-0891	01-M0128	MAC FIRE SYSTEMS, INC	MONITORING OF T.C.	11/2017	128098	313.00
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	11/2017	201711166488	121.76
18-0898	01-P0055	PLUMBCO, INC	REPAIR BOILER/WATER HEATE	11/2017	201711156480	700.00
18-0614	01-S1002	STERLING J. BEECROFT, LLC	REPAIRS TO LIGHTS	11/2017	3430	132.00
18-0514	01-S1165	INTERLINE BRANDS, INC	JANITORIAL SUPPLIES	11/2017	418962122	341.95
18-0239	01-W0139	WEATHERMAN MECHANICAL, INC	HVAC REPAIRS	11/2017	2252216690	558.78
18-0774	01-W0139	WEATHERMAN MECHANICAL, INC	FALL PREVENTATIVE MAINTEN	11/2017	20518216675	2,856.00
					DEPARTMENT TOTAL:	9,742.83
DEPARTMENT: 19		BALL COMPLEX				
18-0737	01-B1019	BEN E. KEITH COMPANY	FOOD FOR CONCESSION	11/2017	63701544	135.99
18-0851	01-C1192	CENTRAL OKLAHOMA WINNELSON	PUMP FOR RESTROOMS	11/2017	401859 00	1,067.37
18-0860	01-C1192	CENTRAL OKLAHOMA WINNELSON	PUMP FOR BASEBALL COMPLEX	11/2017	4018959 00A	300.00
18-0232	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL CHARGES	11/2017	np51802953c	249.67
18-0825	01-M0288	RAWLINGS SPORTING GOODS CO.	ITEMS FOR RESALE	11/2017	84416323	1,000.00
18-0859	01-M0288	RAWLINGS SPORTING GOODS CO.	ITEMS FOR RESALE	11/2017	84416323A	309.50
18-0139	01-O0055	OG&E COMPANY	ELECTRIC SERVICE	11/2017	201711156471	1,318.96
18-0850	01-P0055	PLUMBCO, INC	REPAIR OF RESTROOMS	11/2017	201711156478	675.00
18-0225	01-S1165	INTERLINE BRANDS, INC	JANITORIAL SUPPLIES FOR C	11/2017	416703106	160.74
18-0885	01-T0101	THOR GUARD, INC.	RENEWAL OF THOR GUARD	11/2017	47044	150.00
					DEPARTMENT TOTAL:	5,367.23

FUND: 01 - GENERAL FUND SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 20		AQUATICS				
18-0720	01-P0055	PLUMBCO, INC	PLUMBING REPAIRS	11/2017	201711156479	130.00
					DEPARTMENT TOTAL:	130.00
DEPARTMENT: 21		FINANCE				
18-0973	01-M1180	MAIL FINANCE INC.	LEASE PAYMENT	11/2017	N6843979	1,575.00
18-0944	01-O0069	OK MUNICIPAL LEAGUE	NEW MUNICIPAL OFFICIALS	11/2017	201711156476	85.00
18-0948	01-O0197	OKLAHOMA MUNICIPAL COURT CL	COURT CLERKS MEMBERSHIP	11/2017	201711156474	55.00
18-0947	01-O1074	OKLAHOMA STATE UNIVERSITY	COURT CLERKS MEMBERSHIP	11/2017	201711156473	20.00
					DEPARTMENT TOTAL:	1,735.00
DEPARTMENT: 31		COMMUNITY DEVELOPMENT				
18-0966	01-02440	STATE OF OKLAHOMA	LICENSE RENEWAL	11/2017	201711156445	35.00
18-0069	01-C0020	CANADIAN COUNTY CLERK	FILING FEES FOR ABATEMENT	11/2017	R533848	39.00
18-0092	01-F0094	FLEETCORE TECHNOLOGIES, INC	BULK FUEL	11/2017	NP51802953A	482.72
18-0945	01-O065	OKLAHOMA CODE ENFORCEMENT AM	EMBERSHIP	11/2017	201711156475	35.00
18-0913	01-X0004	JOHN RYCZKOWSKI	MOWING & CLEANING ABATEME	11/2017	201711156481	1,325.00
					DEPARTMENT TOTAL:	1,916.72
DEPARTMENT: 41		POLICE				
18-0052	01-A0122	ALLIANCE MAINTENANCE, INC	FACILITY CLEANING	11/2017	97671	1,295.00
18-0923	01-A0173	ASSOC. OF PUBLIC SAFETY COM	MEMBERSHIP RENEWAL	11/2017	201711156466	92.00
18-0835	01-A1213	AVTEC, INC.	VP GATE FOR DISPATCH	11/2017	31976	2,954.50
18-0081	01-C0117	CLEARWATER ENTERPRISE, LLC	GAS SERVICES	11/2017	201711156467	397.70
18-0066	01-C1118	GLOBAL BUSINESS, INC.	UNIFORM CLEANING	11/2017	10-1-17 - 10-31-17	671.50
18-0099	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL CHARGES	11/2017	NP51802919	3,877.67
18-0127	01-M0286	JIMANI VENTURES INC.	OIL CHANGES	11/2017	260549	389.90
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	11/2017	201711166488	189.96
					DEPARTMENT TOTAL:	9,868.23
DEPARTMENT: 42		ANIMAL CONTROL				
18-0099	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL CHARGES	11/2017	NP51802919	223.74
18-0127	01-M0286	JIMANI VENTURES INC.	OIL CHANGES	11/2017	260954	36.99
					DEPARTMENT TOTAL:	260.73

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 51		FIRE				
18-0924	01-C0065	CASCO INDUSTRIES, INCORPORA	CAMERA REPAIR	11/2017	187965	381.00
18-0926	01-C0065	CASCO INDUSTRIES, INCORPORA	BUNKER COAT REPAIR	11/2017	187964	80.00
18-0814	01-C0227	CUSTOM COMPOSITES, LLC	TOOL MOUNT TRACK	11/2017	146372	300.00
18-0938	01-C1086	CHANNING BETE COMPANY, INC.	HEART SAVER CPR AED WORKB	11/2017	53432318	84.95
18-0185	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL FOR VEHICLES	11/2017	NP51802952	1,200.85
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	11/2017	201711166488	163.85
18-0951	01-P0055	PLUMBCO, INC	REPAIR LEAK IN WASH ROOM	11/2017	201711156477	150.00
18-0858	01-S0088	SPECIAL OPS UNIFORMS, INC	CHIEF CARRUTH UNIFORM UPD	11/2017	270723	643.85
18-0191	01-U0055	UNIFIRST HOLDINGS, INC.	SHOP TOWEL SERVICE	11/2017	825 1230992	41.93
					DEPARTMENT TOTAL:	3,046.43
DEPARTMENT: 61		STREETS				
18-0139	01-O0055	OG&E COMPANY	ELECTRIC SERVICE	11/2017	201711156471	206.09
					DEPARTMENT TOTAL:	206.09
					FUND TOTAL:	594,640.18

FUND: 05 - PARK IMPROVEMENT SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 00		ADMINISTRATION				
18-0900	01-C1192	CENTRAL OKLAHOMA WINNELSON	REPAIR PART FOR HEATER	11/2017	403544 00	752.24
18-0828	01-S0258	TRAVIS E. GROOMS	CAPPING OF SYSTEM FOR CON	11/2017	5380	984.00
18-0387	01-S1002	STERLING J. BEECROFT, LLC	REPAIR TO POWER OUTLET IN	11/2017	3430A	426.00
					DEPARTMENT TOTAL:	2,162.24
					FUND TOTAL:	2,162.24

FUND: 15 - PERSONAL SERVICE - 10% EX SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 41		POLICE				
18-0101	01-G0030	GENERAL FUND	TRANSFER 10% P.S.-POLICE	11/2017	201711156456	10,400.00
					DEPARTMENT TOTAL:	10,400.00
DEPARTMENT: 51		FIRE				
18-0102	01-G0030	GENERAL FUND	TRANSFER 10% P.S.-FIRE	11/2017	201711156455	10,400.00
					DEPARTMENT TOTAL:	10,400.00
					FUND TOTAL:	20,800.00

FUND: 39 - LIMITED PURPOSE SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 61		STREETS				
18-0862	01-A0292	ACME BRICK COMPANY	BRICK FOR MUSTANG SIGNS	11/2017	9959731 RI	636.63
					DEPARTMENT TOTAL:	636.63
					FUND TOTAL:	636.63

FUND: 69 - RISK MANAGEMENT SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 00		ADMINISTRATION				
18-0954	01-D0060	MIKE DEFRANCO	WORKERS COMP CLAIM	11/2017	201711156459	152.19
18-0936	01-E0063	EXCEL THERAPY SPECIALISTS-O	WORKERS COMP CLAIM	11/2017	201711156460	561.25
18-0956	01-H0150	HUMAN PERFORMANCE CENTER #7	WORKERS COMP CLAIM	11/2017	201711156461	655.78
18-0952	01-M0267	MEDICAL CLAIMS REVIEW SERVI	MEDICAL BILL AUDIT FEE	11/2017	201711156462	616.21
18-0937	01-M0299	B3W LLC	WORKERS COMP CLAIM	11/2017	201711156463	39.54
18-0986	01-M0299	B3W LLC	WORKERS COMP CLAIM	11/2017	201711166484	172.60
18-0935	01-M1044	MODERN MEDICAL, INC	WORKERS COMP CLAIM	11/2017	201711156464	836.18
18-0985	01-M1044	MODERN MEDICAL, INC	WORKERS COMP CLAIM	11/2017	201711166485	517.28
18-0987	01-M1162	MIDWEST HOSPITAL MEDICINE A	WORKERS COMP CLAIM	11/2017	201711166486	309.71
18-0934	01-T024	THE PHYSICIANS GROUP, LLC	WORKERS COMP CLAIM	11/2017	201711156465	180.00
					DEPARTMENT TOTAL:	4,040.74
					FUND TOTAL:	4,040.74

City of Mustang
City Council
Agenda Item Commentary

1. ITEM NO: F-4

2. MEETING DATE: November 21, 2017

3. TITLE: Assignment of 911 Fees to 911 ACOG

4. COUNCIL ACTION: Approve/Deny

5. INITIATOR: Timothy Rooney, City Manager

6. BACKGROUND: With the passage and enactment of the new 9-1-1 legislation, ACOG is required to provide to the newly formed Oklahoma 9-1-1 Management Authority and the Oklahoma Tax Commission certain documentation which confirms and certifies both the local jurisdiction's population and who the proper recipient is of the 9-1-1 fees collected.

   Resolution No. 18-032 establishes that requirement.

7. STAFF COMMENTS: None

8. STAFF SOURCE: Timothy Rooney, City Manager

9. RESOLUTION / ORDINANCE: Resolution No. 18-032

RESOLUTION 18-032

A RESOLUTION OF THE CITY OF MUSTANG, OKLAHOMA, PROVIDING FOR THE ASSIGNMENT OF 9-1-1 FEES TO 9-1-1 ACOG.

WHEREAS the City of Mustang, Oklahoma, is and has been a voluntary Member of the 9-1-1 Association of Central Oklahoma Governments (hereinafter 9-1-1 ACOG), created pursuant to the Interlocal Cooperation Act, Title 74 O.S., section 1001 *et seq,* for the purpose of creating an association of entities to more efficiently and effectively use their powers by cooperating and provisioning emergency communication procedures, services and facilities for residents of the cities, towns and counties located in the ACOG Central Oklahoma area.

WHEREAS each of the Members of 9-1-1 ACOG understand and acknowledge that the primary function of 9-1-1 ACOG is to administer the planning, design, procurement, installation and operation on behalf of the Members of the procedures, equipment and facilities of every sort pertaining to the operation of the 9-1-1 emergency telephone system in Central Oklahoma. Further, that the function of 9-1-1 ACOG is to receive, administer and monitor the receipt and dispersal of such portions of the taxes and fees levied for 9-1-1 purposes for support and maintenance of the system as is required and determined by the Members.

WHEREAS it is necessary for the financing of the operations and functioning of 9-1-1 ACOG that all of the fees and taxes, which are to be received by the local government authority, shall be assigned and directed to 9-1-1 ACOG to be utilized to support the respective portion of each Member's obligations for contractual, administrative, equipment and service of the regional 9-1-1 system. All of said fees and taxes include those as authorized by Title 63 O. S. section 2811 and following; and the newly enacted 9-1-1 Act as authorized by Title 63 O.S. sections 2861 and following, which include 1) a seventy-five cents monthly fee on each wireless telephone connection; 2) a seventy-five cents monthly fee on each service that is enabled by Voice over Internet Protocol (VoIP) or Internet Protocol (IP); and seventy-five cents on each prepaid wireless retail transaction occurring in this state.

NOW THEREFORE, the City of Mustang, Oklahoma, pursuant to its police powers and authority as a local governmental unit and as the authorized recipient of any and all 9-1-1 fees and taxes under Oklahoma law, does hereby, for good and valuable consideration, grant and convey unto the 9-1-1 ACOG all of its right, title, interest, estate and every claim and demand, both at law and in equity, in and to all of the following property: 100% of all fees and taxes for the provisioning of 9-1-1 emergency telephone service, to which it may be entitled from any telephone service provider, or the Oklahoma Tax Commission of the State of Oklahoma, as authorized under the statutory authority of Title 63, Oklahoma statutes, or any other legal authority; together with all the singular rights thereunto belonging, for the duration and balance of the entire fiscal year ending June 30, 2018.

IN WITNESS WHEREOF, this Assignment of 9-1-1 fees to 9-1-1 ACOG is executed on behalf of the City of Mustang, Oklahoma, pursuant to a duly adopted Resolution of its City Council, this _____ day of _____, 2017.

_____

Vice Mayor

ATTEST:

_____

City Clerk

City of Mustang

Council-Manager Form of Government

405-376-4521 1501 N. Mustang Road, Mustang, Oklahoma 73064

DATE: November 21, 2017

Oklahoma 9-1-1 Management Authority:

Mr. Chairman:

The attached map accurately reflects the population and the call-taking boundaries of the City of Mustang, Oklahoma, for the 9-1-1 public safety answering point for this jurisdiction. I represent the governing authority for the 9-1-1 public safety answering point, and am authorized to certify this information to you.

Name of the 9-1-1 agency that answers calls:

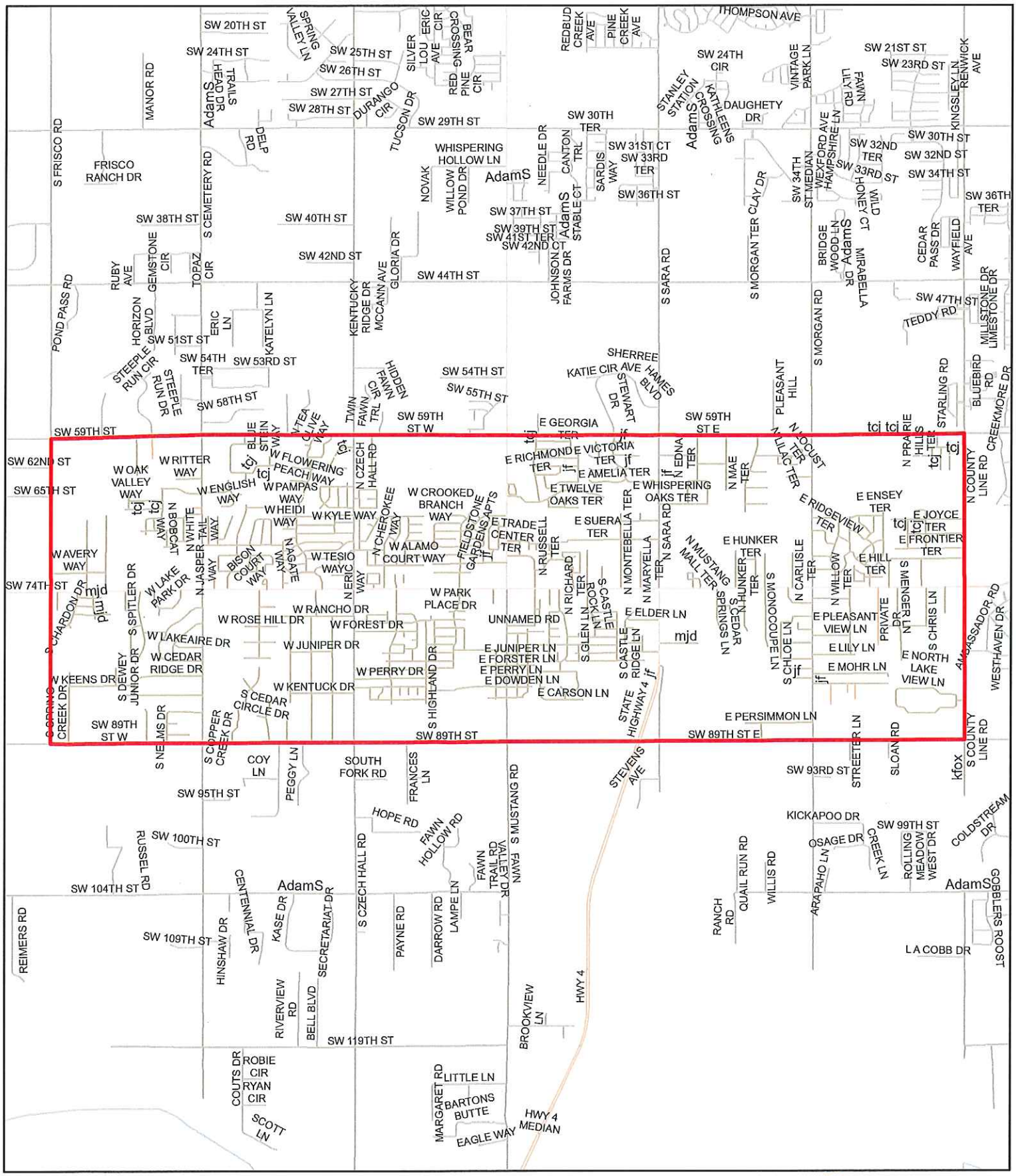
City of Mustang Police Department
Contact person: Rob Groseclose, Police Chief
Email: rgroseclose@cityofmustang.org

Further, as a voluntary member of the 9-1-1 Association of Central Oklahoma Governments for the Central Oklahoma region I hereby represent and direct that all 9-1-1 fees under Oklahoma law due to this jurisdiction shall be paid to: 9-1-1 ACOG, 4205 North Lincoln, Oklahoma City, Oklahoma, 73105, Attn: John G. Johnson, Executive Director.

Sincerely,

Jess Schweinberg
Vice Mayor

ACOG COMMUNITY MUSTANG



2010 Population 17395
2017 C/A Population 19277

0 1 2 Miles

N

ACOG_911-0164_MUSTANG

This map/data was created and assembled by ACOG for your informational, planning reference and guidance only. None of these materials should be utilized by you or other parties without the benefit of advice and instruction from appropriate professional services. These materials are not verified by a Registered Professional Land Surveyor for the State of Oklahoma and are not intended to be used as such. ACOG makes no warranty, express or implied, related to the accuracy or content of these materials and map/data.

acog

4205 N Lincoln BLVD
Oklahoma City, OK 73105
Telephone: (405) 234-2264
FAX : (405) 234-2200

CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. H-1

2. MEETING DATE: November 21, 2107

3. TITLE: Rezoning Application RZ-10-20-17-1-28, 801-901 Block N. Sara Road, B & J Investments, LLC c/o Grubbs Consulting LLC, R-1 PUD, Single Family Residential Planned Unit Development District to R-1, Single Family Residential District.

4. COUNCIL ACTION: Public Hearing, Discussion, and Possible Action Regarding Rezoning Application.

5. INITIATOR: Community Development Department

6. BACKGROUND RECOMMENDATION:

Project Description: The applicant requests a change in zoning classification for this property from R-1 PUD, Single Family Residential Planned Unit Development to just a straight R-1, Single Family Residential District. This property is located in the 801-901 block of N. Sara Road on the west side. The property contains one unoccupied structure at this time.

This property was zoned to R-1 PUD in May of 2016. It was intended to include clustered homes on small driveways with increased lot coverage for the dwellings. Bringing this lot down to a straight R-1 zoning would decrease density significantly, increase lot size and reduce the amount of impervious surface created.

In R-1 districts, the minimum lot size is 7200 square feet. Only 35 percent of the lot may be covered by the dwelling and the front yard setback will be 30 feet. The rear setback is 20 feet and the side setbacks are 5. Each lot must be 60 feet wide at the front building line and abut on a street for at least 45 feet. This will substantially decrease the intensity of use from the current PUD zoning.

Character of Neighborhood: The general character of the area is low density residential.

Zoning and Uses of Property Nearby: The property to the south is zoned R-E, the property to the west is zoned R-1, the property to the north is zoned A-1, and the property to the east is zoned R-E.

Conformance with Long-Range Plan: The long-range plan calls for low density residential development, R-E through R-2.

Utilities and Services: Public Streets, Water and Sewer Services will be extended throughout this subdivision.

When development occurs, the engineer will be required to follow all aspects of our drainage ordinance. They will not be permitted to discharge at any faster rate than currently exists.

Professional Staff Recommendation: Staff recommends approval of this rezoning application. The density and intensity of use will be decreased in terms of number of dwellings and size of lots. The request conforms to the comprehensive plan.

Planning Commission Recommendation: The Mustang Planning Commission voted unanimously to recommend approval of this application at their November 14, 2017 meeting. Please see attached minutes. Please note: These minutes were not yet formally approved by the Mustang Planning Commission.

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7. FINANCIAL IMPACT: None

8. STAFF SOURCE: Melissa Helsel, Community Development Director

9. CITY ATTORNEY'S COMMENTS:

10. RESOLUTION/ORDINANCE NO. 1156

ORDINANCE NO. 1156

AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA AMENDING THE ZONING ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AS AMENDED, TO CHANGE CERTAIN PROPERTY LOCATED IN CANADIAN COUNTY, OKLAHOMA, FROM "R-1 PUD" SINGLE FAMILY PLANNED UNIT DEVELOPMENT DISTRICT TO "R-1" SINGLE FAMILY DISTRICT AND, DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSTANG, OKLAHOMA:

Section 1. That the Zoning Ordinance of the City of Mustang, Oklahoma, as amended, is hereby amended to change the Official Zoning Map, to include therein the following described property in the City of Mustang, Canadian County, State of Oklahoma from "R-1 PUD" Single Family Planned Unit Development District to "R-1" Single Family District.

LEGAL DESCRIPTION OF COMPLETE PROPERTY FOR REZONING:

Tract I: A tract of land in the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma described as follows, to-wit: Beginning 2231.7 feet South of the Northeast corner of said Section 27; thence South 204.15 feet; thence West 2637.7 feet; thence North 204.15 feet; thence 2636.8 feet East to the point of beginning.

AND

Tract II: A part of the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, more particularly described as: Beginning 2435.85 feet South (field measured South 00°11'21" East) of the Northeast corner of said Section 27; thence South 204.15 feet (field measured South 00°11'21" E 206.27 feet) to the Southeast corner of said NE/4; thence West along the South line of said NE/4 2638.60 feet (field measured North 89°58'07" West 2650.10 feet) to the Southwest corner of said NE/4; thence North along the West line of said NE/4 204.15 feet (field measured North 00°12'22" East 206.37 feet); thence East 2637.70 feet (field measured South 89°58'07" East 2650.17 feet) to the point of beginning.

Section 2. REPEALER

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 3. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. EMERGENCY

It being immediately necessary for the preservation of the public health, peace and safety of the City of Mustang and the inhabitants thereof, and emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED and the Emergency Clause voted upon separately and passed and approved this _____ day of _____, 2017.

_____
Mayor

ATTEST:

_____
City Clerk

APPROVED as to form this _____ day of _____, 2017.

_____
City Attorney

PLANNING COMMISSION MEETING

MINUTES NOVEMBER 14, 2017

The Mustang Planning Commission met in a regular session on Tuesday, November 14, 2017 at 7:00 p.m. at the Mustang Municipal Building, City Council Chambers at 1501 N. Mustang Road. Notification of the meeting was posted Wednesday, November 8, 2017 in the foyer of the Mustang Municipal Building in compliance with the Open Meeting Act (25 OAS, Section 301, et. seq.)

I. **CALL MEETING TO ORDER: Chairman Billy McDaniel** called the meeting to order at 7:00 p.m.

II **PLEDGE OF ALLEGIANCE**

III. **ROLL CALL**

MEMBERS PRESENT:

Commissioner **Jan Yakish**
Commissioner **Dan Hix,** Secretary
Commissioner **Jesse Bratton**
Commissioner **Billy McDaniel,** Chairman
Commissioner **Brad Homer,** Vice-Chairman
Commissioner **Jerry Brown**

MEMBERS ABSENT:

STAFF PRESENT:

Melissa Helsel, Community Development Director
Radika Wheeler, Office Administrator
Jerry Calloway, Audio Visual Systems Operator
Morgan Shepard, City Planner

CITY ATTORNEY:

City Attorney, **Jonathan Miller**, was in attendance.

V. **APPROVAL OF MINUTES**: Approval of Minutes from October 24, 2017 Planning Commission Meeting. **Mr. Bratton** made a motion to approve the minutes, **Mr. Hix** seconded the motion. The motion was approved unanimously.

VI. **INTRODUCTION OF GUESTS AND VISITORS/HEARING OF CITIZENS AND DELEGATES:**

VII. **PUBLIC HEARING, DISCUSSION, CONSIDERATION AND RECOMMENDATION ON:**

1. **Rezoning Application RZ-10-20-17-1-28, 801-901 Block N Sara Road, B & J Investments, LLC c/o Grubbs Consulting LLC, R-1 PUD, Single Family Residential Planned Unit Development District to R-1, Single Family Residential District.**

Community Development Director, Melissa Helsel, provided a brief overview of the rezoning request. The applicant requests a change in zoning classification for this property from R-1 PUD, Single Family Residential Planned Unit Development to just a straight R-1, Single Family Residential District. This property is located in the 800-900 block of N. Sara Road on the west side. The property contains one unoccupied structure at this time.

This property was zoned to R-1 PUD in May of 2016. It was intended to include clustered homes on small driveways with increased lot coverage for the dwellings. Bringing this lot down to a straight R-1 zoning would decrease density significantly, increase lot size and reduce the amount of impervious surface created. The number of lots will decrease from 117 to 75 to 80 lots. The lot coverage will be reduced from 65% to 35%.

In R-1 districts, the minimum lot size is 7200 square feet. Only 35 percent of the lot may be covered by the dwelling and the front yard setback will be 30 feet. The rear setback is 20 feet and the side setbacks are 5. Each lot must be 60 feet wide at the front building line and abut on a street for at least 45 feet. This will substantially decrease the intensity of use from the current PUD zoning. The lots on this parcel will be larger than the minimum requirement.

The general character of the area is low density residential. The property to the south is zoned R-E, the property to the west is zoned R-1, the property to the north is zoned A-1, and the property to the east is zoned R-E. The long-range plan calls for low density residential development, R-E through R-2. Public streets, water and sewer services will be extended throughout this subdivision. When development occurs, the engineer will be required to follow all aspects of our drainage ordinance. They will not be permitted to discharge at any faster rate than currently exists.

Staff recommends approval of this rezoning application. The density and intensity of use will be decreased in terms of number of dwellings and size of lots. The request conforms to the comprehensive plan.

Mr. Homer asked what the zoning was on the residential development north of this parcel. **Ms. Helsel** responded it is a PUD with R-1 and R-E elements.

Mr. McDaniel opened the public hearing.

Mark Grubbs, 1819 S Morgan Road, on behalf of the applicant. **Mr. Grubbs** stated this is a downzoning from the current zoning. There would be approximately 77 lots, 40 less than currently permitted. There will be landscaped buffers on the north and south side of the property. The lots will be deep. This development will conform to R-1 standards and requirements. **Mr. Grubbs** stated they will comply with the drainage ordinance which requires that post-development drainage and runoff not exceed pre-development conditions.

Mr. McDaniel asked if there would be a connecting street to the south. **Mr. Grubbs** stated there would not be.

Mr. Hix asked if the entrance will align with the one across the street on Sara Road. **Mr. Grubbs** responded it would and that will be shown on the preliminary plat.

Donna Skidmore, 2113 SW 67th Street, spoke on behalf of her parents who live directly south of the property. Ms. Skidmore stated she is in favor of the rezoning request. This will be a better fit than the PUD and will be compatible with the surrounding area. She stated this will be better for drainage and will meet all Mustang Ordinances.

Hearing no further comments, **Mr. McDaniel** closed the public hearing.

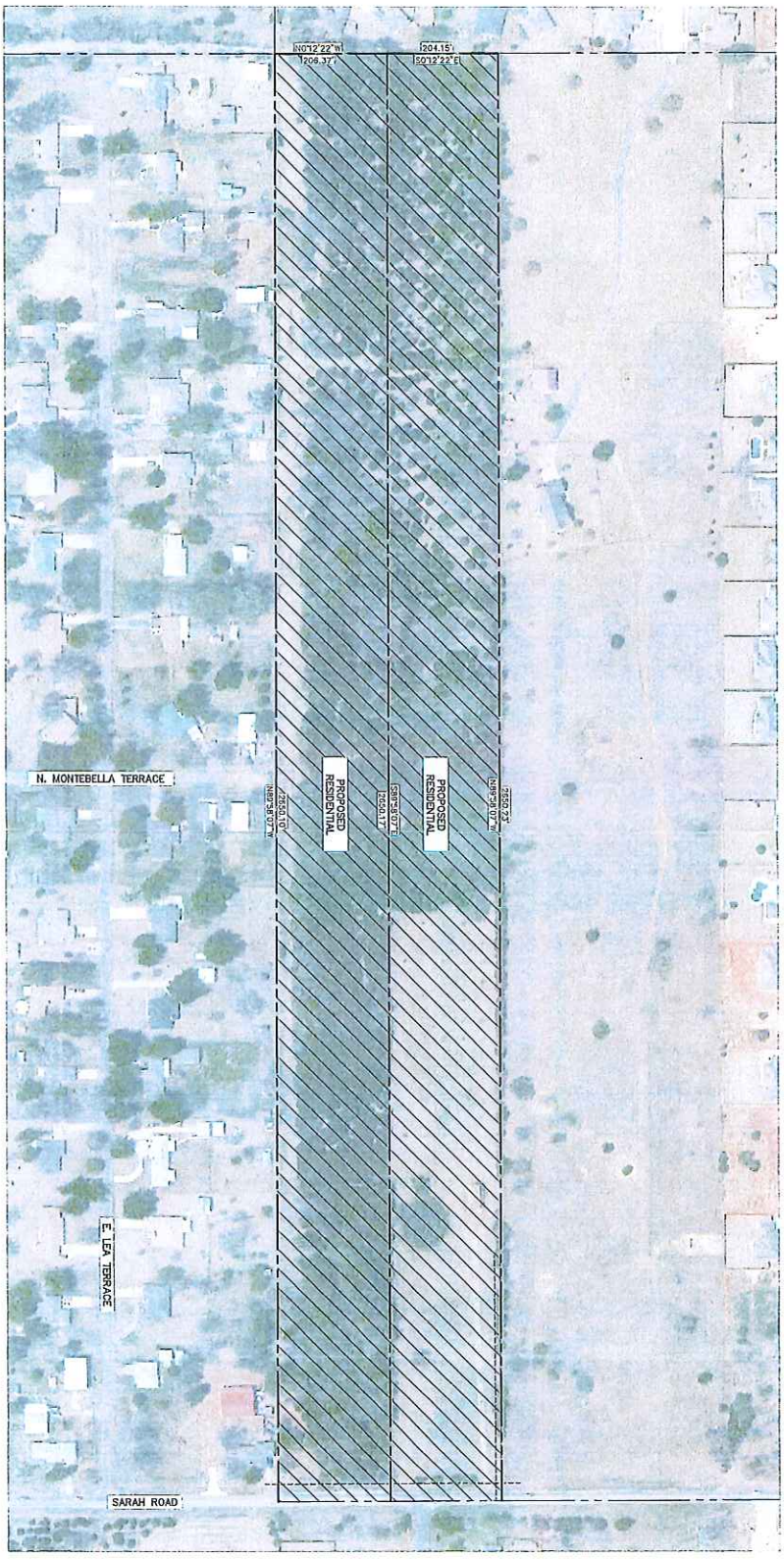
Mr. Homer and **Ms. Yakish** stated they liked the downzoning of this property.

Mr. Bratton made a motion to approve the rezoning application. **Mr. Homer** seconded the motion.

A roll call vote was taken:

Jan Yakish	**Yes**
Dan Hix	**Yes**
Jesse Bratton	**Yes**
Billy McDaniel	**Yes**
Brad Homer	**Yes**
Jerry Brown	**Yes**

The motion was approved unanimously.



EXH
SHEET NUMBER

Proj. No.: 14-087
Date: 10/19/17
Scale: (Horiz.) 1"=100'
(Vert.)
Drawn By: JCB
Checked By: MCB
Approved By: MCB

REVISIONS		
NO.	DESCRIPTION	DATE

CRYSTAL PINES

SW 79TH STREET & SARAH ROAD
MUSTANG, CANADIAN COUNTY, OKLAHOMA

SITE LOCATION MAP

RUBBS CONSULTING, LLC
CIVIL ENGINEERING & LAND PLANNING
1519 S. Morgan Road
Oklahoma City, OK 73128
Phone: (405) 253-0641
Fax: (405) 253-0649

RUBBS CONSULTING, LLC CERTIFICATE OF AUTHORIZATION NO. CA 5115 EXP. 6/30/18

LAND TITLE BOUNDARY DESCRIPTION: (North Property)

A tract of land in the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian, County, Oklahoma, described as follows, to-wit:

Beginning 2231.7 feet South (field measured South 00°11'21" East) of the Northeast corner of said Section 27; thence South 204.15 feet (field measured South 00°11'21" East 204.15'); thence West 2637.7 feet (field measured North 89°58'07" West 2650.17'); thence North 204.15 feet (field measured North 00°12'22" East 204.15'); thence 2636.8 feet East (measured South 89°58'07" East 2650.23') to the point of beginning.

LAND TITLE BOUNDARY DESCRIPTION: (South Property)

A part of the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian, County, Oklahoma, more particularly described as:

Beginning 2435.85 feet South (field measured South 00°11'21" East) of the Northeast corner of said Section 27; thence South 204.15 feet (field measured South 00°11'21" East 206.37'); thence West 2638.60 feet (field measured North 89°58'07" West 2650.10'); thence North 204.15 feet (field measured North 00°12'22" East 206.37'); thence 2637.70 feet East (measured South 89°58'07" East 2650.17') to the point of beginning.

CERTIFICATE OF BONDED ABSTRACTOR
(300 FEET RADIUS REPORT)

STATE OF OKLAHOMA)
) §:
COUNTY OF CANADIAN)

The undersigned bonded abstractor in and for Canadian County, State of Oklahoma, does hereby certify that the following Ownership is true and correct according to the current year's tax rolls in the office of the County Treasurer of Canadian County, Oklahoma, as updated by the records of the County Clerk of Canadian County, Oklahoma; that the owners, as reflected by said records, are based on the last conveyance or final decree of record of certain properties located within 300 feet in all directions of the following described land:

A tract of land lying in the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, described as follows:
Beginning 2231.7 feet South of the Northeast corner of said Section 27; Thence South 408.30 feet; Thence West 2638.60 feet; Thence North 408.30 feet; Thence East 2636.80 feet to the POINT OF BEGINNING.

and find the following owners, addresses and brief legal descriptions on the attached pages numbered from (1) to (4), both inclusive.

NOTICE TO CUSTOMERS: This report is released with the understanding that the information is strictly confidential. This report contains information from public land records only and is not to be construed as an abstract of title, opinion of title, title commitment, title insurance policy, or environmental research report. As used herein, the term "public land records" means those land records which under the recording laws of the applicable state, impart constructive notice to the third parties with respect to recorded, unreleased or record instruments memorializing legal interests in real estate. The company suggests that you contact your attorney for matters of a legal nature or legal opinion. We have exercised due care and diligence in preparing this report, however, the Abstractor does not guarantee validity of the title and acceptance of this report by the Company or person(s) for whom this report is made, constitutes agreement and confirmation of the limitation of this report.

Dated: October 5, 2017 at 7:30 AM

First American Title & Trust Company

Donna R. Schmulbach

By:
Donna R. Schmulbach
Abstractor License No. 0290
OAB Certificate of Authority # 0058
File No. 2281283-WA99

SURFACE OWNERSHIP LIST

ORDER NO. 2281283

DATE PREPARED: October 18, 2017
EFFECTIVE DATE: October 5, 2017

OWNER	LOT	BLK	ADDITION OR STR
Sheppard & Sons Construction, Inc. 2201 Rambling Road Edmond, OK 73025			Pt NE/4 Sec. 27-11N-5W (A-3 & A-5 on map) – SUBJECT PROPERTY
Donald Klepper & Carolyn Klepper 624 E. Plantation Terrace Mustang, OK 73064			Pt NE/4 Sec. 27-11N-5W (A-2 on map)
The Arch Bishop of the Archdiocese of Oklahoma City 7501 NW Expressway Oklahoma City, OK 73132			Pt NW/4 Sec. 26-11N-5W (A-1 on map)
Donald E. Hurst & Sammie K. Hurst 901 E. Whispering Oaks Mustang, OK 73064	1	3	ROLLIN' ACRES
Saleh Mohd Al-Zubi P.O. Box 645 Wheatland, OK 73097	1	1	ROLLIN' ACRES
Borneman-Mustang, LLC 3235 Majestic Circle Conway, AR 73034-8392			Pt SW/4 Sec. 26-11N-5W (A-1 on map)
Lynn W. LaFever, Jr. & Linda R. LaFever 601 North Caddell Way Mustang, OK 73064-4201	1	8	CLEARVIEW ADDITION
Jerry McNeil (1/2 int) 712 Alamo Mustang, OK 73064 Janet Ward (1/2 int) 900 E. Whispering Oaks Terrace Mustang, OK 73064	2	8	CLEARVIEW ADDITION
Donna F. Warren 823 E. Lea Terrace Mustang, OK 73064	3	8	CLEARVIEW ADDITION
Dale and Annette Castor Trust dated December 9, 2009 815 E. Lea Terrace Mustang, OK 73064	4	8	CLEARVIEW ADDITION
Glenn Walker & Sandy Walker 805 E. Lea Terrace Mustang, OK 73064	5	8	CLEARVIEW ADDITION
Jon Marvin Leeth & Carol A. Leeth 745 E. Lea Terrace Mustang, OK 73064	6	8	CLEARVIEW ADDITION
Clendon L. Manor & Judy K. Manor 727 E. Lea Terrace Mustang, OK 73064	7	8	CLEARVIEW ADDITION

Jim Reams & Brandi Reams 717 E. Lea Terrace Mustang, OK 73064	8	8	CLEARVIEW ADDITION
John J. Chaney & Bobbie J. Chaney, as Trustees of the John & Bobbie Chaney Living Trust dated November 17, 2014 707 E. Lea Terrace Mustang, OK 73064	9	8	CLEARVIEW ADDITION
Donald Glen Francen & Willa Mae Francen, co-trustees of The Donald Glen Francen & Willa Mae Francen Trust, under Trust Indenture dated October 27, 2009 805 N. Montebella Mustang, OK 73064	1	7	CLEARVIEW ADDITION
William L. Littleton & Beverly J. Littleton, co-trustees of The Littleton Family Trust dated May 9, 2006 629 E. Lea Terrace Mustang, OK 73064	2	7	CLEARVIEW ADDITION
Evelyn Kae Hughes 615 E. Lea Terrace Mustang, OK 73064	3	7	CLEARVIEW ADDITION
Carrie Nowlin, Trustee of the Carrie Nowlin Trust under trust agreement dated August 3, 2017 13401 S. Mustang Road Mustang, OK 73064	4	7	CLEARVIEW ADDITION
Henry M. Holder & Kathryn A. Holder 547 E. Lea Terrace Mustang, OK 73064	5	7	CLEARVIEW ADDITION
Dennis L. Asper & Jerry A. Asper 537 E. Lea Terrace Mustang, OK 73064	6	7	CLEARVIEW ADDITION
Jose Homero Vallejo & Hilda M. Vallejo 525 E. Lea Terrace Mustang, OK 73064	7	7	CLEARVIEW ADDITION
Joseph A. Barter, Jr. & Stephanie V. Barter 515 E. Lea Terrace Mustang, OK 73064	8	7	CLEARVIEW ADDITION
Dennis Baker & Vicki R. Baker 507 E. Lea Terrace Mustang, OK 73064	9	7	CLEARVIEW ADDITION
Ronald J. Curtis, Jr. 27 Haymeadow Lane Ayer, MA 01432			Pt SW/4 27-11N-5W (A-12 on map)
Terri Goble 728 E. Pointe Court Lane Mustang, OK 73064	18	1	THE PLANTATION
Marco Antonio Tezen & Karen Tezen 420 E. Twelve Oaks Terrace Mustang, OK 73064	19	1	THE PLANTATION
Beverly C. Ray 424 E. Twelve Oaks Terrace Mustang, OK 73064	20	1	THE PLANTATION

Michael E. Baker & Lisa M. Baker 428 Twelve Oaks Terrace Mustang, OK 73064	21	1	THE PLANTATION
Philip D. Rich & Connie L. Rich 432 E. Twelve Oaks Terrace Mustang, OK 73064	22	1	THE PLANTATION
Steven C. Carlson & Tonya D. Carlson 417 E. Twelve Oaks Terrace Mustang, OK 73064	5	3	THE PLANTATION
Mark Thiessen & Rhonda Thiessen 421 E. Twelve Oaks Terrace Mustang, OK 73064	6	3	THE PLANTATION
Jacob Sparks 425 E. Twelve Oaks Terrace Mustang, OK 73064	7	3	THE PLANTATION
Jake L. Conrad, Jr. & Lavonne M. Conrad 429 E. Twelve Oaks Terrace Mustang, OK 73064	8	3	THE PLANTATION
Colby Holmes & Jessica Holmes 420 E. Magnolia Terrace Mustang, OK 73064	5	5	PLANTATION 2ND ADDITION
Christopher G. Kerr & Melissa D. Kerr 424 E. Magnolia Terrace Mustang, OK 73064	6	5	PLANTATION 2ND ADDITION
David E. Mangrum & Erin E. Mangrum 428 E. Magnolia Terrace Mustang, OK 73064	7	5	PLANTATION 2ND ADDITION
Robert L. Duke & Anita A. Duke 432 E. Magnolia Terrace Mustang, OK 73064	8	5	PLANTATION 2ND ADDITION
Stephanie Brodersen 433 E. Magnolia Terrace Mustang, OK 73064	9	5	PLANTATION 2ND ADDITION
Nicholas A. Prater & Karlie B. Buntin 429 E. Magnolia Terrace Mustang, OK 73064	10	5	PLANTATION 2ND ADDITION
Kathryn M. Cisper 425 E. Magnolia Terrace Mustang, OK 73064	11	5	PLANTATION 2ND ADDITION
Ralph Deluccio & Mary Jane Deluccio, Trustees of the Revocable Trust Agreement of Ralph Deluccio & Mary Jane Deluccio dated September 19, 2011 421 E. Magnolia Terrace Mustang, OK 73064	12	5	PLANTATION 2ND ADDITION
James W. Reddick III 424 E. Plantation Terrace Mustang, OK 73064	9	8	PLANTATION 3RD ADDITION
Michelle A. Igo 428 E. Plantation Terrace Mustang, OK 73064	10	8	PLANTATION 3RD ADDITION
Brande L. Hooper & Shannon K. Hooper 432 E. Plantation Terrace Mustang, OK 73064	11	8	PLANTATION 3RD ADDITION

Harold D. Maloy & Alice S. Maloy 436 E. Plantation Terrace Mustang, OK 73064	12	8	PLANTATION 3RD ADDITION
City of Mustang Office of the City Clerk 1501 N. Mustang Road Mustang, OK 73064			Dedicated Streets in Study Area

PUBLIC HEARING NOTICE OF THE
MUSTANG PLANNING COMMISSION

On Tuesday, November 14, 2017, beginning at 7:00 p.m. in the Council Chambers at Mustang City Hall located at 1501 N Mustang Road, Mustang, OK 73064, a Public Hearing will be conducted on the following:

NOTICE OF REDISTRICTING

CURRENTLY ZONED:	**R-1 PUD, Single Family Residential Planned Unit Development**
REQUESTED ZONING:	**R-1, Single Family Residential District**
APPLICATION BY:	**B & J Investments, LLC**
PROPERTY OWNER:	**Sheppard & Sons Construction, Inc.**

GENERAL VICINITY OF PROPERTY: 800-900 Block N Sara Road, West Side

LEGAL DESCRIPTION OF COMPLETE PROPERTY FOR REZONING:

A tract of land in the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, more particularly described as follows:

Tract I: A tract of land in the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma described as follows, to-wit: Beginning 2231.7 feet South of the Northeast corner of said Section 27; thence South 204.15 feet; thence West 2637.7 feet; thence North 204.15 feet; thence 2636.8 feet East to the point of beginning.

Tract II: A part of the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, more particularly described as: Beginning 2435.85 feet South (field measured South 00°11'21" East) of the Northeast corner of said Section 27; thence South 204.15 feet (field measured South 00°11'21" E 206.27 feet) to the Southeast corner of said NE/4; thence West along the South line of said NE/4 2638.60 feet (field measured North 89°58'07" West 2650.10 feet) to the Southwest corner of said NE/4; thence North along the West line of said NE/4 204.15 feet (field measured North 00°12'22" East 206.37 feet); thence East 2637.70 feet (field measured South 89°58'07" East 2650.17 feet) to the point of beginning.

(Treated as one tract when combined for the purposes of this rezoning application)

As an interested property owner your comments are invited at the public hearing for or against the request. You may file a written petition and offer oral argument and evidence for or against granting the request.

Please feel free to call the Community Development Department at 376-9873 between 8:30 a.m. and 5:00 p.m. to make inquires about the application.

Respectfully,
Melissa Helsel, Community Development Director

Filed: 08-21-2015 08:43:42 AM Doc Number: R 2015 19762 Book: RB 4310 Page:836

FATCO

10.00

Return To:
Sheppard & Sons Construction, Inc.
P.O. Box 939
Mustang, OK 73064

CANADIAN COUNTY CLERK OFFICIAL SEAL EL RENO, OKLAHOMA

Doc#:R 2015 19762
Bk&Pg:RB 4310 836-837
Filed:08-21-2015 KLJ
08:43:42 AM WD
Canadian County, OK

WARRANTY DEED
(OKLAHOMA STATUTORY FORM)

File No.: **2041221-OK16 (SLM)**
Doc Stamps: **$363.75**

Tax ID#: **5827**

That **Orlando V. Brown, a single person** (the "Grantor"), in consideration of the sum of TEN & NO/100------Dollars and other valuable considerations, in hand paid, the receipt of which is hereby acknowledged, do(es) hereby, grant, bargain, sell and convey unto **Sheppard & Sons Construction, Inc., an Oklahoma corporation,** (the "Grantee"), the following described real property and premises situated in **Canadian** County, State of **Oklahoma**, to wit:

A tract of land in the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, described as follows,to-wit:
Beginning 2231.7 feet South (field measured South 00°11'21" East) of the Northeast corner of said Section 27; thence South 204.15 feet (field measured South 00°11'21" East 204.15 feet); thence West 2637.7 feet (filed measured North 89°58'07" West 2650.17) to the West line of the NE/4; thence North along the West line of the NE/4 204.15 feet (field measured North 00°12'22" East 204.15 feet); thence 2636.8 feet East (field measured South 89°58'07" East 2650.23 feet) to the point of beginning.

Grantor hereby reserves all oil, gas, and other minerals and all rights pertaining thereto, in and under the above-described property, not previously reserved or conveyed of record.

Together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same, LESS AND EXCEPT all of the oil, gas, and other minerals in and under the above-described property, which have heretofore been reserved or conveyed of record or which are reserved by the Grantor(s). It is the intention of the Grantor(s) to convey to the Grantee(s) the surface and surface rights only in and to the above-described real property, and SUBJECT TO easements, rights of way, restrictive covenants of record.

Together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same. LESS AND EXCEPT any interest in and to oil, gas, coal, metallic ores and other minerals therein and thereunder previously reserved or conveyed of record and all rights, interests and estates of whatsoever nature incident thereto or arising thereunder, and SUBJECT TO easements, rights of way, restrictive covenants of record.

TO HAVE AND TO HOLD said described premises unto the Grantee, and to the heirs, successors and assigns, forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature.

Signed and delivered this 8-18-2015

Orlando V. Brown

State of Oklahoma
Canadian County
Documentary Stamps
$ 363.75

ACKNOWLEDGMENT - OKLAHOMA FORM

STATE OF **OKLAHOMA** }
} **ss.**
COUNTY OF **Oklahoma** }

This instrument was acknowledged before me on **August 18, 2015**, by **Orlando V. Brown, a single person.**

NOTARY PUBLIC **Sheri L. Morton**

My Commission Expires: **5/11/2019**

SHERI L. MORTON NOTARY PUBLIC # 03008814 EXP. 05/11/19 STATE OF OKLAHOMA

Mail Tax Statements To:
Cornerstone Bank
1408 North Mustang Road
Mustang, OK 73064

FA7C01
RETURN:
Sheppard & Sons Construction, Inc.
2201 Rambling Road
Edmond, OK 73025

CANADIAN COUNTY CLERK OFFICIAL SEAL EL RENO, OKLAHOMA

Doc#:R 2015 22406
Bk&Pg:RB 4322 0290-0292 3E
Filed:09/18/2015 TMH
01:22:21 PM WD
Canadian County, OK

State of Oklahoma
Canadian County
Documentary Stamps
$337.50

WARRANTY DEED
(OKLAHOMA STATUTORY FORM)

File No.: **2063619-OK16 (SLM)**
Doc Stamps: **$337.50**

Tax ID#: **5829**

That **James H. Blurton, a single person and Dusty Sanderson and Dana A. Sanderson, husband and wife,** (the "Grantor"), in consideration of the sum of TEN & NO/100--------Dollars and other valuable considerations, in hand paid, the receipt of which is hereby acknowledged, do(es) hereby, grant, bargain, sell and convey unto **Sheppard & Sons Construction, Inc., an Oklahoma corporation,** (the "Grantee"), the following described real property and premises situated in **Canadian** County, State of **Oklahoma,** to wit:

See Attached Exhibit "A"

Grantor hereby reserves all oil, gas, and other minerals and all rights pertaining thereto, in and under the above-described property, not previously reserved or conveyed of record.

Together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same, LESS AND EXCEPT all of the oil, gas, and other minerals in and under the above-described property, which have heretofore been reserved or conveyed of record or which are reserved by the Grantor(s). It is the intention of the Grantor(s) to convey to the Grantee(s) the surface and surface rights only in and to the above-described real property, and SUBJECT TO easements, rights of way, restrictive covenants of record.

Together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same. LESS AND EXCEPT any interest in and to oil, gas, coal, metallic ores and other minerals therein and thereunder previously reserved or conveyed of record and all rights, interests and estates of whatsoever nature incident thereto or arising thereunder, and SUBJECT TO easements, rights of way, restrictive covenants of record.

TO HAVE AND TO HOLD said described premises unto the Grantee, and to the heirs, successors and assigns, forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature.

Signed and delivered this **September 11, 2015.**

James H. Blurton

Dusty Sanderson by Jim Blurton as Attorney In Fact

Dana A. Sanderson by Jim Blurton as Attorney In Fact

PB 2063619 KB 3/17.00
POC $1337.50

ACKNOWLEDGMENT - OKLAHOMA FORM

STATE OF **OKLAHOMA** }
} **ss.**
COUNTY OF **Oklahoma** }

This instrument was acknowledged before me on **September 11, 2015**, by **James H. Blurton, a single person and Dusty Sanderson by Jim Blurton as Attorney In Fact and Dana A. Sanderson by Jim Blurton as Attorney In Fact, husband and wife.**

SHERI L. MORTON NOTARY # 03006014 EXP. 05/11/19 PUBLIC STATE OF OKLAHOMA

NOTARY PUBLIC **Sheri L. Morton**

My Commission Expires: **5/11/2019**

Mail Tax Statements To:
Cornerstone Bank
1408 North Mustang Road
Mustang, OK 73064

EXHIBIT 'A'

File No.: 2063619-OK16 (SLM)

Property: Vacant Land, APN, Mustang, OK 73064

A part of the Northeast Quarter (NE/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma, more particularly described as: Beginning 2435.85 feet South (field measured South 00°11'21" East) of the Northeast corner of said Section 27; thence South 204.15 feet (field measured South 00°11'21"E 206.27 feet) to the Southeast corner of said NE/4; thence West along the South line of said NE/4 2638.60 feet (field measured North 89°58'07" West 2650.10 feet) to the Southwest corner of said NE/4; thence North along the West line of said NE/4 204.15 feet (field measured North 00°12'22" East 206.37 feet); thence East 2637.70 feet (field measured South 89°58'07" East 2650.17 feet) to point of beginning.

A.P.N. 5829

MUSTANG IMPROVEMENT AUTHORITY
MUSTANG MUNICIPAL BUILDING
1501 N. MUSTANG ROAD
MUSTANG, OKLAHOMA 73064

NOVEMBER 21, 2017
7:00 P.M.

AGENDA

A. CALL TO ORDER

B. ROLL CALL

C. NEW BUSINESS

D. CONSENT AGENDA

These items are considered on the Consent Agenda so that members of the Improvement Authority by unanimous consent can designate routine agenda items to be approved by one motion. If any item proposed on the Consent Agenda does not meet with approval of all Trustees that item will be removed and heard in regular order.

1. Approval of **11/07/2017** MIA Minutes
*2. Claims List for **FY 2018**

E. INFORMATION/REPORTS

1. Trustee Manager

2. Trustees

F. DISCUSSION ITEMS

None.

G. ADJOURNMENT

***Items Considered Concurrently on the City Council Agenda.**

MUSTANG IMPROVEMENT AUTHORITY
NOVEMBER 7, 2017

The Mustang Improvement Authority met in regular session on Tuesday, November 7, 2017, 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, November 3, 2017, at 4:00 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 **9:39 p.m.**

B. ROLL CALL

Trustees Present: **Quigley**
Leete
Hagan
Schweinberg
Adams

Trustees Absent: **Grider**
Jones

C. NEW BUSINESS

None.

D. CONSENT AGENDA

1. Approval of **10/17/2017** MIA Minutes
*2. Claims List for **FY 2018**
*3. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.
*4. Acknowledgement of **Receipt of DEQ Permit** No. WL000009170678, to Construct Water Lines for Crystal Springs Addition.
*5. Acknowledgement of **Receipt of DEQ Permit** No. SL000009170679, to Construct Sewer Lines for Crystal Springs Addition.

MOTION was made by **Trustee Schweinberg**, seconded by **Trustee Leete**, to approve Items D-1 through D-5 of the Consent Agenda.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

E. INFORMATION/REPORTS

1. Trustee Manager

None.

2. Trustees

None.

F. DISCUSSION ITEMS

None.

G. ADJOURNMENT

MOTION was made by **Trustee Schweinberg**, seconded by **Trustee Hagan**, to adjourn.

AYE: **Quigley, Leete, Hagan, Schweinberg, Adams**
NAY: **None**

Meeting was adjourned at **9:40 p.m.**

_____
Jess Schweinberg, Vice Chairman

Attest:

_____
Lisa Martin, Secretary

FUND: 68 - IMPROVEMENT AUTHORITY SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 68		GENERAL GOVERNMENT				
18-0390	01-C0108	COWAN GROUP ENGINEERING, LL	89TH STREET IMPROVEMENTS	11/2017	3262	10,954.75
18-0561	01-C0108	COWAN GROUP ENGINEERING, LL	ENGINEERING FEES	11/2017	3266A	5,313.00
18-0048	01-C0281	MIA- 4TH PENNY EXCESS	PENNY EXTENSION - 90% EXC	11/2017	201711156454	23,502.65
18-0984	01-E0104	E&E LAWN CARE, INC	CLEAN UP & SOD ON MUST. R	11/2017	201711166490	7,400.00
18-0046	01-G0030	GENERAL FUND	TRANS. OPERATING FUNDS	11/2017	201711156447	245,000.00
18-0039	01-L0045	LIMITED PURPOSE FUND	3RD PENNY EXCESS	11/2017	201711156451	88,161.08
18-0047	01-P0132	PERSONAL SERVICES FUND	PENNY EXTENSION	11/2017	201711156453	22,208.51
18-0981	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	11/2017	201711156482	50,000.00
18-0044	01-S0205	STREET IMPROVEMENT FUND	12.5% FRANCHISE FEE	11/2017	201711156449	15,000.00
					DEPARTMENT TOTAL:	467,539.99
DEPARTMENT: 72		WATER				
18-0392	01-C0108	COWAN GROUP ENGINEERING, LL	ROCKWELL GROUND STORAGE	11/2017	3267	1,510.00
18-0561	01-C0108	COWAN GROUP ENGINEERING, LL	ENGINEERING FEES	11/2017	3266A	139.00
18-0072	01-C0135	THE CITY OF OKLAHOMA CITY	WATER PURCHASE	11/2017	201711166487	59,916.77
18-0139	01-O0055	OG&E COMPANY	ELECTRIC SERVICE	11/2017	201711156472	1,791.77
18-0153	01-S0057	SEVERN TRENT SERVICES INC	PUBLIC WORKS CONTRACTOR	11/2017	24697	75,613.34
					DEPARTMENT TOTAL:	138,970.88
DEPARTMENT: 75		SEWER				
18-0391	01-C0108	COWAN GROUP ENGINEERING, LL	WWTP EXPANSION & MODIFICA	11/2017	3268	42,300.00
18-0081	01-C0117	CLEARWATER ENTERPRISE, LLC	GAS SERVICES	11/2017	201711156468	104.15
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	11/2017	201711166489	146.21
18-0139	01-O0055	OG&E COMPANY	ELECTRIC SERVICE	11/2017	201711156472	1,543.53
18-0153	01-S0057	SEVERN TRENT SERVICES INC	PUBLIC WORKS CONTRACTOR	11/2017	24697	42,532.49
					DEPARTMENT TOTAL:	86,626.38
					FUND TOTAL:	693,137.25

FUND: 70 - MIA RESERVE SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 70		ADMINISTRATION				
18-0561	01-C0108	COWAN GROUP ENGINEERING, LL	ENGINEERING FEES	11/2017	3266A	3,055.00
18-0815	01-S0057	SEVERN TRENT SERVICES INC	WATER/SEWER PROJECTS	11/2017	24697A	14,583.33
18-0942	01-T1028	TRI-STATE INDUSTRIAL GROUP,	ELECTRICAL TRANSFER SWITC	11/2017	63654	18,400.00
18-0943	01-T1028	TRI-STATE INDUSTRIAL GROUP,	DIESEL GENERATOR	11/2017	63652	23,850.00
18-0930	01-Y0109	ALVIS J. YORK SR.	PULL & INSTALL DE PUMPS	11/2017	21005	2,500.00
					DEPARTMENT TOTAL:	62,388.33
					FUND TOTAL:	62,388.33
					GRAND TOTAL:	1,377,805.37