MUSTANG CITY COUNCIL
SEPTEMBER 7, 2021

The Mustang City Council met in regular session on Tuesday, September 7, 2021, at 7:00 p.m. in the Mustang Municipal Building Council Chambers. Notice of the meeting was posted as required on Thursday, September 2, 2021, at 3:57 p.m. in compliance with the Open Meeting Law, 25 O.S., Section 301, et. seq.

A. CALL TO ORDER

Vice Mayor Ray called the meeting to order at **7:00 p.m.**

B. PLEDGE OF ALLEGIANCE/INVOCATION Ryan Summers, Pastor, The Bridge Assembly of God.

Pastor Summers led the assembly in the Pledge and Invocation. He stated Mustang was a great town to be in stating the churches work well together. He stated they have a large ministry through their food pantry stating it is needed now more than ever with Covid. He also stated the Church adopted Mustang South Middle School and help them in any way they can stating if the Church can help, we long to do so.

C. ROLL CALL

Councilmembers Present:	**Ray**
	Teeples
	Wald
	Jones
	McKenzie
	Sholund
Councilmembers Absent:	**Grider**

D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

None.

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

None.

F. CONSENT AGENDA

- F.1 Approval of 08/03/2021 City Council Minutes.
- F.2 *Claims List for FY 2021.
- F.3 *Claims List for FY 2022.
- F.4 *Approval to Turn Past Due Utility Accounts over to Collection Agency.
- F.5 Approval of Resolution 22-013, Establishing the Nine-One-One (9-1-1) Emergency Telephone Fee Rate for Calendar Year 2022.

F.6 Approval of Resolution 22-014, a Resolution of the City of Mustang for Approval of June 24, 2021 Amendments to the Agreement Creating the 9-1-1 Association of Central Oklahoma Governments (ACOG).

F.7 Approval to Declare Old and/or Damaged Library Materials as Surplus and Authorize Disposal of those Items.

F.8 Approval of Resolution 22-017, a Resolution of the City of Mustang, Oklahoma, Declaring a Certain Police Vehicle Surplus and Authorizing the Sale of Such Vehicle and Authorizing the City Manager to Execute Documents to Complete the Transfer.

F.9 *Acknowledge Receipt of Department of Environmental Quality Permit to Construct Water Lines and Appurtenances – Mustang Farms Addition, Phase 2.

F.10 *Acknowledge Receipt of Department of Environmental Quality Permit to Construct Sewer Lines and Appurtenances – Mustang Farms Addition, Phase 2.

MOTION was made by **Councilman McKenzie**, seconded by **Councilman Jones**, to Approve the Consent Agenda Items F-1 thru F-10.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

G. INFORMATION/REPORTS

G.1 City Manager Report

City Manager Rooney and **Vice Mayor Ray** presented a plaque of appreciation to representatives from the Mustang Lowe's for their support by providing free plants and labor to the City to decorate the flower boxes at the corner of State Highway 152 and Mustang Road. *Finance Director Watts* also assisted in the decorating and planting and thanked Lowes and other employees for their help and support. Lowes representatives included Store Manager Kevin Williams, Tina Woodcock, and Tammy Conn.

Rooney also announced that Edigar Kajirwa's last day with the City is September 14th as he has accepted a full time position at the City of Bullhead City, AZ as the Assistant to the City Manager of Special Projects stating he would be deeply missed, but happy for the adventure ahead of him. **Mr. Kajirwa** thanked everyone stating it is never easy leaving a place like Mustang and stated he had an internship that developed into a career.

G.2 City Council

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

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

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

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

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

Councilman Sholund stated it had been a busy month stating calls regarding any issues were being worked on by *City Manager Rooney* and *Assistant City Manager Battles*. He also thanked Mr. Kajirwa stating he would be missed.

Vice Mayor Ray stated his neighbors in attendance at the last meeting thanked him and everyone for allowing them to have a voice. He also stated the National Mustang Car Show was a great event last weekend stating many City Staff were there assisting and did a great job

H. DISCUSSION ITEMS

H.1 Consideration of Municipal Lease/Purchase of Four (4) Police Vehicles with RCB Bank for a Three (3) Year Term; documents to include, but not limited to, Lease/Purchase Agreement, Resolution No. 22-015, and Statement of Essential Use; and Authorizing Staff to Execute Documents.

Police Chief Groseclose stated this was a municipal lease purchase for four (4) police vehicles with RCB Bank for a three (3) year term. He stated the FY2022 budget included $76,084 for the first year lease/purchase including necessary emergency equipment.

MOTION was made by **Councilman Sholund,** seconded by **Councilman Jones,** to Approve the Lease/Purchase of Four (4) Police Vehicles with RCB Bank for a Three (3) Year Term; documents to include, but not limited to, Lease/Purchase Agreement, Resolution No. 22-015, and Statement of Essential Use; and Authorizing Staff to Execute Documents

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

H.2 Consideration of Resolution No. 22-016, a Resolution of The City Council of The City Of Mustang, Oklahoma, Approving of and Adopting the Canadian County Hazard Mitigation Plan Update 2021-2026 as the Local Hazard Mitigation Plan for the City of Mustang, Oklahoma, in Accordance with 44 C.F.R. §201.3(D).

Community Development Director Helsel stated the Canadian County team met for two years to update the Hazard Mitigation Plan stating it has been finalized and approved by FEMA for all jurisdictions. She stated FEMA requires this plan and once adopted by the City, it allows us to apply for grants stating the last grant was the storm shelter grant.

MOTION was made by **Councilman Sholund,** seconded by **Councilman McKenzie,** to Approve Resolution No. 22-016.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

H.3 Public Hearing and Consideration of Ordinance No. 1226, an Ordinance of the City Of Mustang, Oklahoma, Vacating and Closing an Alley Lying within Block 3 of The Mustang Original Townsite, as More Particularly Described Below; Declaring Repealer; Providing for Severability; and Declaring an Emergency.

Community Development Director Helsel stated the initial reading for this ordinance was held in the July City Council meeting stating he has applied for a vacation of the 20-foot alleyway to the east of his property. She stated the City has a public sewer line in this easement stating the applicant will grant a 20-foot sewer line easement for that area. **Helsel** stated a public hearing notice was sent to all property owners within 300 feet as well as all utility franchisees within the City with no responses received.

Vice Mayor Ray opened the Public Hearing.

There being none, **Vice Mayor Ray** closed the Public Hearing.

MOTION was made by **Councilman McKenzie,** seconded by **Councilman Sholund,** to Approve Ordinance No. 1226.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

MOTION was made by **Vice Mayor Ray,** seconded by **Councilman Sholund,** to Declare an Emergency.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

H.4 Consideration of Specific Use Permit (SUP) Application SUP-7-15-21-1-35, 1039 E Thunderbird Lane, Automobile Painting and Body Work in I-1, Light Industrial District, David Pickard/Auto Logic.

Community Development Director Helsel stated the applicant, David Pickard of Auto Logic submitted this application to allow for the use of "Automobile Painting and Body Work" in an I-1 or Light Industrial District stating the Mustang Municipal Code allows this use under review in Light Industrial Districts. She provided the surrounding zoning and uses of property nearby stating the long-range plan calls for Light Industrial Development in this area, so the I-1 zoning conforms to this plan. **Helsel** stated public water and sanitary sewer is available to serve this property and the street is also public.

Helsel stated Planning Commission voted unanimously to approve the SUP stating no responses were received from the public hearing notice sent out to property owners within 300 feet. She stated Staff also recommends approval stating it is an appropriate use in this area.

MOTION was made by **Councilman Sholund,** seconded by **Councilman McKenzie,** to Approve the Specific Use Permit Application.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

H.5 *Consideration of Contract and Bonds with Young Contracting for Project Labeled Charlotte Terrace and Heights Drainage Improvements.

Assistant City Manager Battles stated the bids were accepted and awarded to Young Contracting in the August 3rd City Council meeting stating this item was to approve the contract and bonds.

MOTION was made by **Councilman McKenzie,** seconded by **Councilman Jones,** to Approve the Contract and Bonds with Young Contracting for Project Labeled Charlotte Terrace and Heights Drainage Improvements.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

H.6 *Consideration of Contract and Bonds with Wynn Construction Company for Project Labeled Mustang Water Reclamation Facility Blower Replacement.

Assistant City Manager Battles stated the bids were accepted and awarded to Wynn Construction Company in the August 3rd City Council meeting stating this item was to approve the contract and bonds.

Discussion was held regarding the warranty and life expectancy with **Battles** stating 12 months warranty on the motors and normally 10 years centrifugal life expectancy and also should see a significant reduction in power. **Battles** stated the current blowers were purchased around 2002 and 2008.

MOTION was made by **Councilman Sholund,** seconded by **Councilman McKenzie,** to Approve the Contract and Bonds with Wynn Construction Company for Project Labeled Mustang Water Reclamation Facility Blower Replacement.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

H.7 *Consideration of Contract and Bonds with Southwest Water Works for Project Labeled Basin 10 Sewer.

Assistant City Manager Battles stated the bids were accepted and awarded to Southwest Water Works in the August 3rd City Council meeting stating this item was to approve the contract and bonds.

MOTION was made by **Councilman McKenzie,** seconded by **Councilman Sholund,** to Approve the Contract and Bonds with Southwest Water Works for Project Labeled Basin 10 Sewer.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

I. MATTERS FOR EXECUTIVE SESSION:

I.1 *Consideration of Potential Purchase and Acceptance of Permanent Easement and Authorization for Mayor and City Staff to Execute Necessary Documents to Accomplish the Same; and proposed Executive Session as Authorized by 25 Okla. Stat. 307 (B) (3).

I.2 Consideration of In re Mallinckrodt PLC, et al., Debtors, Case No. 20-12522, United States Bankruptcy Court, District of Delaware; and, Proposed Executive Session as authorized by 25 Okla. Stat. Sec. 307(b)(4).

MOTION was made by **Vice Mayor Ray,** seconded by **Councilman McKenzie** to adjourn to Executive Session.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

TIME ADJOURNED to Executive Session: **7:31 p.m.**

MOTION was made by **Vice Mayor Ray,** seconded by **Councilman Sholund** to return from Executive Session.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

TIME RETURNED from Executive Session: **7:49 p.m.**

In reference to Item I.1 –

No action, informational purposes only.

In reference to Item I.2 –

MOTION was made by **Councilman McKenzie,** seconded by **Councilman Sholund** to Proceed as Presented in Executive Session.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

J. ADJOURNMENT

MOTION was made by **Vice Mayor Ray**, seconded by **Councilman McKenzie**, to adjourn.

AYE: Ray, Teeples, Wald, Jones, McKenzie, Sholund
NAY: None

The meeting was adjourned at **7:49 p.m.**

Brian Grider, Mayor

Attest:

Lisa Martin, City Clerk