MUSTANG CITY COUNCIL
SEPTEMBER 5, 2017

The Mustang City Council met in regular session on Tuesday, September 5, 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, September 1, 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 (Rob McClure, Pastor, The Bridge Assembly of God.

Pastor McClure led the assembly in the Pledge and Invocation.

C. ROLL CALL

Councilmembers Present:	**Adams**
	Riley
	Leete
	Grider
	Jones (left at 7:48 p.m.)
	Hagan
	Schweinberg
Councilmembers Absent:	**None**

D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

None.

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

None.

F. CONSENT AGENDA

1. Approval of **08/15/2017** City Council Minutes.
*2. Claims List for **FY 2017**.
*3. Claims List for **FY 2018**.
*4. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.
5. Approval to Turn **Past Due Library Accounts** over to the Collection Agency.
6. Approval to Declare Old and Damaged Library Materials as **Surplus** and Authorizing Disposal of those Items.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Leete**, to approve Items F-1 through F-6 of the Consent Agenda.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

G. INFORMATION/REPORTS

1. **City Manager**

City Manager Rooney stated a retirement reception for Desiree Webber, Library Director, would be held Thursday, September 7th from 3:00 – 5:00 at the Community Center inviting everyone to attend.

2. **City Council**

a. Appointment of One (1) Member to the Mustang Board of Adjustment.

Community Development Director Helsel stated one member of the Board of Adjustment had resigned due to moving to Guthrie. She stated Ed Harris, through the online Talent Bank, submitted his interest to serve on this Board stating he has a construction background and Staff recommends appointing Mr. Harris to the Board of Adjustment.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Grider**, to appoint Mr. Ed Harris to the Mustang Board of Adjustment.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

b. City Council Reports

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

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

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

Councilman Grider stated on a personal level, wanted to thank the Police Department stating his four year old had wandered off at the ballgame Friday night and they quickly found him.

Councilman Jones thanked *Police Chief Groseclose* for working on a couple of problems in his Ward.

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

Councilman Schweinberg stated Western Days will be held this weekend and encouraged everyone to come out and enjoy. He also thanked *Assistant City Manager Battles* for taking on a couple of constituent issues he had.

Mayor Adams also encouraged everyone to come and enjoy Western Days this weekend and thanked Mustang Chamber of Commerce Director Renee Peerman for her hard work.

H. DISCUSSION ITEMS

1. **Public Hearing, Discussion, Consideration and Possible Action** regarding Adoption of the Imagine Mustang Comprehensive Plan.

   Mr. Rick Leisner with Halff & Associates provided an updated presentation regarding the Imagine Mustang Comprehensive Plan.

   Discussion was held concerning the changes being minor changes such as grammar, small mapping errors, digital map, etc.

Mayor Adams opened the matter for Public Hearing.

There being none, **MOTION** was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to close the Public Hearing.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

City Manager Rooney complimented *Community Development Director Helsel* and her staff as well as the Planning Commission for their hard work and dedication stating this was a long process and they did a great job.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Leete**, to Adopt the Imagine Mustang Comprehensive Plan.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

2. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1151**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 2, Article II, by Amending Section 2-31 to Provide that Regular Meetings of the Mustang City Council shall Occur One Time per Month; Providing an Effective Date; Providing for Repealer; and Providing for Severability.

   City Manager Rooney provided Charter and Code information in regards to City Council meetings stating the Charter requires one meeting per month to be held with the Code stating two meetings per month would be held. He stated this Ordinance will make a change to the Code from two regularly scheduled meetings per month to one regularly scheduled meeting per month with the meeting to be held on the first Tuesday of the month.

   Rooney stated Work Sessions would continue to be Special Meetings and would be held, when needed, on the third Tuesday of the month stating additional City Council meetings could also still be held when necessary by calling a Special Meeting. He stated the Ordinance would go into effect January, 2018.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Grider**, to Approve **Ordinance No. 1151**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 2, Article II, by Amending Section 2-31 to Provide that Regular Meetings of the Mustang City Council shall Occur One Time per Month; Providing an Effective Date; Providing for Repealer; and Providing for Severability.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

*3. **Discussion, Consideration and Possible Action** regarding Approval of Contract for Public Safety Software Solution with Zuercher Technologies and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

Police Chief Groseclose stated the Public Safety Software Solution was awarded to Zuercher Technologies in July stating this item is for approval of the contract for this project. He stated *City Attorney Miller* and Zuercher Technologies worked together on the contract and Staff recommends approval.

MOTION was made by **Councilman Grider,** seconded by **Councilman Leete,** to Approve the Contract for Public Safety Software Solution with Zuercher Technologies and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

*4. **Discussion, Consideration and Possible Action** regarding Approval of Contract to Purchase Dispatch Consoles for Project labeled Public Safety Software Solution and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

Police Chief Groseclose stated the dispatch consoles were originally planned to be purchased from Total Radio using the HGAC contract, but due to the funding source, was unable to utilize this contract. He stated Staff secured another proposal from Avtec utilizing the NASPO State Contract for $76,544.74 plus annual maintenance of $6,635.56 beginning in FY19 and recommends utilizing this contract for the purchase of the dispatch consoles.

MOTION was made by **Councilman Grider,** seconded by **Councilman Jones,** to Approve the Contract to Purchase Dispatch Consoles for Project labeled Public Safety Software Solution and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

5. **Discussion, Consideration and Possible Action** regarding Approval of Contract and Bonds for Project labeled Town Center Expansion and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

   Assistant City Manager Battles stated Council awarded the Request for Proposal to A.C. Owen Construction in the August 15th meeting stating this is for the approval of the contract and bonds for this project. He stated the base bid along with Alternates A and B were awarded at a total amount of $3,041,000 stating 365 days have been allocated to this project which allows for weather delays.

MOTION was made by **Councilman Grider,** seconded by **Councilman Leete**, to Approve the Contract and Bonds for Project labeled Town Center Expansion and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

*6. **Discussion, Consideration and Possible Action** regarding Approval of Contract and Bonds for Project labeled Mustang Road Waterline Relocation and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

   Assistant City Manager Battles stated Council awarded the Request for Proposal to Southwest Water Works in the August 15th meeting stating this is for the approval of the contract and bonds for this project. He stated the project was awarded for $486,898 stating 120 days from the Notice to Proceed have been allocated for completion of the project.

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Leete**, to Approve the Contract and Bonds for Project labeled Mustang Road Waterline Relocation and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

7. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 18-013**, a Resolution Approving Participation with the State of Oklahoma Department of Transportation (ODOT) for the Installation of Traffic Signals and Intersection Modification at State Highway 4 and Southwest 89th Street.

   Assistant City Manager Battles stated this Resolution would allow for installation of a traffic signal at State Highway 4 and Southwest 89th stating the City of Mustang would be responsible for 20% of the installation cost and 100% of the maintenance. He stated the additional 80% installation cost would be funded by ODOT. **Battles** stated the cost for the 20% was $46,000.

MOTION was made by **Councilman Grider,** seconded by **Councilwoman Hagan**, to Approve **Resolution No. 18-013**, a Resolution Approving Participation with the State of Oklahoma Department of Transportation **(ODOT)** for the Installation of Traffic Signals and Intersection Modification at State Highway 4 and Southwest 89th Street.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

8. **Discussion, Consideration and Possible Action** regarding Acceptance of Resignation of Ward I Councilmember Kevin Riley effective September 30, 2017.

   City Manager Rooney stated *Councilmember Riley* announced his resignation effective September 30, 2017, at the last City Council meeting stating this item was needed to formerly accept his resignation.

MOTION was made by **Mayor Adams, seconded by Councilman Schweinberg**, to Accept the Resignation of Ward I Councilmember Kevin Riley effective September 30, 2017.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

9. **Discussion, Consideration and Possible Action** regarding Process for Appointment to Fill Ward I Vacancy.

   City Manager Rooney provided information regarding what the Charter and Code state when a vacancy occurs on the Council stating both were quiet regarding the actual process. He gave an overview of a proposed policy which included advertising the vacancy in both newspapers stating letters of interest for the Ward I vacancy would be accepted through October 10, 2017 at 5:00 pm with the letters being provided to Council for their review and appointment in the October 17, 2017, City Council meeting. He stated only residents of Ward I may submit letters of interest.

   Rooney stated this policy could be used for future vacancies when needed and requested Council adopt the policy as outlined in the agenda packet for the appointment of a Ward I Councilmember.

MOTION was made by **Mayor Adams, seconded by Councilman Schweinberg**, to Adopt the Policy as Outlined for Appointment to Fill Ward I Vacancy.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

J. CITY ATTORNEY'S REPORT

1. **Discussion, Consideration and Possible Action** regarding Proposed Workers' Compensation Settlement Claim No. 2017-02 and Authorization for City Attorney and Staff to Take Action Necessary to Accomplish Same; and, Proposed Executive Session as Authorized by 25 O.S., Section 307(B)(4).

2. **Discussion, Consideration and Possible Action** to approve an Amendment to Purchase and Donation Agreement between the City of Mustang, Oklahoma, as Buyer, and Todd L. Martin and Shari Breit Martin, husband and wife, individually and as Trustees of the Todd Lavell Martin Living Trust, as Sellers, to purchase certain property described therein and to accept a cash donation from Sellers to the City of Mustang; and, **proposed Executive Session as authorized by 25 Okla. Stat. §307(B)(3).**

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

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

TIME ADJOURNED to Executive Session: **7:39 p.m.**

Mayor Adams called the meeting back in session at **7:48 p.m.**

Councilman Jones left at this time.

In reference to Item J-1 –

MOTION was made by **Mayor Adams,** seconded by **Councilman Schweinberg** to Approve as Presented.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

In reference to Item J-2 –

MOTION was made by **Councilman Riley,** seconded by **Councilman Leete** to Approve an Amendment to Purchase and Donation Agreement between the City of Mustang, Oklahoma, as Buyer, and Todd L. Martin and Shari Breit Martin, husband and wife, individually and as Trustees of the Todd Lavell Martin Living Trust, as Sellers, to purchase certain property described therein and to accept a cash donation from Sellers to the City of Mustang.

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

K. ADJOURNMENT

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

AYE: **Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams**
NAY: **None**

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

Jess Schweinberg, Vice Mayor

Attest:

Lisa Martin, City Clerk

MUSTANG IMPROVEMENT AUTHORITY
SEPTEMBER 5, 2017

The Mustang Improvement Authority met in regular session on Tuesday, September 5, 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, September 1, 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 **7:49 p.m.**

B. ROLL CALL

Trustees Present: **Adams**
Riley
Leete
Grider
Hagan
Schweinberg

Trustees Absent: **Jones**

C. NEW BUSINESS

None.

D. CONSENT AGENDA

1. Approval of **08/01/2017** MIA Minutes
*2. Claims List for **FY 2017**
*3. Claims List for **FY 2018**
*4. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.

MOTION was made by **Trustee Schweinberg**, seconded by **Trustee Grider**, to approve Items D-1 through D-4 of the Consent Agenda.

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

E. INFORMATION/REPORTS

1. Trustee Manager

None.

2. Trustees

None.

F. DISCUSSION ITEMS

*1. **Discussion, Consideration and Possible Action** regarding Approval of Contract for Public Safety Software Solution with Zuercher Technologies and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

MOTION was made by **Trustee Schweinberg,** seconded by **Trustee Hagan,** to Approve the Contract for Public Safety Software Solution with Zuercher Technologies and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

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

*2. **Discussion, Consideration and Possible Action** regarding Approval of Contract to Purchase Dispatch Consoles for Project labeled Public Safety Software Solution and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

MOTION was made by **Trustee Schweinberg,** seconded by **Councilman Leete,** to Approve the Contract to Purchase Dispatch Consoles for Project labeled Public Safety Software Solution and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

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

*3. **Discussion, Consideration and Possible Action** regarding Approval of Contract and Bonds for Project labeled Mustang Road Waterline Relocation and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

MOTION was made by **Trustee Grider,** seconded by **Trustee Leete**, to Approve the Contract and Bonds for Project labeled Mustang Road Waterline Relocation and authorizing the Mayor and City Staff to execute the contracts and other documents necessary to accomplish the same.

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

4. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution Number 18-014**, a Resolution of the Trustees of the Mustang Improvement Authority (The "Authority") Setting Dates for Regular Meetings of the Board of Trustees Pursuant to Article VI(E) of that Certain Trust Indenture Dated the 4th Day of June, 1963, as Amended.

MOTION was made by **Trustee Schweinberg**, seconded by **Trustee Hagan**, to Approve **Resolution Number 18-014**, a Resolution of the Trustees of the Mustang Improvement Authority (The "Authority") Setting Dates for Regular Meetings of the Board of Trustees Pursuant to Article VI(E) of that Certain Trust Indenture Dated the 4th Day of June, 1963, as Amended.

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

G. ADJOURNMENT

MOTION was made by **Trustee Grider**, seconded by **Trustee Leete**, to adjourn.

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

Meeting was adjourned at **7:51 p.m.**

Jess Schweinberg, Vice Chairman

Attest:

Lisa Martin, Secretary