MUSTANG CITY COUNCIL
MAY 2, 2017

The Mustang City Council met in regular session on Tuesday, May 2, 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, April 28, 2017, at 11:30 a.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 Bryan, Senior Pastor, Chisholm Heights Baptist Church).

Pastor Bryan led the assembly in the Pledge and Invocation. He stated he would be headed to Mexico on Saturday to teach a seminary course. He also stated they were getting ready for a busy summer.

C. ROLL CALL

Councilmembers Present:
Riley
Leete
Grider
Jones
Schweinberg
Adams

Councilmembers Absent: **Hagan**

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 **04/18/2017** City Council Minutes.
*2. Claims List for **FY 2017**.
*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.

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

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

G. INFORMATION/REPORTS

1. City Manager

City Manager Rooney stated the proposed Fiscal Year 2017-2018 budget was handed out to all the Councilmembers this evening stating it would be reviewed in the Work Session on Monday, May 8th as well as Thursday, May 11th, at 6:00 pm. He stated Monday's work session would be two work sessions in one, the budget work session as well as the quarterly work session.

2. City Council

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

Mayor Adams stated this was the first appointment made using the new Talent Bank stating it was very helpful and he was impressed with the new system.

Library Director Webber stated Valerie Burton has applied for appointment to the Library Board stating she has been a long time library user. She stated her roots are in Mustang where her husband has a business here and her children attend Mustang schools and recommends approval of her appointment to the Board.

MOTION was made by **Councilman Jones**, seconded by **Councilman Grider**, to Appoint Valerie Burton to the Library Board.

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

b. Re-Appointment of Three (3) Members to the Library Board

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider**, to Re-Appoint Bill Edwards, Regina Jennings, and Sharyl Allen to the Library Board.

AYE: **Riley, Leete, Grider, Jones, 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 stated he had received concerns regarding drainage after the heavy rain over the weekend and stated he would speak to them before bringing it to the City Manager. He also wanted *City Manager Rooney* to know that he supports him, that he is an outstanding City Manager, with a phenomenal staff and is an honor to serve alongside him.

Councilman Grider told *Councilman Schweinberg* that he and his family are in his prayers and that he is here for him. He stated he had received one phone call and email regarding traffic issues which he forwarded to Staff and had also received a complaint of a resident across the street from him draining his swimming pool into a neighbor's yard. He stated he told the resident to contact the City.

Councilman Jones stated his heart also goes out to *Councilman Schweinberg* and is here for him. He stated he had received a few tree limb calls.

Councilman Schweinberg thanked everyone for their support and thanked Pastor Bryan for his prayer stating prayers are very welcomed. He stated staff has been phenomenal not just the job they did, but also their compassion.

Mayor Adams stated he has been sitting on this Council for a while now and never really has said ditto to everyone before, but stated he is tonight and everyone's thoughts are his. He told *Councilman Schweinberg* that he hopes he would have the strength he has had with how he has taken care of his family and city.

H. DISCUSSION ITEMS

1. **Public Hearing, Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1145**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 90, of the Code of Ordinances of the City of Mustang, Oklahoma, by Adding Section 90-6, Partially Vacating an Easement Dedicated to the City of Mustang, which Easement is Located in Lot 3, Block 1 of Magnolia Trace Phase 1, an Addition to the City of Mustang, Canadian County, Oklahoma, According to the Recorded Plat Thereof, as More Particularly Described in the Attached Ordinance; Declaring Repealer; and Providing for Severability.

   Community Development Director Helsel stated this was an ordinance to partially vacate an easement located on Lot 3, Block 1 of Magnolia Trace Phase 1 and provided history of the area. She stated the applicant is Robert Crout of Cury Development, LP.

   Helsel stated the purpose of the right-of-way vacation request is to expand the size of the lot and vacate the easement that has not been used or necessary to serve the subdivision. She stated the only line that existed in that easement was an electrical line by OG&E stating they have since relocated it and the property owner has established a new easement with the electric company. She stated the packet contains a letter of no objection from OG&E. **Helsel** stated the City does not have any utilities here and received no calls in objection to it stating Staff recommends approval of the application to vacate the easement.

   City Manager Rooney stated this had been a year and a half process with a lot of work being involved and happy to see it get to this point.

Mayor Adams opened the matter for Public Hearing.

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

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

MOTION was made by **Councilman Grider,** seconded by **Councilman Schweinberg,** to Approve **Ordinance No. 1145,** an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 90, of the Code of Ordinances of the City of Mustang, Oklahoma, by Adding Section 90-6, Partially Vacating an Easement Dedicated to the City of Mustang, which Easement is Located in Lot 3, Block 1 of Magnolia Trace Phase 1, an Addition to the City of Mustang, Canadian County, Oklahoma, According to the Recorded Plat Thereof, as More Particularly Described in the Attached Ordinance; Declaring Repealer; and Providing for Severability.

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

*2. **Discussion, Consideration and Possible Action** regarding Approval of Change Order #2 for Project labeled Raw Water Transmission Lines and Approval of Final Pay Application.

Assistant City Manager Battles stated this item was to approve Change Order #2 to SMC Utility Construction stating it reflects a week of downtime the contractor was on site and the City of Oklahoma City delayed a bore due to a permit as well as reflects a reduction of three blind flanges for the project in which the contractor went with the alternative eliminating the need for the flanges. He stated the amount for Change Order #2 was $6,000.

Battles stated this item was also to approve the Final Pay Application in the amount of $236,688.32.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to Approve Change Order #2 for Project labeled Raw Water Transmission Lines and Approval of Final Pay Application.

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

*3. **Discussion, Consideration and Possible Action** regarding Acceptance of Request for Proposals for Operation, Maintenance, and Management of the Water and Wastewater Treatment Facilities for the City of Mustang and Awarding Services to Recommended Company.

Assistant City Manager Battles stated the City and Cowan Engineering published public notice for Request for Proposals for operation of the water and wastewater treatment facilities. He stated a new agreement was signed five years ago and did have renewal options, but since there had only been one bidder, felt it was in the best interest of the City to go out to bid.

Battles stated three proposals were received from Severn Trent, Veolia, and USW Utility Group. He stated the final review was completed yesterday, but there was not enough time to finish the final recommendation letter. He requested this item be changed to acceptance only of all three proposals stating the award and contract will be brought to a future City Council meeting.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider**, to Accept all Three (3) Request for Proposals for Operation, Maintenance, and Management of the Water and Wastewater Treatment Facilities for the City of Mustang.

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

J. CITY ATTORNEY'S REPORT

1. **Discussion, Consideration and Possible Action** regarding potential litigation; and, **proposed Executive Session as authorized by 25 Okla. Stat. §307(4)**.

2. **Discussion, Consideration and Possible Action** regarding potential purchase and acceptance of permanent and temporary easements 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(3)**.

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

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

TIME ADJOURNED to Executive Session: **7:21 p.m.**

Mayor Adams called the meeting back in session at **7:50 p.m.**

In reference to Item J-1 –

MOTION was made by **Councilman Schweinberg,** seconded by **Councilman Jones** to proceed as presented.

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

In reference to Item J-2 –

MOTION was made by **Councilman Riley,** seconded by **Councilman Schweinberg** to Approve the Acceptance of Permanent and Temporary Easements from George and Carolyn Kokendoff, Norma Faye Strother and Steven Todd Strother, Gerald Dean Higginbottom, Curtis F. Wagner Sr., Vickie Rinebarger, Joyce Walker Stanley, Connor Gates, Tyson's Rental LLC, Little Broncos LLC, Donald L. Trull and Wynona F. Trull, Cemetery Association, and Authorization for the Mayor and Staff to execute necessary documents to complete Acceptance of Easements.

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

K. ADJOURNMENT

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

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

The meeting was adjourned at **7:51 p.m.**

Jay Adams, Mayor

Attest:

Lisa Martin, City Clerk

MUSTANG IMPROVEMENT AUTHORITY
MAY 2, 2017

The Mustang Improvement Authority met in regular session on Tuesday, May 2, 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, April 28, 2017, at 11:30 a.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 **7:51 p.m.**

B. ROLL CALL

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

Trustees Absent: **Hagan**

C. NEW BUSINESS

None.

D. CONSENT AGENDA

1. Approval of **04/18/2017** MIA Minutes
*2. Claims List for **FY 2017**
*3. Approval to Turn **Past Due Utility Accounts** Over to the Collection Agency.

MOTION was made by **Trustee Schweinberg**, seconded by **Trustee Leete**, to approve Items D-1 through D-3 of the Consent Agenda.

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

E. INFORMATION/REPORTS

1. Trustee Manager

None

2. Trustees

F. DISCUSSION ITEMS

*1. **Discussion, Consideration and Possible Action** regarding Approval of Change Order #2 for Project labeled Raw Water Transmission Lines and Approval of Final Pay Application.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider**, to Approve Change Order #2 for Project labeled Raw Water Transmission Lines and Approval of Final Pay Application.

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

*2. **Discussion, Consideration and Possible Action** regarding Acceptance of Request for Proposals for Operation, Maintenance, and Management of the Water and Wastewater Treatment Facilities for the City of Mustang and Awarding Services to Recommended Company.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to Accept all Three (3) Request for Proposals for Operation, Maintenance, and Management of the Water and Wastewater Treatment Facilities for the City of Mustang.

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

G. ADJOURNMENT

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

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

Meeting was adjourned at **7:53 p.m.**

Jay Adams

Jay Adams, Chairman

Attest:

Lisa Martin

Lisa Martin, Secretary