

MUSTANG CITY COUNCIL
APRIL 2, 2024

The Mustang City Council met in regular session on Tuesday, April 2, 2024, at 7:00 p.m. in the Mustang Municipal Building Council Chambers. Notice of the meeting was posted as required on Friday, March 29, 2024, at 10:28 a.m. in compliance with the Open Meeting Law, 25 O.S., Section 301, et. seq.

A. CALL TO ORDER

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

B. PLEDGE OF ALLEGIANCE/INVOCATION Daniel Ross, Pastor, Christ Lutheran Church.

Pastor Ross led the assembly in the Pledge and Invocation. He stated the Church has been busy with Easter and their food bank stating they are always looking for ways to serve the City and those around us.

C. ROLL CALL

Councilmembers Present:	Ray
	Leete
	Wald
	Waugh
	McKenzie
	Sholund
	Grider

Councilmembers Absent:	None
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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 03/05/2024 City Council Minutes.

F.2 *Claims List for FY 2024.

F.3 Declare 2007 Chevrolet Silverado as Surplus and Authorize the Sale of the Vehicle.

- F.4 Acknowledgement of Transfer of City Property, Glock Mod. 45mos7/Acro, 9mm S/N CBXE356, to Chief Robert Groseclose, Comm. #356 upon his retirement in good standing effective May 17, 2024, after more than 7 years of honorable service to the City of Mustang, which has been the historical past practice of the Police Department.
- F.5 Approval of Oklahoma Municipal Retirement Fund Authorized Agent Designation.

MOTION was made by **Vice Mayor Ray**, seconded by **Councilman Wald**, to Approve the Consent Agenda Items F.1 thru F.5.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

G. INFORMATION/REPORTS

G.1 City Manager Report

City Manager Rooney announced Deputy Police Chief Mike Wallace as the next Chief of Police for the City of Mustang, replacing retiring Chief Rob Groseclose.

Rooney also introduced Jessica Hunt, the new Human Resources Director for the City of Mustang, replacing retiring HR Director Laura Anderson.

G.2 Consideration of Proclamation Declaring the Month of April, 2024 as World Autism Month in the City of Mustang, Oklahoma.

Mayor Grider read the Proclamation out loud.

MOTION was made by **Councilman Sholund**, seconded by **Councilman McKenzie**, to Approve the Proclamation.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

G.3 Consideration of Proclamation Declaring the Week of April 14-20, 2024 as National Telecommunicator Week in the City of Mustang, Oklahoma.

Mayor Grider read the Proclamation out loud and presented it to the Police Department Support Services Division.

MOTION was made by **Vice Mayor Ray**, seconded by **Councilman Waugh**, to Approve the Proclamation.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider

NAY: None

G.2 City Council

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

Vice Mayor Ray congratulated Mike Wallace and Jessica Hunt on their new positions with the City.

Councilman Leete also congratulated Chief Wallace and Ms. Hunt as well as thanked the Police Department's Support Services Division for all their hard work stating it is an extremely difficult job.

Councilman Wald thanked Chiefs Groseclose and Wallace for their service to the City of Mustang.

Councilman Waugh thanked the City for keeping everyone informed regarding the State Highway 152 waterline relocation.

Councilman McKenzie thanked *City Manager Rooney* and *Assistant City Manager Battles* for their quick response to restoring the basketball goal due to graffiti. He also thanked Chiefs Groseclose and Wallace and welcomed Ms. Hunt to the City of Mustang stating she had big shoes to fill.

Councilman Sholund also thanked Chiefs Groseclose and Wallace and welcomed Ms. Hunt to the City of Mustang.

Mayor Grider congratulated Chief Groseclose and HR Director Anderson on their retirements. He stated he had the opportunity through ACOG to attend the national conference in Washington, D.C. and met with all the Oklahoma legislators stating the meetings went well. He thanked the Parks and Recreation Department on a successful Eggstravaganza event. **Grider** stated he met with a group of people who may be interested in moving their business here stating anytime he shows Mustang to others, they are very impressed.

H. DISCUSSION ITEMS

- H.1 Consideration of Ordinance No. 1300, (A) an Ordinance of the City of Mustang, Oklahoma, Declaring Certain Police Vehicles Surplus, Authorizing the Sale of such Vehicles to Other Public Agencies and Authorizing and Directing the City Manager to Execute Documents to Complete the Transfers, and Providing for Severability; and (B) an Agreement for Sale of Surplus Police Vehicles to the Canadian County Sheriffs Office.

Police Chief Groseclose stated this item is to declare a 2018 Chevrolet Tahoe surplus and authorize the sale of the vehicle to the Canadian County Sheriff's Office.

MOTION was made by **Councilman Waugh**, seconded by **Councilman Wald**, to Approve Ordinance No. 1300.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider

NAY: None

- H.2 Consideration of Ordinance No. 1301, (A) an Ordinance of the City of Mustang, Oklahoma, Declaring Certain Police Vehicles Surplus, Authorizing the Sale of such Vehicles to Other Public Agencies and Authorizing and Directing the City Manager to Execute Documents to Complete the Transfers, and Providing for Severability; and (B) an Agreement for Sale of Surplus Police Vehicles to the City of Jones, Oklahoma.

Police Chief Groseclose stated this item is to declare a 2018 Chevrolet Tahoe surplus and authorize the sale of the vehicle to the City of Jones.

MOTION was made by **Vice Mayor Ray**, seconded by **Councilman Leete**, to Approve Ordinance No. 1301.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider

NAY: None

- H.3 Consideration of Ordinance No. 1302, (A) an Ordinance of the City of Mustang, Oklahoma, Declaring Certain Police Vehicles Surplus, Authorizing the Sale of such Vehicles to Other Public Agencies and Authorizing and Directing the City Manager to Execute Documents to Complete the Transfers, and Providing for Severability; and (B) an Agreement for Sale of Surplus Police Vehicles to the City of Piedmont, Oklahoma.

Police Chief Groseclose stated this item is to declare a 2018 Chevrolet Tahoe surplus and authorize the sale of the vehicle to the City of Piedmont.

MOTION was made by **Councilman McKenzie**, seconded by **Councilman Leete**, to Approve Ordinance No. 1302.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

- H.4 Consideration of Ordinance No. 1303, (A) an Ordinance of the City of Mustang, Oklahoma, Declaring Certain Police Vehicles Surplus, Authorizing the Sale of such Vehicles to Other Public Agencies and Authorizing and Directing the City Manager to Execute Documents to Complete the Transfers, and Providing for Severability; and (B) an Agreement for Sale of Surplus Police Vehicles to the City of Harrah, Oklahoma.

Police Chief Groseclose stated this item is to declare a 2018 and 2019 Chevrolet Tahoes surplus and authorize the sale of the vehicles to the City of Harrah.

MOTION was made by **Vice Mayor Ray**, seconded by **Councilman Waugh**, to Approve Ordinance No. 1303.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

- H.5 Consideration of Ordinance No. 1304, (A) an Ordinance of the City of Mustang, Oklahoma, Declaring Certain Police Vehicles Surplus, Authorizing the Sale of such Vehicles to Other Public Agencies and Authorizing and Directing the City Manager to Execute Documents to Complete the Transfers, and Providing for Severability; and (B) an Agreement for Sale of Surplus Police Vehicles to the City of Union City, Oklahoma.

Police Chief Groseclose stated this item is to declare two 2019 Chevrolet Tahoes surplus and authorize the sale of the vehicles to the City of Union City.

MOTION was made by **Councilman Wald**, seconded by **Councilman Sholund**, to Approve Ordinance No. 1304.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider

NAY: None

- H.6 *Consideration of Ordinance No. 1305, an Ordinance of the City of Mustang, Oklahoma, Amending the Code of Ordinances by Amending Chapter 106, Division 3: (A) Section 106-441 Establishing Subdivider Requirements for Provision of Public Water Supply and Construction Requirements; (B) Section 106-443 Establishing Water Main Size and Installation Requirements; and (C) Section 106-444 Establishing Requirements for Fire Protection, Fire Hydrants and Fire Lanes; Declaring Repealer; and Providing for Severability.

Community Development Director Helsel stated the Community Development Department and the Fire Department developed a Water Policy approved by City Council in 2013 stating these policies are important to ensure water and fire safety provision for new developments. She stated the Development Review Committee suggested the policy be codified as part of the City of Mustang Code of Ordinances to make it formal and more easily enforced.

MOTION was made by **Councilman Waugh**, seconded by **Councilman Leete**, to Approve Ordinance No. 1305.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider

NAY: None

- H.7 Consideration of Public Fleet Conversion Grant Contract between The Association of Central Oklahoma Governments & City of Mustang. ACOG Grant # R1-2024.

Assistant City Manager Battles stated this is an agreement with ACOG for reimbursement of certain costs incurred for the purchase of two dual level 3 "DC Fast" electric vehicle chargers stating it is part of a grant award from the ACOG Clean Air Public Fleet Grant. He stated the total cost is estimated at \$364,500 with 80% reimbursement, \$274,550, from ACOG and the City's share of \$89,750 provided through the Limited Purpose Capital Fund.

MOTION was made by **Councilman Sholund**, seconded by **Councilman McKenzie**, to Approve the Grant Contract.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider

NAY: None

- H.8 *Consideration of Acceptance of Bids for Project Labeled SW 89th Street Improvements MUS-TR17-001.

Assistant City Manager Battles stated four bids were received March 26, 2024, for the reconstruction and signalization of SW 89th Street and State Highway 4. Staff recommends all four bids be accepted.

MOTION was made by **Councilman McKenzie**, seconded by **Councilman Waugh**, to Accept All Bids for the project labeled SW 89th Street Improvements.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

- H.9 *Consideration of Award of Bid for Project Labeled SW 89th Street Improvements MUS-TR17-001.

Assistant City Manager Battles stated bids were received for the reconstruction and signalization of SW 89th Street and State Highway 4 stating the overall low bid was provided by Rudy Construction Co. He stated bid specifications requested a Base Bid amount as well as adding an Alternate 1 using concrete and Alternate 2 using asphalt. Staff recommends awarding the Base Bid plus Alternate 1 – Concrete for a total amount of \$1,795,702.95.

MOTION was made by **Councilman Sholund**, seconded by **Councilman McKenzie**, to Award the project labeled SW 89th Street Improvements to Rudy Construction Co. in the Amount of \$1,795,702.95.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

I. MATTERS FOR EXECUTIVE SESSION:

- I.1 Consideration of Bargaining Agreement between the City of Mustang and the International Association of Fire Fighters Local 4383 for Fiscal Years 2024-2025, 2025-2026 and 2026-2027; and proposed Executive Session as authorized by 25 Okla. Stat. 307§(B)(1).
- I.2 Consideration of Settlement Agreement and Release between the City of Mustang and Buddy Corbin; and proposed Executive Session as authorized by 25 Okla. Stat. 307(B)(1)

- I.3 Consideration of City of Mustang, Oklahoma vs. Loren R. Smith and Wilma Smith, Co-Trustees of the Loren R. and Wilma L. Smith Revocable Trust dated July 23, 2002, Case No. CV-2019-53, District Court, Canadian County, Oklahoma, including requested approval of Mediation Agreement resolving the pending proceeding and authorizing the City Attorney to execute such judgments, orders and other documents as necessary to implement the Mediation Agreement and finalize the proceeding; and, Proposed executive session as authorized by 25 Okla. Stat. § 307(B)(4).
- I.4 Consideration of Chelsea Herrera v. KinderCare Learning Centers, LLC, Case No. CJ-2022-371, District Court, Canadian County, Oklahoma; and, Proposed executive session as authorized by 25 Okla. Stat. §307(B)(4).

MOTION was made by **Councilman Wald**, seconded by **Councilman Waugh**, to Adjourn to Executive Session.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

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

Mayor Grider called the meeting back into Session.

TIME RETURNED to Executive Session: **8:20 p.m.**

In reference to Item I.1 –

MOTION was made by **Councilman Wald**, seconded by **Councilman Waugh**, to Approve the Agreement with the Firefighters Local 4383.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

In reference to Item I.2 –

MOTION was made by **Councilman Wald**, seconded by **Vice Mayor Ray**, to Approve the Settlement and Release Agreement.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

In reference to Item I.3 –

MOTION was made by **Councilman Sholund**, seconded by **Councilman Leete**, to Ratify and Approve the Terms of the Mediation Agreement between the City of Mustang and the Loren R. and Wilma L. Smith Revocable Trust Settling the proceedings styled *The City of Mustang, Oklahoma vs. Loren R. Smith and Wilma Smith, Co-Trustees of the Loren R. and Wilma L. Smith Revocable Trust*, Case No. CV-2019-53, and Authorizing the City Attorney to Execute such Judgments, Orders and other documents as necessary to accomplish the terms of the Mediation Agreement and Conclude the Settlement of the Condemnation Proceeding.

AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

In reference to Item I.4 –

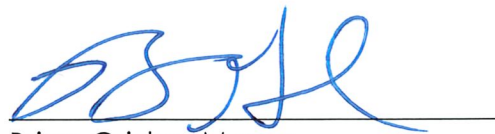
Informational purposes only.

J. ADJOURNMENT

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

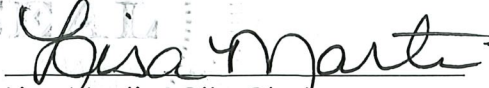
AYE: Ray, Leete, Wald, Waugh, McKenzie, Sholund, Grider
NAY: None

The meeting was adjourned at **8:21 p.m.**



Brian Grider, Mayor

Attest:



Lisa Martin, City Clerk

