



Mustang City Council

**MUSTANG MUNICIPAL BUILDING
1501 N. MUSTANG ROAD
MUSTANG, OKLAHOMA 73064**

Mustang City Council

MUSTANG CITY COUNCIL

Tuesday, February 2, 2021 – 7:00 PM

MUSTANG MUNICIPAL BUILDING

1501 N. MUSTANG ROAD

MUSTANG, OKLAHOMA 73064

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE/INVOCATION

Mustang Christian 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 Councilmembers, that item will be removed and heard in regular order.

F.1 Approval of 01/05/2021 City Council Minutes.

F.2 Approval of 01/19/2021 City Council Special Meeting Minutes (Work Session).

F.3 *Claims list for FY 2021.

F.4 *Approval to Turn Past Due Utility Accounts over to the Collection Agency.

F.5 Approval to Turn Past Due Library Accounts over to the Collection Agency.

F.6 Approval of Resolution No. 21-030 making Changes in the Library Fund Budget by making a Supplemental Appropriation to Increase the 2020-2021 Fiscal Year Budget by \$4,000.

G. INFORMATION/REPORTS

G.1 City Manager Report

G.2 City Council Reports

H. DISCUSSION ITEMS

H.1 Discussion, Consideration and Possible Action regarding Resolution 21-031, a Resolution of the City of Mustang, Oklahoma Approving the Agreement for Adoption of Retiring K9 Officer, Commending the Retiring K9 Officer on its Service, and Authorizing Chief Rob Groseclose to Execute the Agreement on behalf of the City.

H.2 *Discussion, Consideration and Possible Action regarding Change Order #8 for Project labeled Mustang Animal Welfare Center.

H.3 Discussion, Consideration and Possible Action regarding Ordinance No. 1217 Amending the Mustang Code of Ordinances, Chapter 22, Article V, to include Option I or Option II, Below, or a Combination or Modification of Both:

Option 1:

Amending: (1) Chapter 22, Sec. 22-206 to Add Prohibition Against Smoking or Vaping Medical Marijuana within Fifty Feet of Streets, Alleys or Sidewalks; (2) Chapter 22, Sec. 22-220 to Delete Subsection (C); (3) Chapter 22, Section 22-221 by Changing the Title, Adding Requirement for Compliance with Location and Zoning Restrictions, and Allowing Change in Location Restrictions through a Specific Use Permit; (4) Chapter 22, Sec. 22-240 to Delete Subsection (C); (5) Chapter 22, Section 22-241 by Changing the Title, Adding Requirement for Compliance with Location and Zoning Restrictions, and Allowing Change in Location Restrictions through a Specific Use Permit; (6) Chapter 22, Sec. 22-242 by Deleting Subparagraph (A), Removing Fencing Requirements and Renumbering Subsections; (7) Chapter 22, Sec. 22-260 by Deleting Subparagraph (C); (8) Chapter 22, Section 22-261 by Changing the Title, Adding Requirement for Compliance with Location and Zoning Restrictions, and Allowing Change in Location Restrictions through a Specific Use Permit; (9) Chapter 122, Section 122-472 by Changing Reference to Conditional Use Permit to Special Use Permit and Clarifying that Marijuana Uses are as of Right if not Change in Location Restrictions are Sought; (10) Chapter 122, Section 122-641 by Changing Reference to Conditional Use Permit to Special Use Permit and Clarifying that Marijuana Uses are as of Right if not Change in Location Restrictions are Sought;

Option 2:

Amending: (1) Chapter 22, Sec. 22-206 to Add Prohibition Against Smoking or Vaping Medical Marijuana within Fifty Feet of Streets, Alleys or Sidewalks; (2) Chapter 22, Sec. 22-220 to Delete Subsection (C); (3) Chapter 22, by Deleting Sec. 22-221 in its Entirety; (4) Chapter 22, Section 22-222 by Renumbering as Section 22-221; (5) Chapter 22, Section 22-240 to Delete Subsection (C); (6) Chapter 22, Sec. 22-241 by Changing the Title, Adding Requirement for Specific Use Permit, and Allowing Change in Location Restrictions in a Specific User Permit; (7) Chapter 22, Sec. 22-242 by Deleting Subparagraph (A) and Removing Fencing Requirements; (8) Chapter 22, Section 22-260 by Deleting Subsection (C); (9) Chapter 22, Section 22-261 by Changing the Title, Adding Requirement for Specific Use Permit, and Allowing Change in Location Restrictions through the Specific Use Permit; (10) Chapter 122, Section 122-472 by Changing Reference to Conditional Use Permit to Special Use Permit and Clarifying that Marijuana Uses are as of Right if not Change in Location Restrictions are Sought; (11) Chapter 122, Section 122-641 by Changing Reference to Conditional Use Permit to Special Use Permit and Clarifying that Marijuana Uses are as of Right if not Change in Location Restrictions are Sought;

And Declaring Repealer; Providing for Severability; and Declaring an Emergency.

H.4

Discussion, Consideration and Possible Action regarding Ordinance No. 1218, an Ordinance of the City of Mustang, Oklahoma, Amending the Mustang Code of Ordinances, by (1) Deleting Chapter 122, Section 122-57 in its Entirety; (2) Enacting New Sections 122-57 through through 122-61 Creating a Specific Use Permit Process, Establishing Purposes, Conditions for Approval, Procedures for Petitions, Planning Commission Processes, City Council Appeal and Review, Specific Use Permit List, Time Requirements, and Other Procedures; (3) Amending Chapter 74, Section 74-34 to Change References to Conditional Use Permits to Specific Use Permits; (4) Amending Chapter 74, Section 74-71 to Change References to Conditional Use Permits to Specific Use Permits; (5) Amending Chapter 74, Section 74-75 to Change References to Conditional Use Permits to Specific Use Permits; (6) Amending Chapter 74, Section 74-77 to Change References to Conditional Use Permits to Specific Use Permits; (7) Amending Chapter 74, Section 74-105 to Change References to Conditional Use Permits to Specific Use Permits; (8) Amending Chapter 74, Section 74-106(I) to

Change References to Conditional Use Permits to Specific Use Permits; (9) Amending Chapter 90, Section 90-34(F) to Change References to Conditional Use Permits to Specific Use Permits; (10) Amending Chapter 122, Section 122-212 Introductory Paragraph to Change References to Conditional Use Permits to Specific Use Permits; (11) Amending Chapter 122, Section 122-241 Introductory Paragraph to Change References to Conditional Use Permits to Specific Use Permits; (12) Amending Chapter 122, Section 122-262 Introductory Paragraph to Change References to Conditional Use Permits to Specific Use Permits; (13) Amending Chapter 122, Section 122-292 to Change References to Conditional Use Permits to Specific Use Permits; (14) Amending Chapter 122, Section 122-322 to Change References to Conditional Use Permits to Specific Use Permits; (15) Amending Chapter 122, Section 122-352 to Change References to Conditional Use Permits to Specific Use Permits; (16) Amending Chapter 122, Section 122-382 to Change References to Conditional Use Permits to Specific Use Permits; (17) Amending Chapter 122, Section 122-412(A) Introductory Paragraph to Change References to Conditional Use Permits to Specific Use Permits; (18) Amending Chapter 122, Section 122-442 to Change References to Conditional Use Permits to Specific Use Permits; (19) Amending Chapter 122, Section 122-492 to Change References to Conditional Use Permits to Specific Use Permits; (20) Amending Chapter 122, Section 122-522 to Change References to Conditional Use Permits to Specific Use Permits; (21) Amending Chapter 122, Section 122-552 to Change References to Conditional Use Permits to Specific Use Permits; (22) Amending Chapter 122, Section 122-582 Introductory Paragraph to Change References to Conditional Use Permits to Specific Use Permits; (23) Amending Chapter 122, Section 122-612 to Change References to Conditional Use Permits to Specific Use Permits; (24) Amending Chapter 122, Section 122-631 to Change References to Conditional Use Permits to Specific Use Permits; (25) Amending Chapter 122, Section 122-640(C) to Change References to Conditional Use Permits to Specific Use Permits; (26) Amending Chapter 122, Section 122-663 to Change References to Conditional Use Permits to Specific Use Permits; (27) Amending Chapter 122, Section 122-723 to Change References to Conditional Use Permits to Specific Use Permits; Declaring Repealer; Providing for Severability; and Declaring an Emergency.

- H.5** *Discussion, Consideration and Possible Action Approving Contract and Bonds for project labeled S. Mustang Road Storm Sewer Extension and Sanitary Maintenance Line.
- H.6** Discussion, Consideration and Possible Action regarding Granting of Easement to Oklahoma Gas & Electric Company for Mustang Farms Addition.
- H.7** Public Hearing, Discussion, Consideration and Possible Action regarding

Ordinance No. 1212, 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 "A-1 General Agricultural and Oil and Gas District" to "R-E & C-5 PUD Rural Estates and Commercial Intensive Planned Unit Development District" and, Declaring Repealer; Providing for Severability; and Declaring an Emergency. (Rezoning Application PUD-6-15-20-1-33, Gabe's Crossing, 1300 - 1500 Blocks S. Mustang Road, Zac Woodcock.)

- H.8** Public Hearing, Discussion, Consideration and Possible Action regarding Ordinance No. 1215, 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, Single-Family District" to "C-5, Commercial Intensive District" and Declaring Repealer; Providing for Severability; and Declaring an Emergency. (Rezoning Application RZ-12-7-20-1-35, Wild Horse Canyon Commercial Addition, Best Choice Homes, LLC.)
- H.9** Public Hearing, Discussion, Consideration and Possible Action regarding Ordinance No. 1216, 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-1, Office-Professional Business District" and "C-2, Commercial Neighborhood District" to "R-4 PUD, Multiple-Family Planned Unit Development District" and, Declaring Repealer; Providing for Severability; and Declaring an Emergency. (Rezoning Application PUD-10-8-20-1-29, Clear Springs Senior Independent Living, 300 Block N Clear Springs Road, P & W Holdings, LLC.)
- H.10** Public Hearing, Discussion, Consideration and Possible Action regarding Partial Vacation of Plat, Lakehoma Commercial Park, Lots 1, 2 and 3, requested by P & W Holdings, LLC, Application PV-12-1-20-1-29.
- H.11** Discussion, Consideration and Possible Action regarding Preliminary Plat Application, PP-12-7-20-1-35, Wild Horse Canyon Commercial Addition, Best Choice Homes, LLC, 1000 - 1200 Block S Sara Road, 2 lots of 13 acres, 4.051 acres.
- H.12** Discussion, Consideration and Possible Action regarding Final Plat Application FP-12-7-20-1-35, Wild Horse Canyon Commercial Addition, Best Choice Homes, 1000-1200 Blocks S Sara Road, 1 lot, 13 acres.
- H.13** Discussion, Consideration and Possible Action regarding Preliminary Plat Application PP-10-12-20-1-31, Spitler Lake Estates, Section 3, Ellison

Investments, LLC, 2100-2200 Blocks W State Highway 152, 75.95 acres, 170 residential lots.

I. CITY ATTORNEY'S REPORT

- I.1** Discussion, Consideration and Possible Action regarding 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).

J. ADJOURNMENT

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Note:

***Items considered concurrently on the MIA Agenda.**
