

**MUSTANG CITY COUNCIL
JUNE 7, 2016**

The Mustang City Council met in regular session on Tuesday, June 7, 2016, 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, June 3, 2016, at 2:40 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 (Councilman Jones, Ward IV)

Councilman Jones led the assembly in the Pledge and Invocation.

C. ROLL CALL

Councilmembers Present:	Riley
	Leete (arrived at 7:01 pm)
	Grider
	Jones
	Hagan
	Schweinberg
	Adams

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 05/17/16 City Council Minutes.
- *2. Claims List for FY'16.
- *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.
5. Approval to Declare Certain Items as Surplus and Authorizing Disposal of Those Items.
- *6. Approval of Agreement to Allow Purchasing of Water by Residential Property Owner located Outside the City Limits of Mustang, Property located at 5900 Twin Fawn Trail.

- *7. Approval of Agreement to Allow Purchasing of Water by Residential Property Owner located Outside the City Limits of Mustang, Property located at 5816 Twin Fawn Trail.

Councilman Schweinberg requested Item F-1 be pulled from the Consent Agenda.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to approve Items F-2 thru F-7 of the Consent Agenda.

AYE: Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams

NAY: None

MOTION was made by **Councilwoman Hagan**, seconded by **Councilman Jones**, to approve Item F-1 of the Consent Agenda.

AYE: Riley, Leete, Grider, Jones, Hagan, Adams

NAY: None

ABSTAIN: Schweinberg

G. INFORMATION/REPORTS

1. City Manager

City Manager Rooney stated he did not have anything to report in addition to the City Manager's report which was available on the City's website and is posted on Friday before the Tuesday City Council meetings.

2. City Council

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

Councilman Schweinberg did not have anything to report at this time and encouraged everyone to go to the Trucks and Tunes next door and enjoy the good music and food.

Councilwoman Hagan did not have anything to report at this time stating the City has a wonderful park and great to see people utilizing it, from the ball fields, to the library, to community center, all of it.

Councilman Jones did not have anything to report at this time stating the Nazarene Church dedicated their new splash pad on Sunday and everyone is invited to utilize it at no charge.

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

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

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

Mayor Adams stated City Manager Rooney addressed any issues or concerns he had stating he was very happy to have a City Manager with that talent.

H. DISCUSSION ITEMS

- *1. **Public Hearing on Fiscal Year 2016-2017** Annual Budget for the City of Mustang, the Mustang Improvement Authority and Related Funds in Accordance with State Statutes.

Mayor Adams opened the matter for Public Hearing.

There were no requests to speak.

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg**, to close the Public Hearing.

AYE: Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams

NAY: None

- *2. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 16-041**, Approving the Fiscal Year 2016-2017 Budget for the City of Mustang, Mustang Improvement Authority and Related Funds.

City Manager Rooney presented a brief powerpoint presentation summarizing information provided in the Budget Work Sessions. (Powerpoint presentation is available in the Office of the City Clerk.) He stated the General Fund Ending Balance was \$1,963,316 stating sales tax revenue was projected to remain flat due to the current downturn in the economy stating Mustang has been fortunate this last year as general revenues have remained flat. He provided information regarding expenditure changes, other funds, Limited Purpose Funds along with capital outlay spending, and Mustang Improvement Authority expenditures and revenues. He stated Staff recommends approval of the FY17 budget.

Rooney thanked **Finance Director Watts** and her staff for their hard work stating this was not an easy budget to complete. He also stated all the information regarding the budget, including the powerpoints, can be found online stating the City was trying to be as transparent as possible.

Councilman Leete asked if any questions were received from the public with **Rooney** stating no.

Councilman Grider asked if the merit increases would be re-visited half-way through the fiscal year. **Rooney** stated after six months of sales tax have been received, Staff will review again to determine if any increases can be given and then reviewed again in another six months and stated Council does not need to initiate this action.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider**, to Approve **Resolution No. 16-041**, Approving the Fiscal Year 2016-2017 Budget for the City of Mustang, Mustang Improvement Authority and Related Funds.

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

- *3. **Discussion, Consideration and Possible Action** regarding Approval of Change Order #1 and Pay Application #1 for the Project titled Mustang Tower Improvements.

Assistant City Manager Battles stated two separate motions would be needed, one to approve the change order and one to approve the pay application. He stated the change order was necessary due to unexpected delays and repairs stating there was also a deduction in the cost due to pressure washing the tower instead of sandblasting.

Battles stated the original contract amount awarded to Elite Towers, Inc. was \$255,299.00 and the requested change order amount is \$33,887.76 bringing the project total to \$289,186.76. He stated the change order presented would have been similar with any contractor and total cost was still below the next lowest bidder which was \$344,300.

Councilman Leete asked if the pump downtime was the City's fault with **Battles** stating yes, due to a booster station being repaired, it delayed the draining of the water tower and the contractor had already mobilized.

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg**, to Approve Change Order #1 for the Project titled Mustang Tower Improvements

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

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider**, to Approve Pay Application #1 for the Project titled Mustang Tower Improvements.

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

4. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1139**, an Ordinance of the City of Mustang, Oklahoma (the "City"), Amending Ordinance No. 647 of the City Dated June 20, 1996, as Heretofore Amended by Ordinance No. 710 of the City Dated May 12, 1999; Providing for the Purpose of Revenues and Term of Tax; Providing for the Effective Date; Providing Remainder of Ordinance No. 647, as Heretofore Amended Remain Unchanged; Providing that the Provisions of this Ordinance are Cumulative and in Addition to Any and All Taxing Provisions of Other City Ordinances; Providing for Severability of Provisions; and Containing Other Provisions Related Thereto.

City Manager Rooney stated as discussed in the March and May Work Sessions, Ordinance No. 710 amended Ordinance No. 647 relating to the purpose of the one percent sales tax approved by voters on August 27, 1996. He stated it allowed for a 1% sales tax to pay principal of and interest on indebtedness incurred for constructing and equipping a Community Center facility, a Library, a Sports Complex, a Police facility, and an Aquatics Center. **Rooney** stated the tax is to cease when the indebtedness pays off or July 31, 2030, whichever occurred first stating due to retail growth, it is anticipated the indebtedness will be paid off June 30, 2017, which is 13 years early.

Rooney stated based on feedback received from Council at both Work Sessions, Staff has worked on language to put this measure before the voters, which has resulted in proposed Resolution No. 16-042 which calls for the election, and Ordinance No. 1139 which provides for the extension of the 1% sales tax stating it would extend the sales tax to June 30, 2030 (as originally proposed in Ordinance 710). He stated the next available date for Mustang citizens to vote on this issue is August 23, 2016 and the election must be called no later than June 8, 2016; therefore, both the Resolution and Ordinance have been placed on this agenda.

Rooney stated currently, the 1% sales tax generates \$2,475,000 annually and assuming no growth in that collection for a 13 year period, it is estimated the City of Mustang could borrow approximately \$25,000,000 to complete projects. He stated 10% of the revenue would be allocated to personnel costs related to public safety and 90% to be used for capital expenditures for the use and benefit of the City stating potential projects currently being reviewed by Staff are Public Safety, Infrastructure, Roads/Streets, and Quality of Life. He stated the City may not borrow that much, but would have to borrow money for the larger projects. **Rooney** stated to please note, the City Council is not voting to borrow money if either Resolution 16-042 or Ordinance 1139 are approved.

Rooney stated Staff is currently getting cost estimates, but not too much in detail until the vote is taken. He stated projects and goals will be discussed in the first or second meeting in July for the public. **Rooney** stated Staff recommends approval.

Councilwoman Hagan asked if the Resolution and Ordinance are approved this evening, if the issue would be going to a vote of the people with **Rooney** answering yes, on August 23rd.

Councilman Leete asked if the City would be providing information on the website, the papers, etc. with **Rooney** answering yes, would be placing information online, in the papers, in person, stating the Ordinance and Resolution would also be published in the newspapers.

Rooney stated it was important everyone understood this is not a new tax, it is extending the existing tax to June 30, 2030. **Mayor Adams** stated it begins when the other one pays off next year.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilwoman Hagan**, to Approve **Ordinance No. 1139**, an Ordinance of the City of Mustang, Oklahoma (the "City"), Amending Ordinance No. 647 of the City Dated June 20, 1996, as Heretofore Amended by Ordinance No. 710 of the City Dated May 12, 1999; Providing for the Purpose of Revenues and Term of Tax; Providing for the Effective Date; Providing Remainder of Ordinance No. 647, as Heretofore Amended Remain Unchanged; Providing that the Provisions of this Ordinance are Cumulative and in Addition to Any and All Taxing Provisions of Other City Ordinances; Providing for Severability of Provisions; and Containing Other Provisions Related Thereto.

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

5. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 16-042**, Authorizing the Calling and Holding of an Election in the City of Mustang, State of Oklahoma (The "City"), for the Purpose of Submitting to the Registered Qualified Electors of Said City the Question of Approval or Rejection of Ordinance No. 1139 of the City, which Amends Ordinance No. 647 of the City dated June 20, 1996, as Heretofore Amended by Ordinance No. 710 of the City Dated May 12, 1999, by Modifying Section 2 of Ordinance No. 647 Related to the Purpose and Term of the Tax, as Heretofore Amended by Ordinance No. 710; and Containing Other Provisions Relating Thereto.

Mayor Adams stated Resolution 16-042 calls for the election as discussed in Item H-4, Ordinance 1139.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Leete**, to Approve **Resolution No. 16-042**, Authorizing the Calling and Holding of an Election in the City of Mustang, State of Oklahoma (The "City"), for the Purpose of Submitting to the Registered Qualified Electors of Said City the Question of Approval or Rejection of Ordinance No. 1139 of the City, which Amends Ordinance No. 647 of the City dated June 20, 1996, as Heretofore Amended by Ordinance No. 710 of the City Dated May 12, 1999, by Modifying Section 2 of Ordinance No. 647 Related to the Purpose and Term of the Tax, as Heretofore Amended by Ordinance No. 710; and Containing Other Provisions Relating Thereto

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

J. CITY ATTORNEY'S REPORT

1. Discussion, Consideration and Possible Action **Regarding the Agreement between the City of Mustang and The International Association of Fire Fighters, Local 4383, for Fiscal Year 2016-17.** Proposed Executive Session as Authorized by 25 O.S., Section 307 (B)(1).

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

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

TIME ADJOURNED to Executive Session: **7:25 p.m.**

MAYOR ADAMS called the meeting back in session.

Meeting was called back in session at **7:38 p.m.**

In reference to Item J-1 –

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider** to Approve the Agreement between the City of Mustang and The International Association of Fire Fighters, Local 4383, for Fiscal Year 2016-17, as presented in Executive Session.

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 **7:39 p.m.**


Jay Adams, Mayor

Attest:


Lisa Martin, City Clerk

MUSTANG IMPROVEMENT AUTHORITY
JUNE 7, 2016

The Mustang Improvement Authority met in regular session on Tuesday, June 7, 2016, 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, June 3, 2016, at 2:40 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 **7:39 p.m.**

B. ROLL CALL

Trustees Present: Riley
Leete
Grider
Jones
Hagan
Schweinberg
Adams

Trustees Absent: None

C. NEW BUSINESS

None.

D. CONSENT AGENDA

1. Approval of **05/17/16** MIA Minutes
- *2. Claims List for **FY '16**
- *3. Approval to turn **Past Due Utility Accounts** over to the Collection Agency.
- *4. Approval of Agreement to **Allow Purchasing of Water** by Residential Property Owner located Outside the City Limits of Mustang, Property located at 5900 Twin Fawn Trail.
- *5. Approval of Agreement to **Allow Purchasing of Water** by Residential Property Owner located Outside the City Limits of Mustang, Property located at 5816 Twin Fawn Trail.

Councilman Schweinberg requested Item D-1 be pulled from the Consent Agenda.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to approve Items D-2 thru D-5 of the Consent Agenda.

AYE: Riley, Leete, Grider, Jones, Hagan, Schweinberg, Adams

NAY: None

MOTION was made by **Mayor Adams**, seconded by **Councilman Grider**, to approve Item D-1 of the Consent Agenda.

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

E. INFORMATION/REPORTS

1. **Trustee Manager**
None.
2. **Trustees**
None.

F. DISCUSSION ITEMS

- *1. **Public Hearing on Fiscal Year 2016-2017** Annual Budget for the City of Mustang, the Mustang Improvement Authority and Related Funds in Accordance with State Statutes.

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg**, to open the Public Hearing.

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

There were no requests to speak.

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg**, to close the Public Hearing.

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

- *2. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 16-041**, Approving the Fiscal Year 2016-2017 Budget for the City of Mustang, Mustang Improvement Authority and Related Funds.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilwoman Hagan**, to Approve **Resolution No. 16-041**, Approving the Fiscal Year 2016-2017 Budget for the City of Mustang, Mustang Improvement Authority and Related Funds.

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

- *3. **Discussion, Consideration and Possible Action** regarding Approval of Change Order #1 and Pay Application #1 for the Project titled Mustang Tower Improvements.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to Approve Change Order #1 for the Project titled Mustang Tower Improvements

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

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Grider**, to Approve Pay Application #1 for the Project titled Mustang Tower Improvements.

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

G. ADJOURNMENT

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

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

Meeting was adjourned at **7:41 p.m.**



Jay Adams, Chairman

Attest:



Lisa Martin, Secretary