

**MUSTANG CITY COUNCIL
OCTOBER 20, 2015**

The Mustang City Council met in regular session on Tuesday, October 20, 2015, 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, October 16, 2015, at 2:15 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 (Terry Armstrong, Pastor, Mustang Church of the Nazarene)

Pastor Armstrong led the assembly in the Pledge and Invocation. He stated the Church will be holding it's Kingdom Festival, which is similar to a Fall Festival, on Friday, October 30th with activities and candy.

C. ROLL CALL

Councilmembers Present:

**Riley
Staples (Arrived at 7:02)
Jones
Hagan
Schweinberg
Adams**

Councilmembers Absent: Grider

D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

Mr. John Winkelman, 1947 E Cottonwood Terr, Bronco Towing – addressed the Council regarding the towing service direct rotation. He stated he received a copy of the recent rotation from the Police Department for the period of September 26 to October 18 which showed there were 40 calls made to wrecker services stating the two companies residing in Mustang only received four calls each. He provided approximate payment information to the different wrecker services stating by calling wrecker services outside of Mustang, he had unintentionally hurt the other wrecker service in town - Mustang Wrecker. He stated he checked with the City of Yukon who stated they do not utilize wrecker services outside of Yukon and was told the same thing from the City of Tuttle and did not understand why Mustang utilizes outside wrecker services when there are two in town that can service them. He also stated he had not received any calls from City Staff since he addressed the Council in the last meeting.

Mayor Adams stated as discussed in the last City Council meeting, this item would be placed on the next Work Session agenda stating he was invited to attend.

Bob Battles, Chisholm Trails Neighborhood Association, President - addressed the Council regarding the City no longer providing free water for beautification meters and if subdivisions and neighborhoods want to keep the meters, then they will have to pay for the water. He stated the Association maintains a strip of land owned by the City stating their Association is not a HOA with mandatory dues, it is voluntary, and they currently spend \$1,000 per year to maintain this strip of land. He stated having the free water helps a lot in keeping the land maintained and would be difficult to continue it if they have to pay for the water. He stated the Association has an agreement with the City Manager stating they would receive free water and it states no one could cancel it. He stated a former City Manager, David Cockrell, had stated the Association was doing a service to the City since they were mowing and maintaining the property and not the City having to do it and felt providing the water was a fair trade.

Ann Duncan, 616 N Caddell Way – addressed the Council regarding the cleaning of drainage ditches stating she lived on property that has a drainage ditch as well as owns property in another area with a drainage ditch and had recently found out that the ditches belong to the property owners and was their responsibility to maintain. She asked the Council to consider a one-time cleaning of the drainage ditches by the City with the property owners being responsible for keeping it clean from that point forward. She also asked if there was any type of monitoring, other than citations, that could be performed as some of the debris that ends up in her part of the ditch is carried by rainfall from another area. She stated she did not want to turn in her neighbors, but wanted to see what could be done when that happens.

Mayor Adams stated he could not say right now if the City will be able to clean the ditches at this time, but advised her to set up a meeting with the Assistant City Manager and City Manager to voice her concerns as the City progresses through this. He also stated there was quite a bit in Code that could address the debris problem and the City would work to educate the citizens on it.

Ben VanVactor, 709 N. Chisholm Trail Way, addressed the Council stating he had met with **City Manager Tim Rooney** to discuss the beautification meters stating it was a good meeting and appreciated his time. He stated he lived close to the park area discussed by Mr. Bob Battles earlier and wondered if there might be other options in order for the City to keep the beautification meters, but not under the same conditions. He provided a couple of options such as watering only June through August or lowering the number of free gallons per month. He stated he knows the City has a fiscal responsibility and everyone needs to work together, but wanted to see if a more scientific study could be performed regarding the facts and figures providing a more accurate cost. He stated this program makes the City more attractive to visitors and businesses which in turn helps bring in more money which also supports infrastructure.

Mayor Adams stated the cost had been calculated with 50,000 gallons equaling a little over \$300 per meter.

Coeta Morrell, 1500 E Lily Lane, addressed the Council stating she had lived in Mustang since 1964 and pays her water bill every month with none of it being free. She stated if the City is giving water away, to give some to her stating she's a widow.

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

None.

F. CONSENT AGENDA

1. Approval of **10/06/15** City Council Minutes.
- *2. Claims List for **FY'16**
3. Approval to Turn **Past Due Library Accounts** over to the Collection Agency.
4. Approval of **ASPCA Adoption Ambassador Program Implementation Grant #2015-1069** to Promote Increased Adoptions of Shelter Animals and to Reduce Shelter Populations through the Use of Community Involvement and Pet Fostering.
5. Approval of **Resolution No. 16-019** Making Changes in the General Fund Budget by Making a Supplemental Appropriation to Increase the 2015-2016 Fiscal Year Budget by \$3,000.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Riley**, to approve Items F-1 thru F-5 of the Consent Agenda.

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams

NAY: None

G. INFORMATION/REPORTS

1. City Manager

City Manager Rooney stated the City Manager's report was included in the Council packets and is available online on the City's website at www.cityofmustang.org.

Mayor Adams requested an update on the Mustang Road widening project.

Assistant City Manager Battles stated the preliminary plans were in hand and currently waiting on the meeting with ODOT stating he thought the meeting would occur in October, but waiting to hear back from them. He stated the City wanted to make certain ODOT was onboard before going to the public as ODOT would be picking up a major portion of the cost. **Battles** stated realistically, the project would not begin until the summer of 2017 in order to work around the school's schedule as much as possible and there are other actions to perform before the widening starts such as utility relocation. He stated the City would keep residents in the loop and hold public meetings.

Councilman Schweinberg asked what the projected completion date was of the road and parking lot installation at Wild Horse Park.

Battles stated realistically, it was probably 45 days out taking weather into consideration since rain is forecasted off and on over the next week.

2. City Council

- a. Approval of **Proclamation** Declaring October 18th through 24th as "**Friends of Library Week**".

Mayor Adams invited representatives of the Friends of the Library to the front where he read the Proclamation and presented it to them.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilwoman Staples**, to approve the **Proclamation** Declaring October 18th through 24th as "**Friends of Library Week**".

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams

NAY: None

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.

Councilwoman Staples requested the Chisholm Trails Neighborhood Association's concerns be placed on the November Work Session.

Councilman Jones stated he had been in contact with Mr. Winkelman and looked forward to discussing the topic in Work Session.

Councilwoman Hagan stated she and her husband are celebrating 49 years of marriage. She also stated the front of Town Center needed painting as it was faded down to the primer and stated she had visited the Senior Citizen Center's store stating it was fantastic and invited others to visit.

City Manager Rooney stated money was budgeted this year to address painting of the outside of Town Center.

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

Mayor Adams did not have anything to report at this time.

H. DISCUSSION ITEMS

1. **Discussion, Consideration and Possible Action** regarding Approval of Change Order to Contract for Maintenance and Operation of Public Streets and Mowing and Maintenance of Public Parks and Facilities.

Assistant City Manager Battles stated the current Silver Star Construction contract allows for a Project Manager, but states the Manager is not required to be on site during working hours. The change order designates the Project Manager be on site at all times during normal working hours and designates Dale Simpson to that position. He stated Mr. Simpson is currently the full time foreman and Staff has been very happy with him stating he always goes above and beyond the contract. He stated this change increases the contract amount by \$14,000 and if Mr. Simpson leaves Silver Star Construction, the dollar amount reverts back to the old contract amount.

MOTION was made by **Councilman Schweinberg**, seconded by **Councilman Jones**, to Approve the Change Order to Contract for Maintenance and Operation of Public Streets and Mowing and Maintenance of Public Parks and Facilities.

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams
NAY: None

J. CITY ATTORNEY'S REPORT

1. **Discussion, Consideration and Possible Action** regarding *Richard Sutton, et al. v. City of Mustang, Oklahoma, et al.*, Case No. CJ-2014-546, District Court, Canadian County, Oklahoma; and, **Proposed Executive Session as authorized by 25 Okla. Stat. §307(B)(4).**

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

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams
NAY: None

TIME ADJOURNED to Executive Session: **7:34 p.m.**

MAYOR ADAMS called the meeting back in session.

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams
NAY: None

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

In reference to Item J-1 –

MOTION was made by **Mayor Adams**, seconded by **Councilman Schweinberg** to Approve the Confidential Settlement and Authorize the City Manager to Execute Settlement Documents.

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams
NAY: None

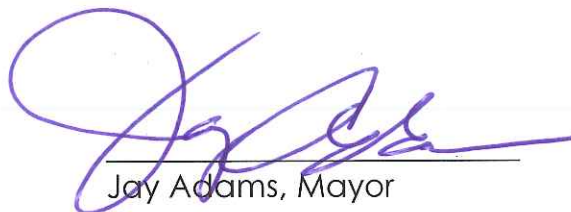
K. ADJOURNMENT

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

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams

NAY: None

The meeting was adjourned at **7:38 p.m.**



Jay Adams, Mayor

Attest:



Lisa Martin, City Clerk

**MUSTANG IMPROVEMENT AUTHORITY
OCTOBER 20, 2015**

The Mustang Improvement Authority met in regular session on Tuesday, October 20, 2015, 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, October 16, 2015, at 2:15 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
Staples
Jones
Hagan
Schweinberg
Adams

Trustees Absent: Grider

C. NEW BUSINESS

None.

D. CONSENT AGENDA

1. Approval of **10/06/15** MIA Minutes
- *2. Claims List for **FY '16**

MOTION was made by **Trustee Schweinberg**, seconded by **Trustee Jones**, to approve Items D-1 thru D-2 of the Consent Agenda.

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams

NAY: None

E. INFORMATION/REPORTS

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

F. DISCUSSION ITEMS

None.

G. ADJOURNMENT

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

AYE: Riley, Staples, Jones, Hagan, Schweinberg, Adams

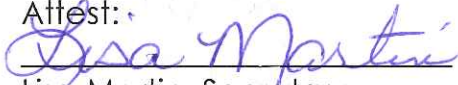
NAY: None

Meeting was adjourned at 7:39 p.m.



Jay Adams, Chairman

Attest:



Lisa Martin, Secretary