

AGENDA

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE/INVOCATION
Jim Harris, Pastor, Clear Springs 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.

1. Approval of **03/06/2018** City Council Minutes
- *2. Claims List for **FY 2018**.
- *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 of **Resolution No. 18-036** making Changes in the General Fund Budget by making a Supplemental Appropriation to Increase the 2017-2018 Fiscal Year Budget by \$4,907.
6. Approval of **Resolution No. 18-038** making Changes in the Library Fund Budget by making a Supplemental Appropriation to Increase the 2017-2018 Fiscal Year Budget by \$19,590.
7. Approval of **Resolution No. 18-037** Directing Filing and Notification of the Publication of the 2018 Supplement to the Mustang City Code.
8. Approval of **Interlocal Agreement** between the City of Mustang and the Board of County Commissioners of Canadian County.
- *9. Acknowledgement of **Receipt of DEQ Permit** No. WL000009180111, to Construct Water Lines and Appurtenances for Hunter's Springs Addition, Phase 2.
- *10. Acknowledgement of **Receipt of DEQ Permit** No. SL000009180112, to Construct Sewer Lines and Appurtenances for Hunter's Springs Addition, Phase 2.

G. INFORMATION/REPORTS

1. City Manager
 - a. **Miss Carrie Bowers**, the second place winner of the "If I Were Mayor" essay contest conducted by the Oklahoma Municipal League and the Oklahoma Conference of Mayors, will read her essay. Miss Bowers is an 8th Grade Mustang Middle School student.
 - b. **Oath of Office** for Reserve Police Officer Charles "Austin" Link.
 - c. City Manager Report
2. City Council
 - a. City Council Reports

H. DISCUSSION ITEMS

1. **Public Hearing, Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1160**, 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 and R-1 PUD" Rural Estates and Single Family Planned Unit Development District and, Declaring Repealer; Providing for Severability; and Declaring an Emergency. (Rezoning Application PUD-1-17-18-1-26, 29SaraLLC /Cottonwood Development, LLC, SE/4, Section 26.)
2. **Discussion, Consideration and Possible Action** regarding Approval of Final Plat Application FP-10-15-17-2-30, Hunter's Hill Addition, Phase 4, Manco Enterprises, LLC, NW/4 SE/4, Section 30, approximately 9.55 acres, 36 lots.

3. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1161**, an Ordinance of the City of Mustang, Oklahoma, Amending the Municipal Code by Amending Chapter 78 by Amending Section 78-312 to Include Possession of a Controlled Dangerous Substance as an Offense and Defining Terms; Enacting New Section 78-313 Establishing a Penalty for Violation of Section 78-312, Creating and Imposing a Drug Analysis Fee, Requiring the Drug Analysis Fee to be Paid into a Police Narcotics Enforcement Fund, and Establishing and Limiting the Use of the Police Narcotics Enforcement Fund; Declaring Repealer; Providing for Severability; and Declaring an Emergency.
4. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1162**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 2, Article III, Section 2-63, by Adding New Subsection 2-63(C) to authorize the City Attorney to Administer Oaths and Affirmations; Declaring Repealer; Providing for Severability; and Declaring an Emergency.
- *5. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1163**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 42 of the Ordinances of the City of Mustang, Oklahoma, by Amending Sec. 42-118(a)(2)(ii)(D) to Exempt from the Sewer Infrastructure Impact Fee Certain Building Permits for Alteration, Expansion or Replacement of Buildings that have Existing Sewer Service and Use is not Changed; Providing for Repealer; Providing for Severability; and Declaring an Emergency.
6. **Discussion, Consideration and Possible Action** regarding First Reading and Setting Date for Consideration of **Ordinance No. 1164**, an Ordinance of the City of Mustang, Oklahoma, Amending the Code of Ordinances of the City of Mustang, Oklahoma, by Vacating and Closing an Alley Lying within Block 4 of the Mustang Original Townsite, as more particularly described in the Ordinance; Declaring Repealer; Providing for Severability; and Declaring an Emergency.
7. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1158**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 74 of the Mustang Code of Ordinances by Repealing Article II, Oil and Gas, in its Entirety, and Enacting New Article II Establishing Regulations for Oil and Gas Drilling, Production and Maintenance Operations; Declaring Repealer; Providing for Severability; and Declaring an Emergency.

J. CITY ATTORNEY'S REPORT

1. **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(B)(3).
2. **Discussion** of *Dietra Bradsher v. City of Mustang, et al.*, Case No. CJ-2017-504, District Court, Canadian County, Oklahoma; and, proposed executive session as authorized by 25 Okla. Stat. §307(B)(4).
3. **Discussion** of *Freedom Mortgage Corporation v. David A. Langwell, et al.*, Case No. CJ-2017-503, District Court, Canadian County, Oklahoma; and, proposed executive session as authorized by 25 Okla. Stat. §307(B)(4).

K. ADJOURNMENT

***Items Considered Concurrently on the MIA Agenda.**

**MUSTANG CITY COUNCIL
MARCH 6, 2018**

The Mustang City Council met in regular session on Tuesday, March 6, 2018, at 7:00 p.m. in the Mustang Municipal Building Council Chambers. Notice of the meeting was posted as required on Friday, March 2, 2018, at 3:35 p.m. An Amended Agenda was posted on Monday, March 5, 2018 at 5:07 p.m., both 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, Pastor, Chisholm Heights Baptist Church

Pastor Bryan led the assembly in the Pledge and Invocation. He stated the Church had their Senior Adult Revival this past week stating Councilman Grider's pastor was the preacher. He stated, along with every other public institution, they were discussing safety and security for when they gather stating they are blessed with an excellent group of lay people to help in this area.

C. ROLL CALL

Councilmembers Present:	Pratt
	Grider
	Jones
	Hagan
	Noblitt
	Adams

Councilmembers Absent:	Leete
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D. INTRODUCTION OF GUESTS/HEARING OF CITIZENS OR DELEGATES

None.

E. NEW BUSINESS, DELETIONS OR CONTINUANCES TO THE AGENDA

City Manager Rooney stated an amended agenda was posted on Monday adding an additional item to Executive Session.

F. CONSENT AGENDA

1. Approval of **02/06/2018** City Council Minutes
2. Approval of **02/09/2018** City Council Special Meeting Minutes.
3. Approval of **02/20/2018** City Council Special Meeting (Work Session) Minutes.
- *4. Claims List for **FY 2018**.
- *5. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.
6. Approval to Turn **Past Due Library Accounts** over to the Collection Agency.
7. Approval of **Retirement** from Oklahoma Municipal Retirement Fund (OMRF) for Jerry Calloway, Building Inspector.
- *8. Acknowledgement of **Receipt of DEQ Permit** No. SL000009180132, to Construct Sewer Line for the New Mustang Educational Resource Center.

Councilman Noblitt requested Item F-4 be pulled from the Consent Agenda.

MOTION was made by **Councilman Jones**, seconded by **Councilman Noblitt**, to Approve Items F-1 thru F-3 and Items F-5 thru F8 of the Consent Agenda.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams

NAY: None

4. Claims List for **FY 2018**

Councilman Noblitt asked why details were not provided with the VISA report and what the City Manager's approval authority is.

City Manager Rooney stated this is the VISA account summary for all the different people in the City who have charging privileges stating Council had provided him the authority to approve those charges. **Rooney** stated his approval authority is \$50,000.

J. INFORMATION/REPORTS

1. **City Manager Report**

City Manager Rooney stated he did not have anything to report other than what was listed in the City Manager's report which was available on the City's website.

Councilman Noblitt asked in regards to the Police report, did the City get some new ordinances or did we just get a lot better at writing citations stating there had been quite an increase.

Rooney stated he did think the Police Department was making more of a concerted effort as far as traffic enforcement and stated issues were encountered while transitioning from the old software system to the new one.

2. **City Council Reports**

- a. **Appointment** of One (1) Member to the Mustang Board of Adjustment.

Community Development Director Helsel stated with *Councilman Noblitt* being appointed to Council, this left his seat vacant on the Board of Adjustment and thanked *Noblitt* for his service on the Board. She stated one application had been received through the City's talent bank, Mr. Samuel Brence, stating Staff recommended his appointment. **Helsel** stated the Board of Adjustment seats were not Ward specific.

MOTION was made by **Councilman Noblitt**, seconded by **Councilman Grider**, to approve the Appointment of Samuel Brence to the Mustang Board of Adjustment.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

- b. City Council Reports

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

Councilwoman Pratt did not have anything to report at this time.

Councilman Grider stated he had received a few calls in support of the City in regards to the oil and gas lawsuit and for redoing our ordinances stating they appreciated Council's time and effort to show concern.

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

Councilwoman Hagan did not have anything to report at this time.

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

Mayor Adams stated he had received a few calls, but all were manageable stating he was looking forward to big trash day. He stated he had also received a few calls in support of the City regarding the oil and gas legal action.

K. DISCUSSION ITEMS

1. **Presentation** by Garver Engineering regarding COWRA.

Mayor Adams introduced Mary Elizabeth Mach, PE, with Garver Engineering who gave a presentation on the COWRA Water Supply Development Plan.

City Manager Rooney stated the powerpoint would be available on the City's website tomorrow.

Discussion was held regarding the amount paid to the City of Oklahoma City to purchase water. It was stated the City of Mustang currently pays a minimum of \$2.00/1,000 gallons with increases for high water days.

Other discussion included high purchase years such as 2012 with it being stated it was very dry that year as well as EPA regulations being changed shortly before then. **Rooney** also stated beginning in 2012-2013, the City began to reinvest in its infrastructure which has helped to bring purchases from Oklahoma City down.

Rooney stated the City of Mustang was the first community in the COWRA group to see this presentation stating a joint meeting would be held in the future once the other cities have had an opportunity to see it.

2. **Discussion, Consideration and Possible Action** regarding Approval of Final Plat Application FP-10-11-17-2-30, 152 Hunter's Springs Addition, Phase 2, RC Hunter's Springs, LLC, NW/4, Section 30, 22.46 acres, 99 lots.

Community Development Director Helsel stated this application was for the second and final phase of Hunter's Springs stating it was located on Clear Springs Road, north of Highway 152. She stated the Fire Department has approved the layout and the City's engineer has approved the water and sewer plans stating it had been sent to DEQ, but had not received final approval as of this date.

Helsel stated the lots meet requirements for R-1 districts, the common areas would be the responsibility of the property owners association, and public water and sewer was available to the property. She stated the property is surrounded by R-E and R-1 zoning and the development conforms to the comprehensive plan stating Staff recommends approval and Planning Commission voted unanimously for approval of the final plat.

Councilman Jones stated this development was in his Ward and he had been very pleased with the construction stating it had been neat, with not a lot of trash or complaints.

MOTION was made by **Councilman Grider**, seconded by **Councilman Jones**, to Approve the Final Plat Application FP-10-11-17-2-30, 152 Hunter's Springs Addition, Phase 2, RC Hunter's Springs, LLC, NW/4, Section 30, 22.46 acres, 99 lots.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

- *3. **Discussion, Consideration and Possible Action** regarding Recommended (A) Approval of an Agreement between 29Sara LLC guaranteeing completion of Final Plat improvements, together with Letter of Credit to Secure Performance of Agreement, and (2) Acceptance of Maintenance Bonds for Water Lines, Sewer Lines, Storm Sewer and Paving, all for Crystal Springs Addition.

Community Development Director Helsel stated Crystal Springs Addition was started about six months ago stating water and sewer lines had been completed and tested stating, however, paving and testing was not fully complete. She stated Mustang Code allows for a letter of credit for the cost of paving assuring the City it will be completed and tested.

City Manager Rooney stated the letter of credit reflects 110% of cost.

Councilman Noblitt asked what action would be required to enforce the letter of credit if necessary and inquired about the expiration date listed in the letter of credit.

City Attorney Miller stated the City would place a demand on the financial institution who would then be required to turn the funds over to the City stating legal action would not be required. He also stated the letter of credit included in the agenda packet had been revised removing the expiration date and reflecting the immediate action to release funds.

Bill Chester, on behalf of the Developer, stated there were currently eight builders ready to build homes now with another 60 lots under contract as well as 30 lots in four months stating the streets would be completed quickly.

MOTION was made by **Councilman Jones**, seconded by **Councilman Noblitt**, to (1) Approve the Agreement between 29Sara LLC guaranteeing completion of Final Plat improvements, together with Letter of Credit to Secure Performance of Agreement, and (2) Accept the Maintenance Bonds for Water Lines, Sewer Lines, Storm Sewer and Paving, all for Crystal Springs Addition.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

- *4. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 18-035** and Right-of-Way, Public Utility and Encroachment Agreement between the City of Mustang and the Oklahoma Department of Transportation (ODOT) for Construction of State Highway 152: Add Shoulders and Resurface from US 81 in Union City to Cemetery Road in Mustang, Project Number J/2-7901(004), State Project Number J/P27901.

Assistant City Manager Battles stated although the terms of the agreement may look scary, there were no existing structures, no action of acquisition, no water and sewer responsibilities of the City, etc. stating this was just the way the City interacts with ODOT. He stated for background information, the City approved an agreement with ODOT in June, 2017 stating ODOT would resurface one mile section of Cemetery Road since this section would be used for the detour of traffic off of Highway 152. **Battles** stated this resurfacing would not cost the City anything, but would roughly be a value to us of \$150,00 to \$175,000. He stated two votes would be required, one for the Resolution and one for the Agreement.

Councilman Grider asked about the timeline for the detour and length of time the City's section of Hwy 152 would be closed.

Battles stated resurfacing is supposed to begin late 2019, with the project to begin in 2020. He stated he was not sure how long the City's section of 152 would be closed and the detour needed stating accessibility into churches, businesses, etc. on Cemetery Road would be provided.

MOTION was made by **Councilman Noblitt**, seconded by **Councilman Grider**, to Approve **Resolution No. 18-035** between the City of Mustang and the Oklahoma Department of Transportation (ODOT) for Construction of State Highway 152: Add Shoulders and Resurface from US 81 in Union City to Cemetery Road in Mustang, Project Number J/2-7901(004), State Project Number J/P27901.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

MOTION was made by **Councilman Grider**, seconded by **Councilwoman Pratt**, to Approve Right-of-Way, Public Utility and Encroachment Agreement between the City of Mustang and the Oklahoma Department of Transportation (ODOT) for Construction of State Highway 152: Add Shoulders and Resurface from US 81 in Union City to Cemetery Road in Mustang, Project Number J/2-7901(004), State Project Number J/P27901.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

5. **Discussion, Consideration and Possible Action** regarding Nomination of Trustee to the Oklahoma Municipal Assurance Group (OMAG) Board of Trustees.

City Manager Rooney stated the City of Mustang is a member of OMAG and stated the coverages provided by OMAG to the City. He stated each year OMAG conducts elections for positions on their Board of Trustees stating two terms were expiring effective June 30, 2018. **Rooney** stated Staff would like to nominate *Assistant City Manager Battles* as a candidate to serve on this Board stating he would be a natural selection as he is familiar with many of the insurance difficulties municipalities and customers experience through the tort claim process as a result of his supervision of the water and wastewater operations and project management. He stated the nomination must be submitted by March 16, 2018.

MOTION was made by **Councilman Noblitt**, seconded by **Councilman Jones**, to Nominate Assistant City Manager Justin Battles to the Oklahoma Municipal Assurance Group (OMAG) Board of Trustees

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

L. CITY ATTORNEY'S REPORT

1. **Discussion** of *John D. Gatliff and Joetta E. Gatliff v. City of Mustang, et al.*, Case No. CJ-2015-217, District Court, Canadian County, Oklahoma; and, **proposed executive session as authorized by 25 Okla. Stat. §307(B)(4).**
2. **Discussion** of *Phillips, Coventon, Quillian & Banner, PLLC v. City of Mustang, Oklahoma ex rel. Mustang Police Department and Chuck Foley, Chief of Police*, Case No. CV-2015-129, District Court, Canadian County, Oklahoma; and, **proposed executive session as authorized by 25 Okla. Stat. §307(B)(4).**
3. **Discussion** of *City of Mustang vs. Citizens Energy II, LLC*, Case No. CV-2017-325, District Court, Canadian County, State of Oklahoma, including appeal to the Oklahoma Supreme Court; and, *Citizens Energy II, LLC vs. The Honorable Paul Hesse and the City of Mustang, Oklahoma*, Case No. 116710, Supreme Court of the State of Oklahoma; and, **proposed Executive Session as authorized by 25 Okla. Stat. §307(B)(4).**
4. **Discussion, Consideration and Possible Action** regarding the Requested Approval of the Proposed Agreement between the City of Mustang and The International Association of Fire Fighters, Local 4383, for Fiscal Year 2018-19; and, **proposed Executive Session as authorized by 25 Okla. Stat. §307(B)(1).**

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

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

TIME ADJOURNED to Executive Session: **8:00 p.m.**

Mayor Adams called the meeting back in session at **8:31 p.m.**

In reference to Item J-1 –

Informational purposes only, no action taken.

In reference to Item J-2 –

Informational purposes only, no action taken.

In reference to Item J-3 –

Informational purposes only, no action taken.

In reference to Item J-4 –

MOTION was made by **Councilman Grider**, seconded by **Councilman Jones** to Approve the Agreement between the City of Mustang and The International Association of Fire Fighters, Local 4383, for Fiscal Year 2018-19

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

M. ADJOURNMENT

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

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

The meeting was adjourned at **8:32 p.m.**

Jay Adams, Mayor

Attest:

Lisa Martin, City Clerk

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 01 MAYOR AND COUNCIL						
18-0178	01-W0001	WHEATLEY, SEGLER, OSBY & MICITY	PROSECUTOR	3/2018	18204	703.41
DEPARTMENT TOTAL:						703.41
DEPARTMENT: 11 CITY MANAGER						
18-0207	01-I0104	INVESTIGATIVE CONCEPTS, INC	BACKGROUND PRE-EMPLOYMENT	3/2018	1212126432A	10.00
18-0012	01-M0160	MUNICIPAL CODE CORPORATION	SUPPLEMENTS & ADMIN FEE	3/2018	304788	1,933.73
18-0116	01-M0180	MUSTANG CHAMBER OF COMMERCE	CHAMBER LUNCHEONS	3/2018	14483	36.00
18-1324	01-V0007	VICKERS PHOTOGRAPHY, INC.	PORTRAITS FOR BUILDINGS	3/2018	201803147189	400.00
18-0204	01-V0106	VALIR OUTPATIENT CLINICS	MAPRE-EMPLOYMENT DRUG SCREE	3/2018	201803147203	25.00
18-0178	01-W0001	WHEATLEY, SEGLER, OSBY & MICITY	PROSECUTOR	3/2018	18203	649.48
DEPARTMENT TOTAL:						3,054.21
DEPARTMENT: 12 LIBRARY						
18-0317	01-B1023	BTAC ACQUISITION CORP.	ADULT FICTION	3/2018	5014900686	66.01
18-0542	01-C0278	COX COMMUNICATIONS, INC.	MO. MODEM SERVICE CHRGE	3/2018	201803147202	4.99
18-1260	01-S2021	JULIE SLUPE	PER-DIEM FOR CONFERENCE	3/2018	201803137183	120.00
DEPARTMENT TOTAL:						191.00
DEPARTMENT: 13 PARKS AND RECREATION						
18-0479	01-C0278	COX COMMUNICATIONS, INC.	TV FOR TREADMILLS	3/2018	201803147188	184.64
18-0273	01-C1562	RUTH ELAINE COUTS	BELL CHOIR LESSONS	3/2018	201803137170	30.00
18-1196	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL	3/2018	NP52757669	513.59
18-0136	01-O0035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	4,021.74
18-0139	01-O0055	OKLAHOMA GAS & ELECTRIC CO	ELECTRIC SERVICE	3/2018	201803137177	746.41
18-1459	01-W0146	LAUREN WIGLEY	ROOM RENTAL REFUND	3/2018	201803137184	200.00
DEPARTMENT TOTAL:						5,696.38
DEPARTMENT: 15 GENERAL GOVERNMENT						
18-0709	01-D0088	DEPARTMENT OF CORRECTIONS,	INMATE LABOR	3/2018	UNCCC-3060118	320.00
18-1355	01-D0088	DEPARTMENT OF CORRECTIONS,	INMATE LABOR	3/2018	UNCCC-3060118A	1,360.00
18-0008	01-I0015	TYLER TECHNOLOGIES, INC	UB, COURT, ONLINE COMPONE	3/2018	025-217675	250.00
18-0136	01-O0035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	588.12
18-0139	01-O0055	OKLAHOMA GAS & ELECTRIC CO	ELECTRIC SERVICE	3/2018	201803137177	42.55
18-0155	01-S0085	SILVER STAR CONSTRUCTION	STREET & MOWING CONTRACT	3/2018	24833	81,220.18
18-0158	01-S0093	SMART TECHNOLOGIES, INC	OPERATING SYSTEM MAINT.	3/2018	717566	3,179.95
18-1460	01-S0093	SMART TECHNOLOGIES, INC	RENEWAL ON TIME CLOCK	3/2018	201803137182	169.99
18-0159	01-S0173	STANDLEY SYSTEMS, LLC	COPIER LEASE/USAGE	3/2018	815109	2,804.65
DEPARTMENT TOTAL:						89,935.44

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 18 TOWN CENTER						
18-0081	01-C0117	CLEARWATER ENTERPRISE, LLC	GAS SERVICES	3/2018	201803137167	842.54
18-0684	01-D0151	DOMINGO ALVAREZ	WAX FLOOR @ T.C.	3/2018	5	670.00
18-0255	01-K0033	KONE, INC	ELEVATOR MAINTENANCE	3/2018	949847873A	669.81
18-0702	01-K0033	KONE, INC	ELEVATOR MAINTENANCE	3/2018	949847873	102.78
18-0131	01-00010	ONE GAS, INC.	GAS SERVICES	3/2018	201803167206	276.82
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	6,210.16
18-1208	01-S1165	INTERLINE BRANDS, INC	JANITORIAL SUPPLIES	3/2018	430288548	84.98
DEPARTMENT TOTAL:						8,857.09
DEPARTMENT: 19 BALL COMPLEX						
18-1396	01-B0154	ICE MAKER SALES & SERVICE,	REPAIR REFRIGERATOR	3/2018	1057671	241.54
18-0737	01-B1019	BEN E. KEITH FOODS INC - OK	FOOD FOR CONCESSION	3/2018	63843607	915.31
18-1339	01-B1019	BEN E. KEITH FOODS INC - OK	FOOD FOR CONCESSION	3/2018	63847640	1,360.99
18-0231	01-F0078	DAIOHS USA, INC	DRINKS FOR CONCESSION	3/2018	207349	212.75
18-1202	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUELMAN	3/2018	NP52757669A	306.09
18-0230	01-I1119	STEPHENSON WHOLESALE CO,	IN FOOD FOR CONCESSION	3/2018	6873152A	39.11
18-0574	01-I1119	STEPHENSON WHOLESALE CO,	IN FOOD FOR CONCESSION	3/2018	6873152	929.03
18-1344	01-I1119	STEPHENSON WHOLESALE CO,	IN FOOD FOR CONCESSION	3/2018	6876935	1,070.53
18-1463	01-J0069	JUSTICE GOLF CAR CO, INC.	GOLF CART FOR CONCESSION	3/2018	206743	4,000.00
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	688.30
18-1401	01-P0144	BOTTLING GROUP, LLC	DRINKS FOR CONCESSION	3/2018	48964214	1,304.15
18-0824	01-P0163	PIONEER MANUFACTURING COMP	PAINT FOR SPORTS COMPLEX	3/2018	668829	12.50
18-0647	01-P1016	P&K EQUIPMENT	EYE BOLTS, NUTS, TUBE NUT	3/2018	2662744	161.64
18-1183	01-P1016	P&K EQUIPMENT	FLOOR HEATER FOR COMPLEX	3/2018	2735336	362.59
18-1398	01-S0265	J R SIMPLOT COMPANY	FIELD DRY, CHALK	3/2018	218024120	1,199.20
18-0225	01-S1165	INTERLINE BRANDS, INC	JANITORIAL SUPPLIES FOR C	3/2018	430763623	321.06
DEPARTMENT TOTAL:						13,124.79
DEPARTMENT: 20 AQUATICS						
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	303.85
DEPARTMENT TOTAL:						303.85

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 21 FINANCE						
18-1447	01-H0139	JON RICHARD DILLINGER	BUSINESS CARDS	3/2018	0318-019	34.50
18-1321	01-S0093	SMART TECHNOLOGIES, INC	ADAPTER FOR COMPUTER	3/2018	717549	15.95
DEPARTMENT TOTAL:						50.45
DEPARTMENT: 31 COMMUNITY DEVELOPMENT						
18-1429	01-02440	STATE OF OKLAHOMA	LICENSING FOR EMPLOYEE	3/2018	201803137165	35.00
18-0801	01-F0094	FLEETCORE TECHNOLOGIES, INC	BULK FUEL	3/2018	NP52757669C	322.91
18-0800	01-00096	OKLAHOMA UNIFORM BUILDING	COLLECTION OF STATE FEES	3/2018	201803137179	456.00
DEPARTMENT TOTAL:						813.91
DEPARTMENT: 41 POLICE						
18-0081	01-C0117	CLEARWATER ENTERPRISE, LLC	GAS SERVICES	3/2018	201803137167	518.18
18-1446	01-C0258	COLLISION WORKS OF OKLAHOMA	REPAIR VEHICLE	3/2018	568479	865.92
18-0097	01-F0078	DAIOHS USA, INC	COFFEE SERVICE	3/2018	205761	135.00
18-0099	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL CHARGES	3/2018	NP52757636	3,877.08
18-0126	01-M0170	DAVID L. MORRIS	VEHICLE REPAIRS	3/2018	11856	98.00
18-0127	01-M0286	JIMANI VENTURES INC.	OIL CHANGES	3/2018	264529	78.98
18-0131	01-00010	ONE GAS, INC.	GAS SERVICES	3/2018	201803167206	209.91
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	2,564.63
18-1307	01-T1029	THOMAS DAVIS	JAIL LAUNDRY SERVICE	3/2018	1254	300.00
DEPARTMENT TOTAL:						8,647.70
DEPARTMENT: 42 ANIMAL WELFARE						
18-1402	01-C0050	KING ENTERPRISES, L.L.C.	PLUMBING REPAIR @ SHELTER	3/2018	201803137171	232.00
18-0099	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL CHARGES	3/2018	NP52757636	47.81
DEPARTMENT TOTAL:						279.81
DEPARTMENT: 51 FIRE						
18-0605	01-A0039	A.S.C. INC.	OIL, FUEL, AIR FILTERS	3/2018	79573	190.44
18-1421	01-A0039	A.S.C. INC.	VEHICLE REPAIR & MAINT.	3/2018	79646	7.98
18-1272	01-A0110	ALL SEASON BUILDING SUPPLY	BUILDING REPAIRS & MAINT.	3/2018	135185	10.08
18-1422	01-A0110	ALL SEASON BUILDING SUPPLY	BUILDING REPAIR & MAINT.	3/2018	135754	13.72
18-1341	01-A0194	AIRGAS, INC.	ALTAIR CALIBRATION GAS	3/2018	9073141005	150.68
18-1155	01-C0065	CASCO INDUSTRIES, INC.	BUNKER GEAR HANGERS	3/2018	191602	250.00
18-0185	01-F0094	FLEETCORE TECHNOLOGIES, INC	FUEL FOR VEHICLES	3/2018	NP52757668	2,038.33
18-1420	01-00025	O'REILLY AUTOMOTIVE STORES,	VEHICLE REPAIR & MAINT.	3/2018	0309-247369	23.24
18-1353	01-00215	OKLAHOMA STATE UNIVERSITY	FIRE INSTRUCTOR 1 CLASS	3/2018	67699	300.00
18-0446	01-00227	OVERHEAD DOOR COMPANY OF OK	REPAIR GARAGE DOORS	3/2018	266818	431.00
18-1280	01-01093	O.F.C.A.	OFCA CONFERENCE	3/2018	201803137166	125.00
18-1156	01-P0123	RUSH TRUCK CENTERS OF OKLAH	ROCKER SWITCH FOR E-4	3/2018	3009326700	44.17
18-1377	01-P0123	RUSH TRUCK CENTERS OF OKLAH	PARTS FOR E-2 BRAKE REPAI	3/2018	16614528	2,724.15
18-0191	01-U0055	UNIFIRST HOLDINGS, INC.	SHOP TOWEL SERVICE	3/2018	825 1258628	41.93
DEPARTMENT TOTAL:						6,350.72

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PURCHASE ORDER CLAIM REGISTER

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FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 61		STREETS				
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137175	1,005.12
18-0139	01-00055	OKLAHOMA GAS & ELECTRIC CO	ELECTRIC SERVICE	3/2018	201803137174	741.17
DEPARTMENT TOTAL:						1,746.29
FUND TOTAL:						139,755.05

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PURCHASE ORDER CLAIM REGISTER

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FUND: 04 - IMPOUND FEE FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 41 POLICE - IMPOUND						
18-1251	01-S0206	STOLZ TELECOM, LLC	TABLET ORDER	3/2018	2976	32,152.40
DEPARTMENT TOTAL:						32,152.40
FUND TOTAL:						32,152.40

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PURCHASE ORDER CLAIM REGISTER

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FUND: 07 - LIBRARY FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 07		ADMINISTRATION				
18-1410	01-M1163	ELIZABETH MCLANE	SPEAKER FOR WRITE NITE	3/2018	201803137173	100.00
DEPARTMENT TOTAL:						100.00
FUND TOTAL:						100.00

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PURCHASE ORDER CLAIM REGISTER

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FUND: 08 - PD TRAFFIC ENFORCEMENT

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 41		POLICE ENFORCEMENT				
18-1251	01-S0206	STOLZ TELECOM, LLC	TABLET ORDER	3/2018	2976	5,000.00
					DEPARTMENT TOTAL:	5,000.00
					FUND TOTAL:	5,000.00

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PURCHASE ORDER CLAIM REGISTER

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FUND: 11 - PARK & REC DONATION

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 00		ADMINISTRATION				
18-1388	01-N0117	NATIONAL ENTERTAINMENT TECHEGGS FOR EGGSTRAVAGANZA		3/2018	180228006	2,300.00
18-1201	01-P0071	LISA SUSAN POWERS	FACE PAINTING FOR EVENT	3/2018	201803137180	215.00
DEPARTMENT TOTAL:						2,515.00
FUND TOTAL:						2,515.00

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PURCHASE ORDER CLAIM REGISTER

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FUND: 13 - POLICE TECHNOLOGY FEE

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 41		POLICE TECHNOLOGY				
18-1251	01-S0206	STOLZ TELECOM, LLC	TABLET ORDER	3/2018	2976	5,000.00
18-0287	01-T0029	WEST PUBLISHING CORPORATION	CLEAR FOR LAW ENFORCEMENT	3/2018	837819388	200.00
DEPARTMENT TOTAL:						5,200.00
FUND TOTAL:						5,200.00

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PURCHASE ORDER CLAIM REGISTER

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FUND: 14 - STREET/DRAINAGE IMP

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 14		ADMINISTRATION				
18-0155	01-S0085	SILVER STAR CONSTRUCTION	STREET & MOWING CONTRACT	3/2018	24832	12,194.30
DEPARTMENT TOTAL:						12,194.30
FUND TOTAL:						12,194.30

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PURCHASE ORDER CLAIM REGISTER

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FUND: 39 - LIMITED PURPOSE

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 15 GENERAL GOVERNMENT						
18-1392	01-C0162	CLIFFORD POWER SYSTEMS, INC	START UP FOR GENERATOR	3/2018	SVC-0068473	771.00
DEPARTMENT TOTAL:						771.00
DEPARTMENT: 19 BALL COMPLEX						
18-1126	01-R0031	JACK E. RAMEY	DUG OUT COVERS	3/2018	201803137181	42,000.00
18-1458	01-R0031	JACK E. RAMEY	METAL FRAME WINDOW INSTAL	3/2018	201803167205	450.00
DEPARTMENT TOTAL:						42,450.00
DEPARTMENT: 41 POLICE						
18-1186	01-K0059	KINGSTON FLOORING LLC	REPLACE CARPET IN ADMIN.	3/2018	201803137172	3,824.88
DEPARTMENT TOTAL:						3,824.88
FUND TOTAL:						47,045.88

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 01 MAYOR AND COUNCIL						
18-1104	01-C0108	COWAN GROUP ENGINEERING, L	ENGINEERING FEES	3/2018	3455A	2,211.10
18-1391	01-C1149	CROWE & DUNLEVY, A	PROFESSIONAL ATTORNEY FEES	3/2018	641381	7,720.00
18-1487	01-C1149	CROWE & DUNLEVY, A	PROFESSIONAL ATTORNEY FEES	3/2018	641381A	3,364.75
18-0007	01-H0045	RALPH STEVEN HUDDLESTON	COURT APPEARANCES	4/2018	201803277243	1,600.00
18-0122	01-M0188	MESHEK & ASSOCIATES	ENGINEERING FEES	3/2018	5212	1,960.00
18-1112	01-M0302	MONNET, HAYES, BULLIS, THOMAS	ATTORNEY FEES	3/2018	6137-000M	206.25
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	20.00
DEPARTMENT TOTAL:						17,082.10
DEPARTMENT: 11 CITY MANAGER						
18-1522	01-A0164	LAURA ANDERSON	REIMBURSEMENT FOR SUPPLIES	3/2018	201803277257	22.50
18-1545	01-A0164	LAURA ANDERSON	PER-DIEM FOR CONFERENCE	3/2018	201803297283	80.00
18-1333	01-K0061	NICHOLAS KITTLE	GOVERNMENT PERFORMANCE CONTRACT	3/2018	201803297291	8,000.00
18-0116	01-M0180	MUSTANG CHAMBER OF COMMERCE	CHAMBER LUNCHEONS	3/2018	14506	39.00
18-1211	01-M0180	MUSTANG CHAMBER OF COMMERCE	CHAMBER LUNCHEONS	3/2018	14506A	15.00
18-0714	01-P0099	PRINCIPAL LIFE INSURANCE	CORETIREE INSURANCE	4/2018	201803277225	290.00
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	60.00
18-0715	01-U0220	USAVISION, INC	RETIREE INSURANCE	4/2018	201803277223	11.50
18-1404	01-U0220	USAVISION, INC	RETIREE INSURANCE	4/2018	201803277224	70.00
18-0203	01-W0009	WORKERS ASSISTANCE PROGRAM	EMPLOYEE ASSISTANCE PROGRAM	4/2018	201803277221	398.72
DEPARTMENT TOTAL:						8,986.72
DEPARTMENT: 12 LIBRARY						
18-0317	01-B1023	BTAC ACQUISITION CORP.	ADULT FICTION	3/2018	5014915804	322.13
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	10.00
DEPARTMENT TOTAL:						332.13
DEPARTMENT: 13 PARKS AND RECREATION						
18-0002	01-A0114	PHIL & HELEN SCHUMINSKY	MUSSTORAGE SERVICES	4/2018	201803277222	98.00
18-1534	01-J0076	JAMES ENDECOTT	ROOM RENTAL REFUND	3/2018	201803287278	300.00
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	125.00
18-0505	01-V0050	CELLCO PARTNERSHIP	JET PACK & PHONE	3/2018	9803984148A	173.50
DEPARTMENT TOTAL:						696.50

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 15 GENERAL GOVERNMENT						
18-0002	01-A0114	PHIL & HELEN SCHUMINSKY	MUSSTORAGE SERVICES	4/2018	201803277222	133.00
18-1522	01-A0164	LAURA ANDERSON	REIMBURSEMENT FOR SUPPLIE	3/2018	201803277257	65.26
18-0075	01-C0278	COX COMMUNICATIONS, INC.	TELEPHONE/INTERNET	3/2018	201803277258	6,732.01
18-0094	01-F0078	DAIOHS USA, INC	COFFEE SERVICES	3/2018	207773	35.50
18-0011	01-K0053	KG HOLDINGS, LP	STAGE PAYBACK INCENTIVE	4/2018	201803277227	4,833.33
18-0010	01-K0127	KG SC HOLDINGS, LLC	CASH SAVER PAYBACK INCENT	4/2018	201803277244	5,000.00
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	3/2018	201803277260	257.14
18-0146	01-P1051	THE PITNEY BOWES BANK INC	BULK POSTAGE	3/2018	201803277264	3,973.72
18-0159	01-S0173	STANDLEY SYSTEMS, LLC	COPIER LEASE/USAGE	3/2018	823932	2,465.83
18-0156	01-S0306	SETH B SHAY	PEST CONTROL SERVICE	3/2018	201803277265	600.00
DEPARTMENT TOTAL:						24,095.79
DEPARTMENT: 16 TRANSFERS						
18-1114	01-L0045	LIMITED PURPOSE FUND	10% EXCESS OVER \$800,000.	4/2018	201803277232	7,000.00
18-0041	01-M0210	MUSTANG IMPROVEMENT	AUTHORISALES TAX TRANSFER	4/2018	201803277230	470,000.00
18-0045	01-S0205	STREET IMPROVEMENT FUND	TRANS. TO STREET IMPROV.	4/2018	201803277229	15,000.00
DEPARTMENT TOTAL:						492,000.00
DEPARTMENT: 18 TOWN CENTER						
18-0343	01-F0078	DAIOHS USA, INC	COFFEE & SUPPLIES	3/2018	207775	67.25
18-0567	01-P0055	PLUMBCO, INC	PLUMBING REPAIRS	3/2018	201803277262	350.00
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	25.00
18-1208	01-S1165	INTERLINE BRANDS, INC	JANITORIAL SUPPLIES	3/2018	432466233	1,289.95
DEPARTMENT TOTAL:						1,732.20
DEPARTMENT: 19 BALL COMPLEX						
18-1150	01-B0061	BEACON ATHLETICS, LLC	BASES, PLATES, BASE PLUGS	3/2018	483653	3,219.00
18-0737	01-B1019	BEN E. KEITH FOODS INC -	OKFOOD FOR CONCESSION	3/2018	63859718	1,306.51
18-1339	01-B1019	BEN E. KEITH FOODS INC -	OKFOOD FOR CONCESSION	3/2018	63860205	339.25
18-0231	01-F0078	DAIOHS USA, INC	DRINKS FOR CONCESSION	3/2018	207774	229.95
18-1344	01-I1119	STEPHENSON WHOLESALE CO,	INFOOD FOR CONCESSION	3/2018	6881862	292.91
18-1448	01-L0052	LOCKE SUPPLY CO	ZIP TIES	3/2018	33815980-00	734.44
18-1476	01-M0086	MOODY SCOREBOARDS, LLC	REPAIR TO SCOREBOARDS	3/2018	8036	352.50
18-1374	01-M0288	RAWLINGS SPORTING GOODS CO.	SOFBALLS FOR LEAGUE PLAY	3/2018	84661723	1,528.20
18-1525	01-O1159	JOE P. OGLSBY	SCHEDULING OF REFS	3/2018	201803277209	170.00
18-1486	01-P0055	PLUMBCO, INC	REPAIR @ SOFTBALL	3/2018	201803277263	2,440.00
18-1401	01-P0144	BOTTLING GROUP, LLC	DRINKS FOR CONCESSION	3/2018	31962255	222.86
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	60.00
18-0570	01-S1165	INTERLINE BRANDS, INC	CLEANING SUPPLIES	3/2018	431627330	1,568.16
18-1345	01-W0175	WARRIORS FOR FREEDOM	COINS FOR TROPHIES	3/2018	131432618	1,314.00
DEPARTMENT TOTAL:						13,777.78

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 20 AQUATICS						
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	20.00
DEPARTMENT TOTAL:						20.00
DEPARTMENT: 21 FINANCE						
18-0016	01-P8888	PITNEY BOWES GLOBAL FINANCISMART MAILER - U.B. BILLS		3/2018	3305685368	763.02
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	45.00
DEPARTMENT TOTAL:						808.02
DEPARTMENT: 31 COMMUNITY DEVELOPMENT						
18-1451	01-00096	OKLAHOMA UNIFORM BUILDING	CCOLLECTION OF STATE PERMI	3/2018	201803297279	332.00
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	75.00
18-1159	01-V0050	CELLCO PARTNERSHIP	CELL PHONE SERVICE	3/2018	9803984148C	177.41
DEPARTMENT TOTAL:						584.41
DEPARTMENT: 41 POLICE						
18-0052	01-A0122	ALLIANCE MAINTENANCE, INC	FACILITY CLEANING	3/2018	102049	75.00
18-0067	01-C0232	COPS PRODUCTS	BALLISTIC VEST REPLACEMEN	3/2018	20180728	710.00
18-1442	01-C0262	JONATHAN D. CARGILL, PHD,	IMMPI TEST FOR RESERVE OFF	3/2018	1	65.00
18-0066	01-C1118	GLOBAL BUSINESS, INC.	UNIFORM CLEANING	3/2018	201803277266	331.00
18-0097	01-F0078	DAIOHS USA, INC	COFFEE SERVICE	3/2018	207781	114.96
18-0095	01-F4474	FIRETROL PROTECTION SYSTEMS	ANNUAL FIRE SUPPRESSION	3/2018	100521870	1,245.50
18-1527	01-J0145	JOHNSON AUTO GLASS	REPLACE WINDOW GLASS	3/2018	950448	235.00
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	745.00
18-0166	01-V0050	CELLCO PARTNERSHIP	MOBILE DATA TERMINAL USAG	3/2018	9803984148	30.05
DEPARTMENT TOTAL:						3,551.51
DEPARTMENT: 42 ANIMAL WELFARE						
18-1533	01-00214	OK ANIMAL CONTROL ASSOC.	REGISTRATION FEE FOR TRAI	3/2018	201803287275	175.00
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	10.00
18-0166	01-V0050	CELLCO PARTNERSHIP	MOBILE DATA TERMINAL USAG	3/2018	9803984148	87.25
DEPARTMENT TOTAL:						272.25

FUND: 01 - GENERAL FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 51 FIRE						
18-1421	01-A0039	A.S.C. INC.	VEHICLE REPAIR & MAINT.	3/2018	79769A	28.34
18-1422	01-A0110	ALL SEASON BUILDING SUPPLY	BUILDING REPAIR & MAINT.	3/2018	136902	47.98
18-0604	01-A0133	AMERICAN TEST CENTER, INC	VISUAL INSPECTION, LOAD T	3/2018	2180596	550.00
18-1416	01-B0211	ACROSS THE STREET PRODUCTION	BLUE CARD INSTRUCTOR TRAI	3/2018	12-5981	9,000.00
18-1270	01-C0065	CASCO INDUSTRIES, INC.	UPGRADE BUNKER GEAR	3/2018	192648	654.00
18-1481	01-C0065	CASCO INDUSTRIES, INC.	PIKE POLES	3/2018	192902	156.00
18-0188	01-G0040	GENTRY SERVICE & REPAIR, IN	SERVICE AIR & HEATING SYS	3/2018	3141	400.00
18-1495	01-G0040	GENTRY SERVICE & REPAIR, IN	REPLACE CONDENSOR FAN	3/2018	180216	500.00
18-1305	01-G0195	GUEST SERVICES	MEAL TICKETS FOR NFA	3/2018	194763	335.72
18-1519	01-H1016	CARL HICKMAN	REIMBURSEMENT FOR HEALTH	3/2018	201803277259	50.00
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	3/2018	201803277260	426.58
18-1420	01-O0025	O'REILLY AUTOMOTIVE STORES,	VEHICLE REPAIR & MAINT.	3/2018	0309-251718	24.59
18-0018	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277246	890.00
18-1433	01-R0130	RONALD J. BRIGHT	E4 SIR SYSTEM/BRAKE REPAI	3/2018	1005	668.33
18-1528	01-R0146	ROGUE COMP. AUTOMOTIVE INC.	REPAIR TO SQUAD 1	3/2018	4736	350.45

DEPARTMENT TOTAL: 14,081.99

FUND TOTAL: 578,021.40

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FUND: 05 - PARK IMPROVEMENT

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 00		ADMINISTRATION				
18-1455	01-C0193	CHRIS BROMLOW	NEW PARK SIGNS	3/2018	7282	3,625.00
DEPARTMENT TOTAL:						3,625.00
FUND TOTAL:						3,625.00

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PURCHASE ORDER CLAIM REGISTER

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FUND: 07 - LIBRARY FUND

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 07		ADMINISTRATION				
18-1547	01-E0082	ENVISIONWARE, INC.	SUBSCRIPTION RENEWAL	3/2018	inv-us-35022	725.00
DEPARTMENT TOTAL:						725.00
FUND TOTAL:						725.00

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FUND: 11 - PARK & REC DONATION

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 00 ADMINISTRATION						
18-1130	01-W0020	WALMART COMMUNITY BRC	SUPPLIES FOR EVENTS	3/2018	201803297292	743.80
DEPARTMENT TOTAL:						743.80
FUND TOTAL:						743.80

FUND: 14 - STREET/DRAINAGE IMP

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 14 ADMINISTRATION						
18-0122	01-M0188	MESHEK & ASSOCIATES	ENGINEERING FEES	3/2018	5212	4,155.00
DEPARTMENT TOTAL:						4,155.00
FUND TOTAL:						4,155.00

FUND: 15 - PERSONAL SERVICE - 10% EX

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 41 POLICE						
18-0101	01-G0030	GENERAL FUND	TRANSFER 10% P.S.-POLICE	4/2018	201803277237	10,400.00
DEPARTMENT TOTAL:						10,400.00
DEPARTMENT: 51 FIRE						
18-0102	01-G0030	GENERAL FUND	TRANSFER 10% P.S.-FIRE	4/2018	201803277236	10,400.00
DEPARTMENT TOTAL:						10,400.00
FUND TOTAL:						20,800.00

FUND: 39 - LIMITED PURPOSE

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 18 TOWN CENTER						
18-1241	01-B0220	BREWER CARPET AND DESIGN	CECARPET FOR CONFERENCE CEN	3/2018	CG815956A	9,757.20
18-1452	01-B0220	BREWER CARPET AND DESIGN	CEADDITIONAL FUNDS FOR CARP	3/2018	CG815956	3,394.25
18-1242	01-M0270	KAHLE MAYFIELD	PAINT HALLWAY, RESTROOMS	3/2018	6005-2	5,800.00
18-1456	01-M0270	KAHLE MAYFIELD	PAINTING @ T.C.	3/2018	6005-2A	964.00
18-1337	01-T0109	TREY DENNIS WINDOW TINTING	WINDOW TINTING	3/2018	201803277267	2,766.75
DEPARTMENT TOTAL:						22,682.20
DEPARTMENT: 41 POLICE						
18-0687	01-S1002	STERLING J. BEECROFT, LLC	CHANGE LIGHT SWITCHES	3/2018	3459	1,380.00
DEPARTMENT TOTAL:						1,380.00
DEPARTMENT: 61 STREETS						
18-1069	01-E0081	ELITE BUILDING CONCEPTS LLC	INSTALLATION OF METAL BUI	3/2018	201803297293	14,985.00
DEPARTMENT TOTAL:						14,985.00
FUND TOTAL:						39,047.20

FUND: 69 - RISK MANAGEMENT

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 00 ADMINISTRATION						
18-1515	01-C1180	COMMUNITY HOSPITAL LLC	WORKERS COMP CLAIM	3/2018	201803277247	5,198.26
18-1541	01-C1180	COMMUNITY HOSPITAL LLC	WORKERS COMP CLAIM	3/2018	201803297286	1,993.30
18-1538	01-D0147	DIAGNOSTIC LABORATORY OF OK	WORKERS COMP CLAIM	3/2018	201803297280	117.23
18-1512	01-E0007	EMERGENCY PHYSICIANS OF MID	WORKERS COMP CLAIM	3/2018	201803277248	814.74
18-1542	01-E0007	EMERGENCY PHYSICIANS OF MID	WORKERS COMP CLAIM	3/2018	201803297285	88.73
18-1517	01-E0109	EAGLE PARTNERS, PLLC	WORKERS COMP CLAIM	3/2018	201803277249	195.96
18-1544	01-I1030	INTEGRIS CANADIAN VALLEY RE	WORKERS COMP CLAIM	3/2018	201803297284	3,245.84
18-1508	01-M0240	HEALTHSMART BENEFITS SOLUTI	WORKERS COMP CLAIM	3/2018	201803277250	1,040.00
18-1514	01-M0267	MEDICAL CLAIMS REVIEW SERV	MEDICAL BILL AUDIT FEE	3/2018	201803277251	566.75
18-1513	01-M1044	MODERN MEDICAL, INC	WORKERS COMP CLAIM	3/2018	201803277252	752.63
18-1536	01-M1044	MODERN MEDICAL, INC	WORKERS COMP CLAIM	3/2018	201803297289	884.05
18-1539	01-M1800	MATRIX HEALTHCARE SERVICES	WORKERS COMP CLAIM	3/2018	201803297281	142.86
18-1509	01-O1060	OKLAHOMA SPORTS & ORTHOPEDI	WORKERS COMP CLAIM	3/2018	201803277253	159.09
18-1537	01-R0019	RADIOLOGY ASSOCIATES, LLC	WORKERS COMP CLAIM	3/2018	201803297288	17.64
18-1510	01-S0255	SSM HEALTH CARE OF OKLAHOMA	WORKERS COMP CLAIM	3/2018	201803277254	2,670.71
18-1543	01-S0255	SSM HEALTH CARE OF OKLAHOMA	WORKERS COMP CLAIM	3/2018	201803297282	1,974.48
18-1516	01-T024	THE PHYSICIANS GROUP LLC	WORKERS COMP CLAIM	4/2018	201803277255	3,344.18
18-1540	01-T024	THE PHYSICIANS GROUP LLC	WORKERS COMP CLAIM	3/2018	201803297287	91.76
18-1511	01-V0106	VALIR OUTPATIENT CLINICS MA	WORKERS COMP CLAIM	3/2018	201803277256	95.96
DEPARTMENT TOTAL:						23,394.17
FUND TOTAL:						23,394.17
GRAND TOTAL:						1,556,942.18

March 2018 VISA

<u>DEPT</u>		
511	CITY MANAGER	\$ 100.00
512	LIBRARY	\$ 4,000.00
513	PARKS & RECREATION	\$ 5,000.00
515	GENERAL GOVERNMENT	\$ 4,000.00
518	TOWN CENTER	\$ 3,000.00
521	FINANCE	\$ 1,000.00
531	COMM. DEV.	\$ 1,000.00
541	POLICE	\$ 3,500.00
551	FIRE	\$ 3,000.00
TOTAL		\$ 24,600.00

March 2018 PAYROLL

<u>DEPT</u>		
501	CITY ATTORNEY	\$ 29,618.62
511	CITY MANAGER	\$ 50,230.19
512	LIBRARY	\$ 38,727.40
513	PARKS & RECREATION	\$ 103,890.04
518	TOWN CENTER	\$ 22,327.20
519	BALL COMPLEX	\$ 44,948.13
520	AQUATICS	\$ 10,650.16
521	FINANCE	\$ 60,466.45
531	COMMUNITY DEVELOPMENT	\$ 50,073.58
541	POLICE	\$ 305,878.91
542	ANIMAL CONTROL	\$ 9,010.87
543	OHIO GRANT	\$ 2,087.96
551	FIRE	\$ 186,255.05
TOTAL		\$ 914,164.56

CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. **ITEM NO.** F-3
2. **DATE:** April 3, 2018
3. **TITLE:** Approval to turn past due utility accounts over to the collection agency
4. **COUNCIL ACTION:** Approve or Deny
5. **INITIATOR:** Janet Watts, Finance Director
6. **BACKGROUND:** The attached utility accounts are past due and need to be sent to collections. Total balance is \$3,289.08 excluding collection agency fees.
7. **STAFF SOURCE:** Janet Watts, Finance Director
8. **FINANCIAL IMPACT:** Bad debt write-off of \$3,289.08
9. **STAFF COMMENTS:** Recommends turning accounts over to collections.
10. **CITY ATTORNEY'S COMMENTS:**
11. **RESOLUTION/ORDINANCE NO.** N/A

JANA FERRELL - COLLECTIONS

04/03/2018

ACCOUNT NUMBER	NAME	SERVICE ADDRESS	MAILING ADDRESS	BALANCE	AGENCY FEE	TOTAL FEE
22-0191-07	BAHAMA BEACH	527 E SH 152 MUSTANG, OK 73064	527 E SH 152 MUSTANG, OK 73064	\$ 126.68	\$ 44.34	\$ 171.02
START DATE:						
FINAL DATE:						
15-0181-06	BAKER, CONSTANCE & WESLEY	637 E KATELYN LN MUSTANG, OK 73064	637 E KATELYN LN MUSTANG, OK 73064	\$ 561.59	\$ 196.56	\$ 758.15
START DATE:						
FINAL DATE:						
05-0140-04	CARROLL, DARREN	1219 W HUNTINGTON WAY MUSTANG, OK 73064	2715 ROBIN HOOD PL DURANT, OK 74701-1845	\$ 136.32	\$ 47.71	\$ 184.03
START DATE:						
FINAL DATE:						
05-0352-03	DINSMORE, TODD & KIM	765 W WINDMILL COURT WAY MUSTANG, OK 73064	765 W WINDMILL COURT WAY MUSTANG, OK 73064	\$ 137.82	\$ 48.24	\$ 186.06
START DATE:						
FINAL DATE:						
17-057-01	GIBBONS, VICKIE	537 E ELDER LN MUSTANG, OK 73064	3005 CROCKETT AVE SNYDER, TX 79549	\$ 460.35	\$ 161.12	\$ 621.47
START DATE:						
FINAL DATE:						
14-0089-15	GIBSON, ANTHONY AARON	207 E DOWDEN LN MUSTANG, OK 73064	207 E DOWDEN LN MUSTANG, OK 73064	\$ 300.11	\$ 105.04	\$ 405.15
START DATE:						
FINAL DATE:						
09-0066-17	GIBSON, MASON	512 W PERRY DR MUSTANG, OK 73064	512 W PERRY DR MUSTANG, OK 73064	\$ 183.21	\$ 64.12	\$ 247.33
START DATE:						
FINAL DATE:						
06-0028-03	HILGER, TERA	922 W RIDGECREST WAY MUSTANG, OK 73064	922 W RIDGECREST WAY MUSTANG, OK 73064	\$ 199.75	\$ 69.91	\$ 269.66
START DATE:						
FINAL DATE:						
22-0372-08	JOHNSON, MONICA	305 S CHANDA LN MUSTANG, OK 73064	PO BOX 1721 MUSTANG, OK 73064	\$ 155.62	\$ 54.47	\$ 210.09
START DATE:						
FINAL DATE:						
09-0068-10	LAGRANGE, JOSHUAH & LATASHA	507 W DOWDEN DR MUSTANG, OK 73064	507 W DOWDEN DR MUSTANG, OK 73064	\$ 243.48	\$ 85.22	\$ 328.70
START DATE:						
FINAL DATE:						
17-0048-04	LEDET, JEAN	319 E HILLCREST LN MUSTANG, OK 73064	333 NW 5TH #2103 OKC, OK 73102	\$ 34.27	\$ 11.99	\$ 46.26
START DATE:						
FINAL DATE:						
07-0030-10	LEE, RACHEL	745 W SHEPHERD DR MUSTANG, OK 73064	745 W SHEPHERD DR MUSTANG, OK 73064	\$ 264.30	\$ 92.51	\$ 356.81
START DATE:						
FINAL DATE:						
09-0259-05	POPPELL, LORI	805 W PERRY DR MUSTANG, OK 73064	805 W PERRY DR MUSTANG, OK 73064	\$ 91.25	\$ 31.94	\$ 123.19
START DATE:						
FINAL DATE:						
05-0148-10	RAMOS, NICHOLAS	1236 W HUNTINGTON WAY MUSTANG, OK 73064	1236 W HUNTINGTON WAY #5 MUSTANG, OK 73064	\$ 70.95	\$ 24.83	\$ 95.78
START DATE:						
FINAL DATE:						
18-0565-00	SHEPPERD & SONS CONSTRUCTION	224 E HIGHLINE LN MUSTANG, OK 73064	PO BOX 939 MUSTANG, OK 73064	\$ 239.12	\$ 83.69	\$ 322.81
START DATE:						
FINAL DATE:						
23-0894-01	STEER, LLOYD	530 W PINE ROSE CT WAY MUSTANG, OK 73064	PO BOX 1254 MUSTANG, OK 73064	\$ 33.78	\$ 11.82	\$ 45.60
START DATE:						
FINAL DATE:						
17-0018-17	YOUNG, JESSICA	301 E FOREST LN MUSTANG, OK 73064	1029 MEADOWVALE DR MIDWEST CITY, OK 73110	\$ 50.48	\$ 17.67	\$ 68.15
START DATE:						
FINAL DATE:						

ACCOUNTS: 17

TOTALS: \$ 3,289.08 \$ 1,151.18 \$ 4,440.26

CITY OF MUSTANG
AGENDA ITEM COMMENTARY

1. ITEM NO. F-4
2. MEETING DATE: April 3, 2018
3. TITLE: Approval to turn past due library accounts over to collection agency.
4. COUNCIL ACTION: Approve/Deny
5. INITIATOR: Janet Watts, Finance Director
6. BACKGROUND:
The attached library accounts are past due and need to be sent to collections.
The total balance is \$1,029.53 excluding collection agency fees.
7. FINANCIAL IMPACT:
Inventory loss of \$1,029.53
8. STAFF COMMENTS: Recommend Approval
9. STAFF SOURCE: Julie Slupe, Library Director
10. CITY ATTORNEY COMMENTS:
11. RESOLUTION/ORDINANCE NO. N/A

Council Copy
Accounts Sent to Collections
for MARCH, 2018

	A	B	C	D	E
1	Acct #	NAME/RESPONSIBLE PARTY	CITY, STATE, ZIP	BOOK BALANCE	
2	0072631	Rhiannon Aspen Baker	Yukon, OK 73099	\$103.76	
3	0072796	Morgan E. Bowling	Yukon, OK 73099	\$76.69	
4	0072902	Brandon Leon Buckman	Tuttle, OK 73089	\$218.32	
5	0072949	Jennifer Nichole Hardwick	Mustang, OK 73064	\$111.20	
6	0072874	Sierra R. Latham	Oklahoma City, OK 73128	\$76.91	
7	0072892	Dion L. Moore	Yukon, OK 73099	\$53.97	
8	0071632	Susan I. States	Mustang, OK 73064	\$106.88	
9	0024119	Elizabeth Torres	Mustang, OK 73064	\$88.96	
10	0073068	Kirstin Williams	Minco, OK 73059	\$77.94	
11	0071359	Elizabeth A. Gaddy-Baker	Mustang, OK 73064	\$59.93	
12	0073021	Heather A. Gonzalez	Mustang, OK 73064	\$54.97	
13					
14					
15					
16			TOTAL FOR INDIVIDUALS	\$1,029.53	
17					
18			TOTAL FOR ILL	0.00	
19					
20			OVERALL TOTAL	1,029.53	
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					
32					
33					
34					

CITY OF MUSTANG
AGENDA ITEM COMMENTARY

1. ITEM NO. F-5

2. MEETING DATE: April 3, 2018

3. TITLE:

Discussion, Consideration and Possible Action to Approve Resolution No. 18-036 for a Budget Supplemental in the General Fund for the Fiscal Year 2017-2018.

4. COUNCIL ACTION: Approve/Deny

5. INITIATOR: Janet Watts, Finance Director

6. BACKGROUND:

The Fire Department received \$4,907 from Oklahoma Municipal Assurance Group (OMAG) due to fire equipment damages on Engine 4 (house fire on February 16, 2018).

A supplemental appropriation to increase the General Fund in the amount of \$4,907 to be appropriated in fiscal year 2018.

7. FINANCIAL IMPACT:

8. STAFF COMMENTS:

9. STAFF SOURCE: Craig Carruth, Fire Chief

10. ORDINANCE / RESOLUTION NO. 18-036

RESOLUTION NO. 18-036

A RESOLUTION TO MAKE CHANGES IN THE GENERAL FUND BUDGET BY MAKING A SUPPLEMENTAL APPROPRIATION TO INCREASE THE 2017-2018 FISCAL YEAR BUDGET BY \$4,907.

WHEREAS, the Fire Department received \$4,907 from Oklahoma Municipal Assurance Group (OMAG) due to fire equipment damages on Engine 4 (house fire on February 16, 2018);

WHEREAS, the Council desires to appropriate funds;

NOW THEREFORE, BE IT RESOLVED, by the Council that the following supplemental appropriation be made:

SUPPLEMENTAL APPROPRIATION

Revenues:	
Insurance Reimbursement (01-45194)	\$ 4,907
Expenditures:	
Vehicle Equipment/Maintenance (01-551-5621)	<u>\$ 4,907</u>
Total	<u>\$ 4,907</u>

This is to certify that the above and foregoing Resolution was dully **ADOPTED** and **APPROVED** by the Mayor and City Council on this **3rd** day of **April 2018**.

Mayor

ATTEST:

City Clerk

CITY OF MUSTANG
AGENDA ITEM COMMENTARY

1. ITEM NO. F-6

2. MEETING DATE: April 3, 2018

3. TITLE:

Discussion, Consideration and Possible Action to Approve Resolution No. 18-038 for a Budget Supplemental in the Library Fund for the Fiscal Year 2017-2018.

4. COUNCIL ACTION: Approve/Deny

5. INITIATOR: Janet Watts, Finance Director

6. BACKGROUND:

The Library Department received \$19,590 from the Canadian County Educational Facilities Authority for fiscal year 2018. This portion represents the funding for The Library Coalition and will be used towards staffing.

A supplemental appropriation to increase the Library Fund in the amount of \$19,590 to be appropriated in fiscal year 2018.

7. FINANCIAL IMPACT:

8. STAFF COMMENTS:

9. STAFF SOURCE: Julie Slupe, Library Director

10. ORDINANCE /RESOLUTION NO. 18-038

RESOLUTION NO. 18-038

A RESOLUTION TO MAKE CHANGES IN THE LIBRARY FUND BUDGET BY MAKING A SUPPLEMENTAL APPROPRIATION TO INCREASE THE 2017-2018 FISCAL YEAR BUDGET BY \$19,590.

WHEREAS, The Library Department received \$19,590 from the Canadian County Educational Facilities Authority for fiscal year 2018. This portion represents the funding for The Library Coalition and will be used towards staffing;

WHEREAS, the Council desires to appropriate funds;

NOW THEREFORE, BE IT RESOLVED, by the Council that the following supplemental appropriation be made:

SUPPLEMENTAL APPROPRIATION

Revenues:	
Grants (07-45111)	\$19,590
Expenditures:	
Grant – Misc. (07-507-5611)	\$10,290
Transfer (07-507-5601)	<u>9,300</u>
Total	<u>\$19,590</u>

This is to certify that the above and foregoing Resolution was dully **ADOPTED** and **APPROVED** by the Mayor and City Council this **3rd** day of **April 2018**.

Mayor

ATTEST:

City Clerk

City of Mustang
City Council
Agenda Item Commentary

1. ITEM NO. F-7

2. MEETING DATE: April 3, 2018

3. TITLE: Approval of Resolution No. 18-037, Directing Filing and Notification of the Publication of the 2018 Supplement to the Mustang Municipal Code.

4. COUNCIL ACTION: Approve/Deny

5. INITIATOR: Lisa Martin, City Clerk

6. BACKGROUND: Supplements to the Municipal Code Book have been prepared by Municipal Code Corporation and as stated in the Resolution, the City is required to adopt a Resolution notifying the public of the publication of its supplements to the code and to file a copy of the Resolution in the Office of the County Clerk. Also, file one copy of the supplement to the code and one copy of the Resolution to the Law Library of Canadian County.

7. FINANCIAL IMPACT:

8. STAFF COMMENTS: _____

9. STAFF SOURCE: Lisa Martin, City Clerk

10. RESOLUTION / **18-037**

RESOLUTION NO. 18-037

A RESOLUTION DIRECTING FILING AND NOTIFICATION OF THE PUBLICATION OF THE 2018 SUPPLEMENT TO THE MUSTANG CITY CODE.

WHEREAS, the City of Mustang has contracted with the Municipal Code Corporation to prepare the 2018 Supplements to the City's Code of Ordinances containing all ordinances adopted by the City to the date of such supplements; and

WHEREAS, the City is required to publish its supplements and code of compiled penal ordinances and to deposit a copy with the County Law Library pursuant to Sections 14-109 and 14-110 of Title 11 of the Oklahoma Statutes; and

WHEREAS, the City is required to adopt a resolution notifying the public of the publication of its supplements to the code pursuant to Section 14-110 of Title 11 of the Oklahoma Statutes and to file a copy of the Resolution in the Office of the County Clerk;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSTANG:

THAT, the public is hereby notified of the publication of the 2018 Supplement to the City's Code of Ordinances and that copies of the Code as Supplemented are available for review in the Office of the City Clerk; and

THAT, the City Clerk shall cause one copy of this Resolution and one copy of Supplements to the code to be filed with the Law Library of Canadian County; and

THAT, the City Clerk shall keep at least three (3) copies of the Mustang Code of Ordinances as supplemented in the Office of the City Clerk for public use, inspection and examination.

ADOPTED this 3rd day of April, 2018, by the City Council of the City of Mustang.

Jay Adams, Mayor

Attest:

Lisa Martin, City Clerk

CITY OF MUSTANG
AGENDA COMMENTARY

1. ITEM: F-8
2. MEETING DATE: March 6, 2018
3. TITLE: Approval of Interlocal Agreement between the City of Mustang and the Board of County Commissioners of Canadian County
4. COUNCIL ACTION: Approve/Deny
5. INITIATOR: Justin Battles, Assistant City Manager
6. BACKGROUND:

The attached agreement allows the County to assist with drainage repairs located at the Mustang Rodeo Grounds. Currently the drainage ditch has eroded some of the bank on the west side. The County will assist in repairing the space which will provide more stability and room for bleachers in the future.
7. FINANCIAL IMPACT: N/A
8. STAFF'S COMMENTS: Staff recommends approval.
9. STAFF SOURCE: Justin Battles, Assistant City Manager

OFFICE OF
County Commissioners

201 N. CHOCTAW
CANADIAN COUNTY, OKLAHOMA
EL RENO, OKLAHOMA 73036

Marc Hader, District No. 1
David Anderson, District No. 2
Jack Stewart, District No. 3

County Commissioners Office Phone
(405) 262-1070, Ext. 6200
(405) 422-2429 FAX

INTERLOCAL AGREEMENT

This Agreement is by and between the Board of County Commissioners of Canadian County, Oklahoma, hereinafter referred to as "County", and the City of Mustang, Oklahoma, hereinafter referred to as "City".

Pursuant to Title 74 O.S.A. Chapter 31 Section 1008, the governing Boards of Canadian County and the City of Mustang find that it is to the mutual benefit of the citizens of both the City and the County to enter into an Interlocal Cooperation Agreement pertaining to improving the drainage at the rodeo grounds located at Curtis Park in Mustang.

WHEREFORE, in mutual consideration, the parties hereto agree as follows:

1. The County will provide labor and equipment to perform the work necessary to re-align the creek on the east side of the rodeo grounds in order to create an acceptable space for larger bleachers to be installed.
2. The County will contact "OKIE" before excavation begins in order to locate all utilities that may be in conflict with the project.
3. Bleachers and any other materials the City considers necessary to complete the project shall be at the expense of the City.
4. Any engineering required for the joint project shall be the sole responsibility of the City.
5. This Agreement shall terminate June 30, 2018 and can be renewed next fiscal year by both parties, if needed.
6. Canadian County and the City of Mustang shall not be responsible or liable for the acts or omissions of the other.

STATE OF OKLAHOMA
CANADIAN COUNTY
FILED OR RECORDED

MAR 26 2018

SHERRY MURRAY
COUNTY CLERK

180205



Approved by the Board of County Commissioners, Canadian County this 26th day of march, 2018.

BOARD OF COUNTY COMMISSIONERS
CANADIAN COUNTY, OKLAHOMA

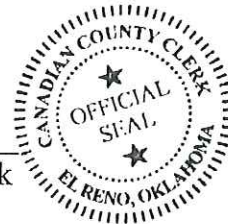
David Anderson
David Anderson-- Member

Marc Hader
Marc Hader--- Member

Jack Stewart
Jack Stewart--- Chairman

ATTEST:

Sherry Murray
Sherry Murray---County Clerk



APPROVED as to form and legality this _____ day of _____ 2018.

Tommy Humphries
Tommy Humphries, Assistant District Attorney.

APPROVED by the Mayor and Council of the City of Mustang this _____ day of _____, 2018.

Jay Adams, Mayor

ATTEST:

Clerk

CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. F-9

2. MEETING DATE: April 3, 2018

3. TITLE: Department of Environmental Quality Permit to Construct Water Lines and Appurtenances – Hunter's Springs Addition, Phase 2.

4. COUNCIL ACTION: Acknowledgement of Receipt of DEQ Permit No. WL000009180111, to Construct Water Lines for Hunter's Springs Addition, Phase 2.

5. INITIATOR: Community Development Department

COMMENTS & FACTS: As part of the development of Hunter's Springs Addition, Phase 2, plans for water lines and appurtenances as approved by the city engineer were submitted to the Department of Environmental Quality. The plans were approved by DEQ on February 26, 2018.

The Department of Environmental Quality requests that the City Council acknowledge receipt of the Permit, which will thereby become part of the permanent public record.

7. FINANCIAL IMPACT: None

8. STAFF COMMENTS: Staff recommends acceptance.

9. STAFF SOURCE: Melissa Helsel, Community Development Director

10. CITY ATTORNEY'S COMMENTS:

11. RESOLUTION/ORDINANCE NO. _____



SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

February 26, 2018

Melissa A. Helsel, Director
Community Development Departments
City of Mustang
1501 N. Mustang Road
Mustang, Oklahoma 73064

Re: Permit No.: WL000009180111
Hunter's Springs Addition
Phase II Water Line Extension Project
PWSID No.: 2000922

Dear Ms. Helsel:

Enclosed is Permit No.: WL000009180111 for the construction of approximately 1,025 L. F. of six (6) inch and 3,330 L. F. of eight (8) inch water lines and appurtenances to serve the City of Mustang Hunter's Springs Addition Phase II Water Line Extension Project, Canadian County, Oklahoma.

The project authorized by this permit should be constructed in accordance with the plans approved by this Department on February 26, 2018. Any deviations from the approved plans and specifications affecting capacity, flow or operation of units must be approved, in writing, by the Department before changes are made.

Receipt of this permit should be noted in the minutes of the next regular meeting of the City of Mustang, after which it should be made a matter of permanent record.

We are returning two (2) set of the approved plans to you, one (1) set to your engineer and retaining one (1) set for our files.

Respectfully,

A handwritten signature in black ink, appearing to read "Robert B. Walker", is written over a horizontal line.

Robert B. Walker
Construction Permit Section
Water Quality Division

RBW/RC/ag

Enclosure

c: Bruce Vande Lune, R. S., Regional Manager, DEQ
Brad Reid, P. E., Crafton Tull, Inc.
Oklahoma City DEQ Office





SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

PERMIT NO.: WL000009180111

WATER LINES

PWSID NO.: 2000922

PERMIT TO CONSTRUCT

February 26, 2018

Pursuant to O.S. 27A 2-6-304, the City of Mustang is hereby granted this Tier I Permit to construct approximately 1,025 L. F. of six (6) inch and 3,330 L. F. of eight (8) inch water lines and appurtenances to serve the City of Mustang Hunter's Springs Addition Phase II Water Line Extension Project, located in part of NE-1/4 of Section 30, T-11-N, R-5-W, I. M., Canadian County, Oklahoma, in accordance with the plans approved on February 26, 2018.

By acceptance of this permit, the permittee agrees to operate and maintain the facility in accordance with the Public Water Supply Operation rules (OAC 252:631) and to comply with the State Certification laws, Title 59, Section 1101-1116 O.S. and the rules and regulations adopted thereunder regarding the requirements for certified operators.

This permit is issued subject to the following provisions and conditions.

- 1) Based on review of the submitted limited hydraulic information, this water line design is deemed adequate to provide the 2015 International Fire Code (IFC) Appendix B, Table B105.1(1) minimum fire flow of 1,000-gpm for proposed residential housing with a fire surface area of not greater than 3,600-ft.
- 2) That the recipient of the permit is responsible that the project receives supervision and inspection by competent and qualified personnel.
- 3) That construction of all phases of the project will be started within one year of the date of approval or the phases not under construction will be resubmitted for approval as a new project.
- 4) That no significant information necessary for a proper evaluation of the project has been omitted, or invalid information has been presented in applying for the permit.
- 5) That the Oklahoma Department of Environmental Quality shall be kept informed on occurrences which may affect the eventual performance of the works or that will unduly delay the progress of the project.
- 6) That before placing this facility into service, at least two samples of the water, taken on different days, shall be tested for bacteria to show that it is safe for drinking purposes.
- 7) That any deviations from approved plans or specifications affecting capacity, flow or operation of units must be approved by the Department before any such deviations are made in the construction of this project.

Page 1 of 2





SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

PERMIT NO.: WL000009180111

WATER LINES

PWSID NO.: 2000922

PERMIT TO CONSTRUCT

- 8) That the recipient of the permit is responsible for the continued operation and maintenance of these facilities in accordance with rules and regulations adopted by the Environmental Quality Board, and that this Department will be notified in writing of any sale or transfer of ownership of these facilities.
- 9) The issuance of this permit does not relieve the responsible parties of any obligations or liabilities which the permittee may be under pursuant to prior enforcement action taken by the Department.
- 10) That the permittee is required to inform the developer/builder that a DEQ Storm Water Construction Permit is required for a construction site that will disturb one (1) acre or more in accordance with OPDES, 27A O.S. Section 2-6-201 *et seq.* For information or a copy of the GENERAL PERMIT (OKR10) FOR STORM WATER DISCHARGES FROM CONSTRUCTION ACTIVITIES, Notice of Intent (NOI) form, Notice of Termination (NOT) form, or guidance on preparation of a Pollution Prevention Plan, contact the Storm Water Unit of the Water Quality Division at P.O. Box 1677, Oklahoma City, OK 73101-1677 or by phone at (405) 702-8100.
- 11) That any notations or changes recorded on the official set of plans and specifications in the Oklahoma Department of Environmental Quality files shall be part of the plans as approved.
- 12) That whenever plastic pipe is approved and used for potable water, it shall bear the seal of the National Sanitation Foundation and meet the appropriate commercial standards.
- 13) That when it is impossible to obtain proper 10-foot horizontal and 2-foot vertical separation between water and sewer lines as stipulated in Public Water Supply Construction Standards OAC 252:626-19-2(h)(1) and OAC 252:626-19-2(h)(2), respectively, design and construct the sewer line pipe equal to water line pipe and pressure tested to ensure adequate tightness of joints adjacent to the water line, in accordance with OAC 252:626-19-2(h)(3).

Failure to appeal the conditions of this permit in writing within 30 days from the date of issue will constitute acceptance of the permit and all conditions and provisions.

Rocky Chen, P.E., Engineering Manager, Construction Permit Section
Water Quality Division



CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. F-10

2. MEETING DATE: April 3, 2018

3. TITLE: Department of Environmental Quality Permit to Construct Sewer Lines and Appurtenances – Hunter's Springs Addition, Phase 2.

4. COUNCIL ACTION: Acknowledgement of Receipt of DEQ Permit No. SL000009180112, to Construct Sewer Line for Hunter's Springs Addition, Phase 2.

5. INITIATOR: Community Development Department

COMMENTS & FACTS: As part of the development of Hunter's Springs Addition, Phase 2, plans for sewer lines and appurtenances as approved by the city engineer were submitted to the Department of Environmental Quality. The plans were approved by DEQ on February 23, 2018.

The Department of Environmental Quality requests that the City Council acknowledge receipt of the Permit, which will thereby become part of the permanent public record.

7. FINANCIAL IMPACT: None

8. STAFF COMMENTS: Staff recommends acceptance.

9. STAFF SOURCE: Melissa Helsel, Community Development Director

10. CITY ATTORNEY'S COMMENTS:

11. RESOLUTION/ORDINANCE NO. _____



SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

February 23, 2018

Melissa A. Helsel, Director
Community Development Department
City of Mustang
1501 N. Mustang Road
Mustang, Oklahoma 73064

Re: Permit No.: SL000009180112
Hunter's Springs Addition Phase II
Sewer Line Extension Project
Facility No.: S-23543

Dear Ms. Helsel:

Enclosed is Permit No.: SL000009180112 for the construction of approximately 4,300 L. F. of eight (8) inch sewer lines and appurtenances to serve the City of Mustang Hunter's Springs Addition Phase II Sewer Line Extension Project, Canadian County, Oklahoma.

The project authorized by this permit should be constructed in accordance with the plans approved by this Department on February 23, 2018. Any deviations from the approved plans and specifications affecting capacity, flow, or operation of units must be approved, in writing, by the Department before changes are made.

Receipt of this permit should be noted in the minutes of the next regular meeting of the City of Mustang, after which it should be made a matter of permanent record.

We are returning two (2) set of the approved plans to you, one (1) set to your engineer and retaining one (1) set for our files.

Respectfully,

A handwritten signature in black ink, appearing to read "Robert B. Walker", is written over a horizontal line.

Robert B. Walker
Construction Permit Section
Water Quality Division

RBW/RC/ag

Enclosure

c: Bruce Vande Lune, Regional Manager, DEQ
Brad Reid, P. E., Crafton Tull, Inc.
Oklahoma City DEQ Office





SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

PERMIT NO.: SL000009180112

SEWER LINES

FACILITY NO.: S-23543

PERMIT TO CONSTRUCT

February 23, 2018

Pursuant to O.S. 27A 2-6-304, the City of Mustang is hereby granted this Tier I Permit to construct approximately 4,300 L. F. of eight (8) inch sewer lines and appurtenances to serve the City of Mustang Hunter's Springs Addition Phase II Sewer Line Extension Project, located in part of NE-1/4 of Section 30, T-11-N, R-5-W, I. M., Canadian County, Oklahoma, in accordance with the plans approved on February 23, 2018.

By acceptance of this permit, the permittee agrees to operate and maintain the facilities in accordance with the "Oklahoma Pollutant Discharge Elimination System Standards - OPDES" (OAC 252:606) rules and to comply with the state certification laws, Title 59, Section 1101-1116 O.S. and the rules and regulations adopted thereunder regarding the requirements for certified operators.

This permit is issued subject to the following provisions and conditions.

- 1) That the recipient of the permit is responsible that the project receives supervision and inspection by competent and qualified personnel.
- 2) That construction of all phases of the project will be started within one year of the date of approval or the phases not under construction will be resubmitted for approval as a new project.
- 3) That no significant information necessary for a proper evaluation of the project has been omitted, or invalid information has been presented in applying for the permit.
- 4) That tests will be conducted as necessary to insure that the construction of the sewer lines will prevent excessive infiltration and that the leakage will not exceed 10 gallons per inch of pipe diameter per mile per day.
- 5) That the Oklahoma Department of Environmental Quality shall be kept informed of occurrences which may affect the eventual performance of the works or that will unduly delay the progress of the project.
- 6) That the permittee will take steps to assure that the connection of house services to the sewers is done in such a manner that the functioning of the sewers will not be impaired and that earth and ground water will be excluded from the sewers when the connection is completed.
- 7) That any deviations from approved plans or specifications affecting capacity, flow or operation of units must be approved by the Department before any such deviations are made in the construction of this project.

Page 1 of 2





SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

PERMIT NO.: SL000009180112

SEWER LINES

FACILITY NO.: S-23543

PERMIT TO CONSTRUCT

- 8) That the recipient of the permit is responsible for the continued operation and maintenance of these facilities in accordance with rules and regulations adopted by the Environmental Quality Board, and that this Department will be notified in writing of any sale or transfer of ownership of these facilities.
- 9) The issuance of this permit does not relieve the responsible parties of any obligations or liabilities which the permittee may be under pursuant to prior enforcement action taken by the Department.
- 10) That the permittee is required to inform the developer/builder that a DEQ Storm Water Construction Permit is required for a construction site that will disturb one (1) acre or more in accordance with OPDES, 27A O.S. 2-6-201 *et. seq.* For information or a copy of the GENERAL PERMIT (OKR10) FOR STORM WATER DISCHARGES FROM CONSTRUCTION ACTIVITIES, Notice of Intent (NOI) form, Notice of Termination (NOT) form, or guidance on preparation of a Pollution Prevention Plan, contact the Storm Water Unit of the Water Quality Division at P.O. Box 1677, Oklahoma City, OK 73101-1677 or by phone at (405) 702-8100.
- 11) That all manholes shall be constructed in accordance with the standards for Water Pollution Control Facility Construction (OAC 252:656-5-3), as adopted by the Oklahoma Department of Environmental Quality.
- 12) That any notations or changes recorded on the official set of plans and specifications in the Oklahoma Department of Environmental Quality files shall be part of the plans as approved.
- 13) That when it is impossible to obtain proper 10-foot horizontal and 2-foot vertical separation between water mains and sewer lines as stipulated in Water Pollution Control Facility Construction OAC 252:656-5-4(c)(1) and OAC 252:656-5-4(c)(2), respectively, the sewer shall be designed and constructed equal to water pipe, and shall be pressure tested in accordance with the ASTM standard for the sewer line leakage test used, with no detectable leakage prior to backfilling, in accordance OAC 252:656-5-4(c)(3).

Failure to appeal the conditions of this permit in writing within 30 days from the date of issue will constitute acceptance of the permit and all conditions and provisions.


Rocky Chen, P.E., Engineering Manager, Construction Permit Section
Water Quality Division



CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. H-1

2. MEETING DATE: April 3, 2018

3. TITLE: Rezoning Application PUD-1-17-18-1-26, 29Sara, LLC/Cottonwood Development, LLC, SE/4, Section 26, From A-1, General Agricultural and Oil and Gas District to R-1 and R-2 PUD, Rural Estates District and Single Family District.

4. COUNCIL ACTION: Public Hearing, Discussion, and Possible Action Regarding Rezoning Application.

5. INITIATOR: Community Development Department

6. BACKGROUND RECOMMENDATION:

Project Description: The applicant requests a change in zoning classification for this property from A-1, General Agricultural and Oil and Gas District to R-E, Rural Estates and R-1, Single Family Residential Planned Unit Development District. This property is located in the north half of the southeast quarter of Section 26. The purpose of the rezoning request is to build a residential subdivision on this property.

The application is made by 29Sara, LLC and the property is owned by Cottonwood Development, LLC. A Preliminary Plat and Final Plat will be brought forward at a future meeting for this parcel.

The following variances/modifications are requested for the PUD.

Tract 1 (underlying R-1) – Minimum lot size of 7200 square feet. Code requires a lot size of 7200 square feet in R-1 districts.

Minimum lot width of 60 feet. Code requires 60

Lot must abut street for 45 feet. Code requires 45

Front Yard Setback of 30 feet. Code requires 30

Side Yard Setback of 5 feet. Code requires 5 unless two-story.

Builder must construct rear yard fence prior to selling residence.

Tract 2 (underlying R-E) – Minimum lot size of .35 acre. Code requires a minimum lot size of ¾ acre in R-E districts.

Front Yard Setback of 30 feet. Code requires 30

Side Yard Setback of 5 feet. Code requires 10 feet.

Developer has limited number of lots to 80 and will include sidewalks and curb-and gutter streets.

All lots abutting Bittercreek Addition must be ½ acre. At least 27 of the lots must be at least ½ acre in size.

Amenities: Tract 1 amenities shall consist of a common area with playground and walking trail. Tract 2 amenities shall consist of a walking trail along the creek to the east.

Character of Neighborhood: The general character of the area is single-family residential and rural estates development.

Zoning and Uses of Property Nearby: The property to the north is zoned R-1 and A-1, to the east is R-1, to the south is R-E and to the west is an R-1 PUD.

Conformance with Long-Range Plan: The Comprehensive Plan calls for "Residential Medium" in this area, so the proposal does not conform to the comprehensive plan designation. Residential Medium calls for 1 unit per acre, up to 3 units per 2 acres.

Utilities and Services: There is public water and sewer available to serve this development.

Professional Staff Recommendation: Staff feels that this development is appropriate for this area, and notes that the underlying zoning requested is consistent with zoning abutting much of the subject property. However, this density does not meet with the comprehensive plan's recommendation.

Planning Commission Recommendation: The Mustang Planning Commission voted 3:2 to recommend approval of this application at their March 13, 2018 meeting. Since a majority of 4 votes is required to approve a recommendation, this item comes to the City Council without a formal recommendation. Please see attached minutes. Please note: These minutes were not yet formally approved by the Mustang Planning Commission.

7. FINANCIAL IMPACT: None

8. STAFF SOURCE: Melissa Helsel, Community Development Director

9. CITY ATTORNEY'S COMMENTS:

10. RESOLUTION/ORDINANCE NO. _____

ORDINANCE NO. 1160

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 AND R-1 PUD" RURAL ESTATES AND SINGLE FAMILY PLANNED UNIT DEVELOPMENT DISTRICT AND, DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSTANG, OKLAHOMA:

Section 1. That the Zoning Ordinance of the City of Mustang, Oklahoma, as amended, is hereby amended to change the Official Zoning Map, to include therein the following described property in the City of Mustang, Canadian County, State of Oklahoma from "A-1" General Agricultural and Oil and Gas District to "R-E and R-1 PUD" Rural Estates and Single Family Planned Unit Development District.

LEGAL DESCRIPTION OF COMPLETE PROPERTY FOR REZONING:

A part of the NW/4 of the SE/4 of Section 26, T11N, R5W of the Indian Meridian, Canadian County, Oklahoma, more particularly described as follows: Commencing at found magnetic nail in asphalt at the East Quarter (E ¼) Corner of said Section 26; thence S 00°24'33" E along the East line of said Section 26, 1001.78 feet; thence S 89°35'27" W, 2005.24 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041 and the point of beginning; thence S 00°00'10" E, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence S 89°59'50" W, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence N 00°00'10" W, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence N 89°59'50" E, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041 at the point of beginning.

Section 2. REPEALER

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 3. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. EMERGENCY

It being immediately necessary for the preservation of the public health, peace and safety of the City of Mustang and the inhabitants thereof, and emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED and the Emergency Clause voted upon separately and passed and approved this ____ day of _____, 2018.

Mayor

ATTEST:

City Clerk

APPROVED as to form this ____ day of _____, 2018.

City Attorney

**PLANNED UNIT DEVELOPMENT
DESIGN STATEMENT
FOR
BITTER CREEK 80**

PREPARED FOR:

**29Sara LLC
1819 S. Morgan Rd
OKC, OK 73128**

PREPARED BY:

**Grubbs Consulting LLC
1819 S Morgan Rd
Oklahoma City, OK 73128
Phone: (405) 265-0641
Fax: (405) 265-0649
mark.grubbs@gc-okc.com**

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SECTION 1.0 INTRODUCTION

The Planned Unit Development of Bitter Creek 80 consists of approximately 79.98 acres and is located within the Southeast Quarter of Section 26, Township 11 North, Range 5 West, of the Indian Meridian, Canadian County, Oklahoma. The subject property is located west of Morgan Road and south of SW 59th Street.

SECTION 2.0 LEGAL DESCRIPTION

The legal description of the property is described in Exhibit A, attached and made a part of this Design Statement.

SECTION 3.0 OWNER/DEVELOPER

The owner/developer of this property is 29Sara, LLC.

SECTION 4.0 SITE AND SURROUNDING AREA

The subject property is zoned A-1. The property is currently vacant. Surrounding properties are zoned and used for:

North: R-1 & A-1/residences

East: R-1/residences

South: R-E/residences

West: R-1/vacant

SECTION 5.0 PHYSICAL CHARACTERISTICS

The subject property drains to the existing creek that bisects the site.

SECTION 6.0 CONCEPT

The concept for this PUD is to provide for residential development.

SECTION 7.0 SERVICE AVAILABILITY

7.1 STREETS

Access to the property will be from the existing section line road, Morgan Road, and from the existing local street stubs on the north and south.

7.2 SANITARY SEWER

Sanitary sewer will be provided to the site from gravity sanitary sewer mains adjacent to the site.

7.3 WATER

Public water will be provided for the development from the existing water mains adjacent to the property.

7.4 GAS SERVICE, ELECTRICAL SERVICE, AND TELEPHONE SERVICE

Proper coordination with the various utility companies will be made in conjunction with this development.

7.5 DRAINAGE

The center of the property is located within the FEMA 100 year floodplain.

SECTION 8.0 SPECIAL DEVELOPMENT REGULATIONS

The following Special Development Regulations and/or limitations are placed upon the development of the PUD. Planning and zoning regulations will be those which are in effect at the time of development of this PUD, provided, however, that the density and or intensity of the PUD shall not be increased. Development is when a permit is issued for any construction or addition to any structure on a development tract. Certain zoning districts are referred to as a part of the Special Development Regulations of this PUD. For purposes of interpretation of these Special Development Regulations, the operative and controlling language and regulations of such zoning districts shall be the language and regulations applicable to the referenced zoning districts as contained in the City of Mustang's Municipal Code as such exists at the time of development of this PUD. In the event of conflict between provisions of this PUD and any of the provisions of the Mustang Municipal Code, as amended ("Code"), in effect at the time a permit is applied for with respect to any lot, block, tract and/or parcel of land subject to this PUD, the provisions of the Code shall prevail and be controlling; provided however, that in the event of a conflict between the Special Use and Development Regulations specifically negotiated as a part of this PUD and the provisions of the Code in effect at the time a permit is applied for with respect to any lot, block, tract and/or parcel of land subject to this PUD, such Special Use and Development Regulations of this PUD shall prevail and be controlling.

The subject property consists of two tracts; Tracts 1 and 2 with their use and development regulations as follows:

8.1 USE AND DEVELOPMENT REGULATIONS

8.1.1 The use and development regulations of the R-1 Single Family District shall apply to Tract 1, except as modified in Section 9.0 Special Conditions.

8.1.2 The use and development regulations of the R-E Rural Estates District shall apply to Tract 2, except as modified in Section 9.0 Special Conditions.

SECTION 9.0 SPECIAL CONDITIONS

The following special conditions shall be made a part of this PUD:

9.1 MODIFIED LOT REQUIREMENTS FOR TRACT 1

1. Minimum lot size shall be 7,200 square feet.
2. Minimum lot width shall be 60 feet at the front building line, and shall abut on a street for a distance of not less than 45 feet.
3. The minimum depth of the front yard shall be 30 feet.
4. Side yard setback shall be five feet.
5. Prior to selling a residence, the homebuilder shall be required to construct a rear yard fence within the applicable lot.

9.2 MODIFIED LOT REQUIREMENTS FOR TRACT 2

1. Minimum lot size shall be 0.35 acre (15,246 square feet). However, at least 27 lots shall maintain a minimum lot size of 0.50 acre (21,780 square feet)
2. All lots along the North boundary adjacent to the Bittercreek Addition must be at least one-half acre or larger.
3. The minimum depth of the front yard shall be 30 feet.
4. Side yard setback shall be 5 feet.
5. There shall be no more than 80 single family lots.
6. A sidewalk shall be constructed along the frontage of each lot prior to the issuance of a Certificate of Occupancy for the applicable lot.

9.3 Building height shall be governed by the applicable zoning district height regulations.

9.4 Tract 1 amenities shall consist of a common area with a playground and walking trail along the creek to the west.

9.5 Tract 2 amenities shall consist of a walking trail along the creek to the east.

SECTION 10.0 LANDSCAPING & SCREENING REGULATIONS

10.1 Landscaping for all tracts shall conform to current landscape ordinance requirements.

SECTION 11.0 DRAINAGE REGULATIONS

11.1 Drainage improvements, if required, will be in accordance to applicable sections of the Mustang Code of Ordinances. Private drainage-ways are allowed within this PUD.

SECTION 12.0 ACCESS REGULATIONS

12.1 Shared access between all tracts shall be permitted.

12.2 Access to lots in Tract 2 shall be permitted via North Hunker Terrace, North Carol Terrace, North Monocoupe Terrace and/or North Bittercreek Terrace.

12.3 Concrete streets with curb and gutter shall be required in Tract 2.

SECTION 13.0 SIGN REGULATIONS

Free-standing signs shall conform to current ordinance requirements.

SECTION 14.0 TRACT BOUNDARIES

Tract boundaries depicted on the Master Development Plan may be adjusted by no more than 10%.

SECTION 15.0 PLATTING

Platting of the property shall be required.

SECTION 16.0 EXHIBITS

The following exhibits are hereby attached and incorporated into this PUD. These exhibits are:

EXHIBIT A: LEGAL DESCRIPTION OF SUBJECT PROPERTY

EXHIBIT B: MASTER DEVELOPMENT PLAN

EXHIBIT C: AERIAL MAP

EXHIBIT D: TOPOGRAPHIC MAP

EXHIBIT E: SOIL MAP

EXHIBIT A
LEGAL DESCRIPTION

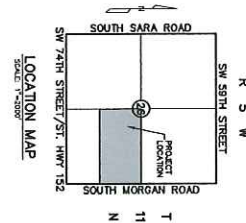
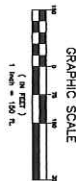
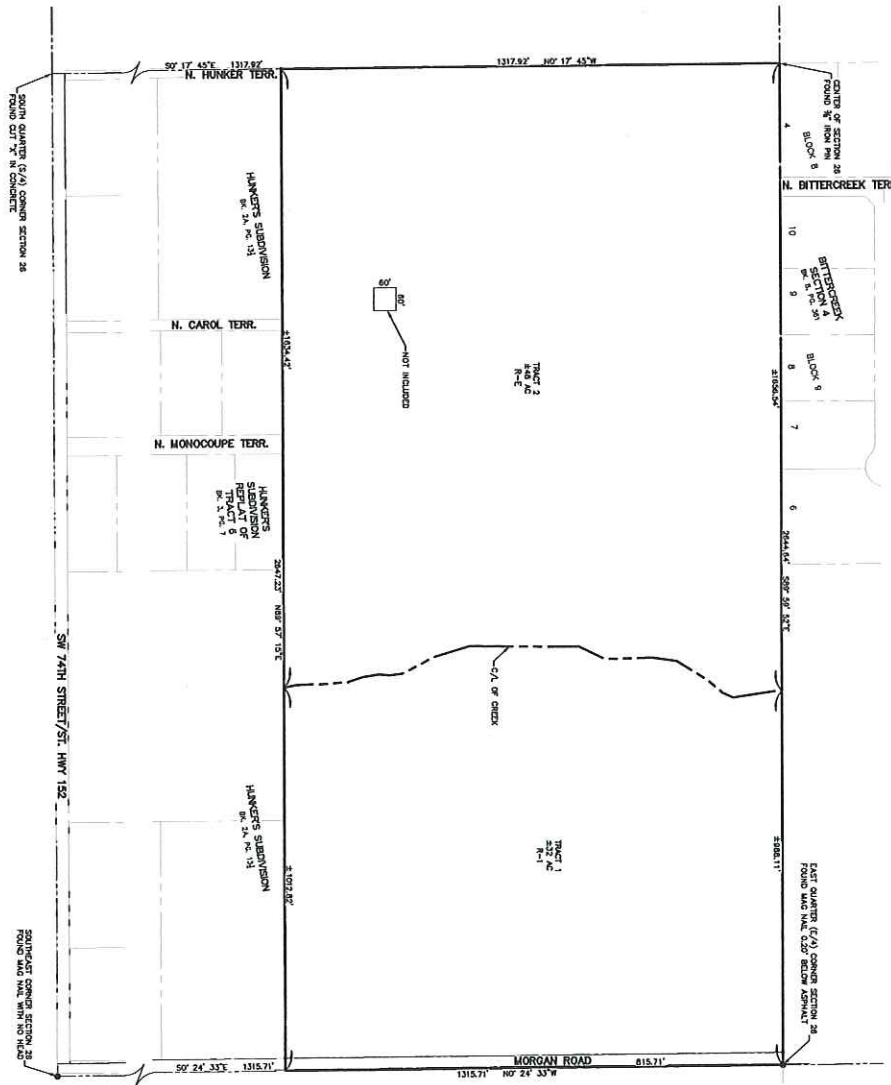
THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE INDIAN MERIDIAN, CANADIAN COUNTY, OKLAHOMA; **LESS AND EXCEPT** the following tract:

A part of the NW/4 of the SE/4 of Section 26, T11N, R5W of the Indian Meridian, Canadian County, Oklahoma, more particularly described as follows: Commencing at found magnetic nail in asphalt at the East Quarter (E ¼) Corner of said Section 26; thence S 00°24'33" E along the East line of said Section 26, 1001.78 feet; thence S 89°35'27" W, 2005.24 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041 and the point of beginning; thence S 00°00'10" E, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence S 89°59'50" W, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence N 00°00'10" W, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence N 89°59'50" E, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041 at the point of beginning.

EXHIBIT A
LEGAL DESCRIPTION

THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE INDIAN MERIDIAN, CANADIAN COUNTY, OKLAHOMA; **LESS AND EXCEPT** the following tract:

A part of the NW/4 of the SE/4 of Section 26, T11N, R5W of the Indian Meridian, Canadian County, Oklahoma, more particularly described as follows: Commencing at found magnetic nail in asphalt at the East Quarter (E ¼) Corner of said Section 26; thence S 00°24'33" E along the East line of said Section 26, 1001.78 feet; thence S 89°35'27" W, 2005.24 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041 and the point of beginning; thence S 00°00'10" E, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence S 89°59'50" W, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence N 00°00'10" W, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041; thence N 89°59'50" E, 60.00 feet to a set ½ inch diameter rebar with red plastic cap stamped LS 1041 at the point of beginning.



BITTER CREEK 80

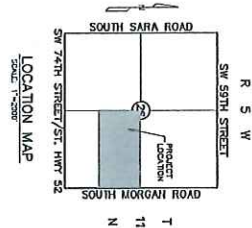
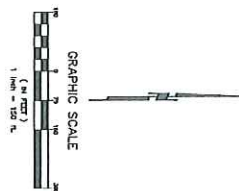
EX-H-B
SHEET NUMBER

REVISIONS		
NO.	DESCRIPTION	DATE
1	Initial	02-07-18
2	Revised	03-07-18
3	Final	04-07-18
4	Revised	05-07-18
5	Final	06-07-18
6	Revised	07-07-18
7	Final	08-07-18
8	Revised	09-07-18
9	Final	10-07-18
10	Revised	11-07-18
11	Final	12-07-18

BITTER CREEK 80
S MORGAN ROAD & SW 74TH STREET
MUSTANG, OKLAHOMA
MASTER DEVELOPMENT PLAN



RUBES CONSULTING, LLC
CIVIL ENGINEERING & LAND PLANNING
1819 S. Morgan Road
Oklahoma City, OK 73128
Phone: (405) 255-0044
Fax: (405) 255-0049
RUBES CONSULTING, LLC CERTIFICATE OF AUTHORIZATION NO. CA1105 EXP. 06/2019



BITTER CREEK 80

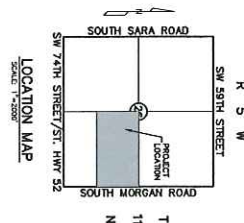
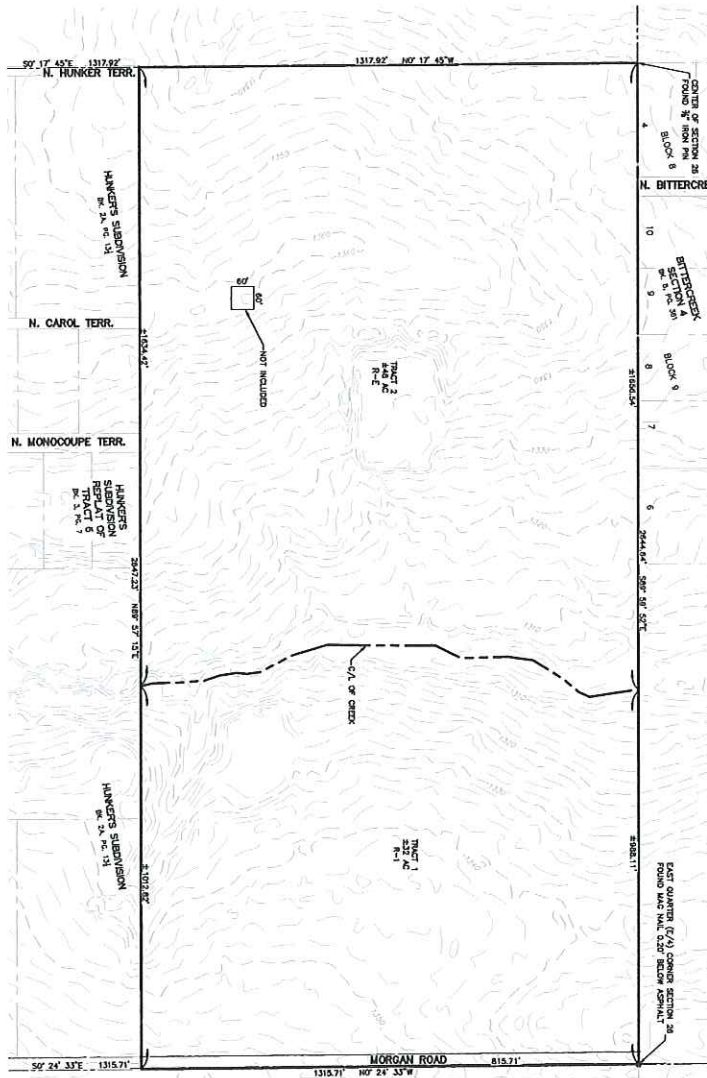
17-102
EXH-C

REVISIONS			
NO.	DESCRIPTION	DATE	
1	NO.		
2			
3			
4			
5			
6			
7			
8			
9			
10			

BITTER CREEK 80
S MORGAN ROAD & SW 74TH STREET
MUSTANG, OKLAHOMA
AERIAL MAP



RUBBS CONSULTING, LLC
CIVIL ENGINEERING & LAND PLANNING
1019 S. Morgan Road
Mustang, Oklahoma 73155
Phone: (405) 255-0241
Fax: (405) 255-0242
www.rubbsconsulting.com



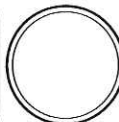
BITTER CREEK 80

17-102

EXH-D
SHEET NUMBER

REVISIONS		
NO.	DESCRIPTION	DATE
1	NO. 17-102	
2	DATE: 03-07-18	
3	Scale: (North) 1"=100'	
4	(Virt.) H/A	
5	Drawn By: M	
6	Checked By: M	
7	Approved By: M	

BITTER CREEK 80
S MORGAN ROAD & SW 74TH STREET
MUSTANG, OKLAHOMA
TOPOGRAPHIC MAP

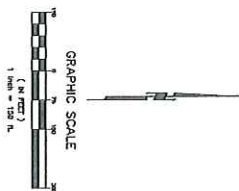
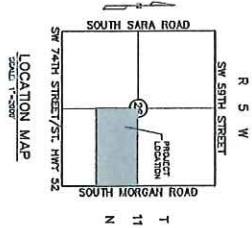


RUBBS CONSULTING, LLC
CIVIL ENGINEERING & LAND PLANNING
1818 S. Morgan Road
Oklahoma City, OK 73128
Phone: (405) 255-0411
Fax: (405) 255-0419
CIVIL ENGINEERING, LLC. CERTIFICATE OF AUTHORIZATION NO. CA1111 EXP. 06/2018



Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in ACP	Percent of ACP
BnC	Bluish-grey sandy loam, 3 to 5 percent slopes	15.5	10.3%
NcD	Dark brownish red, 5 to 8 percent slopes	2.4	3.0%
GPe	Gravelly, frequently flooded, complex, 0 to 12 percent slopes	7.4	5.2%
NcD	Dark brownish red, 3 to 8 percent slopes	12.6	15.6%
NcD2	Dark brownish red, 3 to 8 percent slopes, eroded	10.5	13.0%
NcD3	Dark brownish red, 3 to 8 percent slopes, severely eroded	22.2	28.9%
Totals for Areas of Interest		80.6	100.0%



BITTER CREEK 80

EXH-E

SHEET NUMBER

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BITTER CREEK 80

S MORGAN ROAD & SW 74TH STREET
MUSTANG, OKLAHOMA

SOIL MAP

RUBBS CONSULTING, LLC
CIVIL ENGINEERING & LAND PLANNING

1010 S. MORGAN ROAD
MUSTANG, OKLAHOMA 73155
PHONE (405) 255-0041
FAX (405) 255-0019

2. Rezoning Application PUD-1-17-18-1-26, 29Sara, LLC/Cottonwood Development, LLC, SE/4, Section 26, From A-1, General Agricultural and Oil and Gas District to R-E, R-1 and R-2 PUD, Rural Estates, Single-Family and Two-Family Planned Unit Development District. Continued from 2/20/18 meeting.

Community Development Director, **Melissa Helsel**, introduced the rezoning request. The applicant requests a change in zoning classification for this property from A-1, General Agricultural and Oil and Gas District to R-E, Rural Estates and R-1, Single Family Residential Planned Unit Development District. The PUD has been revised since the last meeting. This property is located in the north half of the southeast quarter of Section 26. The purpose of the rezoning request is to build a residential subdivision on this property. The application is made by 29Sara, LLC and the property is owned by Cottonwood Development, LLC. A Preliminary Plat and Final Plat will be brought forward at a future meeting for this parcel.

Ms. Helsel listed the following variances/modifications that are requested for the PUD. Tract 1, will have an underlying R-1 zoning, the developers are requesting a front yard setback of 25 feet, Code requires 30 feet. The other variation from the code is a 5-yard side setback, Code requires 5-foot side yard setback for single story and 8 feet for two-story homes. Tract 2, will have an underlying R-E zoning, the developers are requesting a minimum lot size of .35 acres. Code requires a minimum lot size of .75 acres in R-E districts. The developers have asked for a side yard setback of 5 feet, Code requires 10 feet. The developer has limited the number of lots to 80 and will include sidewalks and curb-and gutter streets.

The developer has added amenities to the PUD. Tract 1 amenities shall consist of a common area with playground and walking trail. Tract 2 amenities shall consist of a walking trail along the creek to the east.

The general character of the area is single-family residential and rural estates development. The property to the north is zoned R-1 and A-1, to the east is R-1, to the south is R-E and to the west is an R-1 PUD. This proposal does conform to the comprehensive plan; the comprehensive plan calls for residential medium in this area. This is a new category for residential lots from 1 acre to 7,200 sq feet. The floodplain in this area is zoned AE and X. There is a floodway that goes through this property. The developer has decided to do separate sections on either side of the floodway that don't connect. There is public water and sewer available to serve this development.

Staff recommends approval of the PUD. The developer has made many changes to the PUD after two private meetings with citizens in the area. This request is in conformity with the comprehensive plan. Staff feels that this is an appropriate area for single-family residential development. A PUD should offer amenities in exchange for variances. Amenities have been added in exchange for the variances requested. Staff would prefer a 30-foot front yard setback in the R-1 tract instead of 25.

Mr. McDaniel commented that the addition of curb and gutters will help the runoff issues and is a higher standard than what R-E requires. **Ms. Helsel** added that is an amenity.

Mr. McDaniel stated that in the comprehensive plan there is a residential medium category which is between R-E and R-1. **Ms. Helsel** stated residential medium was intended as a transition between the larger lots and smaller lots.

Mr. Homer asked about access from the south to the development. **Ms. Helsel** responded they could access the property from the south on Carol, Monocoupe or Hunker, but those roads would require significant improvements. This is not finalized because we are just at the zoning level.

Mr. Brown asked why staff preferred 30-foot front yard setbacks. **Ms. Helsel** responded that the consensus among staff members was to maintain the 30-foot front yard setback. It gives a better residential feel, two cars can fit more comfortably in the driveway and reduces on street parking.

Mr. Brown mentioned that the developers do not plan to connect the tracts but what would happen if there was a change in ownership. **Mr. McDaniel** added that the PUD does grant them the right to connect the two tracts.

Ms. Helsel responded that if the PUD was granted as is and then ownership was to change hands, the new owner could connect the tracts and build a bridge. She added that this is a floodway and to do anything or build anything over that has to go through the Army Corps of Engineers.

The Commissioners and Staff discussed runoff and the provisions of Mustang Drainage Ordinance.

Ms. Yakish stated that she did have a personal interest in this as a neighboring property owner and to be fair to all parties she would recuse herself from this agenda item.

Mr. McDaniel opened the public hearing.

David Box, 522 Colcord Drive, addressed the Commission on behalf of the applicant. He stated two meetings were held with the neighbors to understand their concerns and amend the plan to satisfy concerns. Most concerns dealt with density, the developer has removed the R-2 and changed the tract 1 lot size to meet the Code requirements for R-1. Mr. Box stated his client is willing to stipulate 30-foot front yard setbacks if the Commissioners require it. The PUD has been amended to stipulate that 1/3 of the lots in tract 2 will be .5 acres or more. All of the lots that abut the Bittercreek Addition will be a minimum of .5 acres. Mr. Box stated the request is in conformance with the comprehensive plan, compatible with the surrounding zoning and is a good transition in the intensity of land uses in the area. He stated there has to be two access points, one will be Bittercreek which was developed with a street stub for the next development to hook on and one is anticipated to be to the south. Asked Commissioners to vote on merit of the request.

Mr. Brown asked how the change to a 30-foot front yard setback would affect the applicant.

Mark Grubbs, 1819 S Morgan Road, the applicant came forward. Pushing the front setback farther would restrict the house size, he is looking to do 1,500 to 2,100 sq foot homes in tract 1. He stated he is accustomed to working with a 20 to 25 foot building limit line. Most people spend more time in the back yard, people want bigger back yards. Mr. Grubbs described his involvement in the community.

Mr. Homer asked about the anticipated house size of tract 2.

Mr. Grubbs responded they have agreed with the Bittercreek neighbors to match their house size minimum which is 2,200 sq feet.

Charles Rusling, 722 N Morgan Road, came forward in opposition. He referenced Mustang Code that the proposed development should be developed in a manner and at a scale that will be compatible with adjacent developed neighborhoods. He stated that the scale of this PUD is not compatible with the adjoining neighborhoods, which have much larger lots. He is concerned with the increased density and flood control.

Jeanna Daniel, 413 N Morgan Road, came forward in opposition. She is concerned about flooding and water runoff.

Amie Robson, 9481 S. Harrah Road, spoke on behalf of resident Jeanna Daniel. She stated they own a pond and land management business and were asked by Ms. Daniels to investigate her property and the adjacent site of the proposed development to determine the impact. If the runoff is not properly mitigated, the amount of water on surrounding properties could double or triple. The increased risk of flooding could be attributed to development at that location.

Jared Robson, 9481 S. Harrah Road, spoke on behalf of resident Jeanna Daniel. He stated it was very important not to connect the tracts and there are currently drainage issues. It is possible to mitigate runoff and improve drainage but it has to be done correctly and will be costly.

Chris Brierly, 1358 E Eagle Nest Terrace, spoke on behalf of the President of the Bittercreek Homeowner's Association. They asked the developer to look into making the subdivision similar to Bittercreek. The HOA position is to not support nor oppose the PUD.

Kristen Davis, 1350 E Angel Fire Terrace, came forward in opposition. She expressed her disappointment with the neighborhood meetings held by the developer. Neighbors asked the developer to use an alternate entrance, not Bittercreek Terrace. She does not support the HOA position. She is concerned about traffic, safety and a decline in the neighborhood quality of life. She is worried about her property value. Bittercreek has specific covenants and this development will attach to Bittercreek but won't conform to those standards. She believes this is not the right timing and not the right area.

Russell Conner, 1330 N Bittercreek Terrace, spoke in opposition to the request. He reiterated the concern of increased traffic and adherence to Bittercreek covenants.

Wendy McCunnell, 1417 E Eagle Nest Terrace, came forward. She believes this will change the feel of the neighborhood and is strongly opposed.

Brett Stone, 1417 E Eagle Nest Terrace, came forward. He is concerned about the negative impact on traffic, property values and way of life. He does not want the development to use Bittercreek Terrace for access. He reiterated statements made by others expressing disappointment in how the neighborhood meetings were conducted. He does not support the HOA position, and is opposed to this development. He would prefer that any residential development be comparable to Bittercreek.

Brad Kincaid, 1301 N Bittercreek Terrace, reiterated earlier concerns about the increased number of cars and parking on the street. He stated the lot sizes are not compatible and the existing infrastructure can't support this development.

Lisa McLean, 1746 E Ridgeview Terrace, spoke in opposition. Her concerns include traffic, schools and safety. She is in favor of 30-foot front yard setbacks. She does not believe the community can support this development.

Scott Peterson, 801 N Morgan Road, came forward. His property would abut approximately 10 houses in the proposed development, he would like the houses to have fences. He is concerned about the drainage.

Bobby Hansens, 415 N Carlisle Terrace, asked how close they could build to an existing well head.

David Box, 522 Colcord Drive, spoke on behalf of the applicant. He stated they could add a fence requirement to the PUD. For building near an oil well head, they would follow all required setback laws. Bittercreek Terrace ends in a street stub in order for future developments to attach and connect to. At the neighborhood meetings, the developers offered to install traffic calming measures as a solution. They plan to curve the street to prevent speeding. For the drainage, they will follow federal, state and city standards and have curb and gutter streets.

Kristen Davis, 1350 E Eagle Nest Terrace, stated she is fine with new development that is similar to Bittercreek and follows their covenants. She is against speed bumps. Morgan Road cannot handle the increased number of vehicles.

Rick Ross, 1525 N Bittercreek Terrace, expressed his concern for increased traffic.

Charles Rusling, 722 N Morgan Road, expressed his concern for the maintenance of the retention ponds.

Lisa McLean, 1746 E Ridgeview Terrace, asked that the Commissioners keep the residents of Canadian Estates in mind, it is not only Bittercreek residents that will be impacted.

Tony McSparrin, 801 N Bittercreek Terrace, spoke in opposition of the rezoning request, specifically the increase in traffic.

Steve O'Neal, 1424 N Bittercreek Terrace, stated he was concerned about a decline in his property value.

Charles Rusling, 722 N Morgan Road, expressed his concern about negative impacts on the sale ability of homes.

Chris Brierly, 1358 E Eagle Nest Terrace, expressed his concerns but believes they have the best potential outcome with this developer.

Jeanna Daniel, 413 N Morgan Road, stated she was concerned about traffic on Morgan Road.

Hearing no further comments, **Mr. McDaniel** closed the public hearing.

Mr. Brown discussed traffic, schools and water runoff.

Mr. McDaniel stated that even a standard R-E wouldn't conform to Bittercreek standards and discussed his opinions.

Mr. Homer discussed aspects of the PUD and stated this is a better option.

Mr. Miller listed changes to be made if approval was granted. Having sections 9.1 and 9.2 concerning side yard setbacks be subject to fire department approval for safety reasons. In section 12.1, eliminate the shared access between tracts provision. In section 14 add a provision that limits the 10% adjustment of boundaries to only be allowed if it is required due to location of the creek or floodplain. Add in the items mentioned in the meeting by the developer that are not in the PUD document, that 1/3 of the lots are a half acre minimum, that all of the lots abutting Bittercreek are at least a half-acre, the fence requirement and the 30-foot setback in the front yard in tract 1.

Mr. Brown made a motion to approve the rezoning request with the comments made by the City Attorney and the items agreed upon by the developer. **Mr. Homer** seconded the motion.

A roll call vote was taken:

Dan Hix	No
Jesse Bratton	No
Billy McDaniel	Yes
Brad Homer	Yes
Jerry Brown	Yes

Without a majority, the motion does not pass.

Mr. Miller recommended the Commission try a different motion or table it until the next meeting when they can cast a vote either for or against this item. He stated City Council needs a recommendation from this body.

Mr. Brown made a motion to continue the meeting to April 10, 2018. Without a second, the motion fails.

Mr. Homer made a motion to approve the rezoning request with the comments made by the City Attorney and the items agreed upon by the developer. **Mr. Brown** seconded the motion.

A roll call vote was taken:

Dan Hix	No
Jesse Bratton	No
Billy McDaniel	Yes
Brad Homer	Yes
Jerry Brown	Yes

Without a majority, the motion does not pass.

Mr. Brown made a motion to continue the meeting to April 10, 2018. **Mr. Hix** seconded the motion.

A roll call vote was taken:

Dan Hix	Yes
Jesse Bratton	Yes
Billy McDaniel	No
Brad Homer	No

Jerry Brown **Yes**

Without a majority, the motion does not pass.

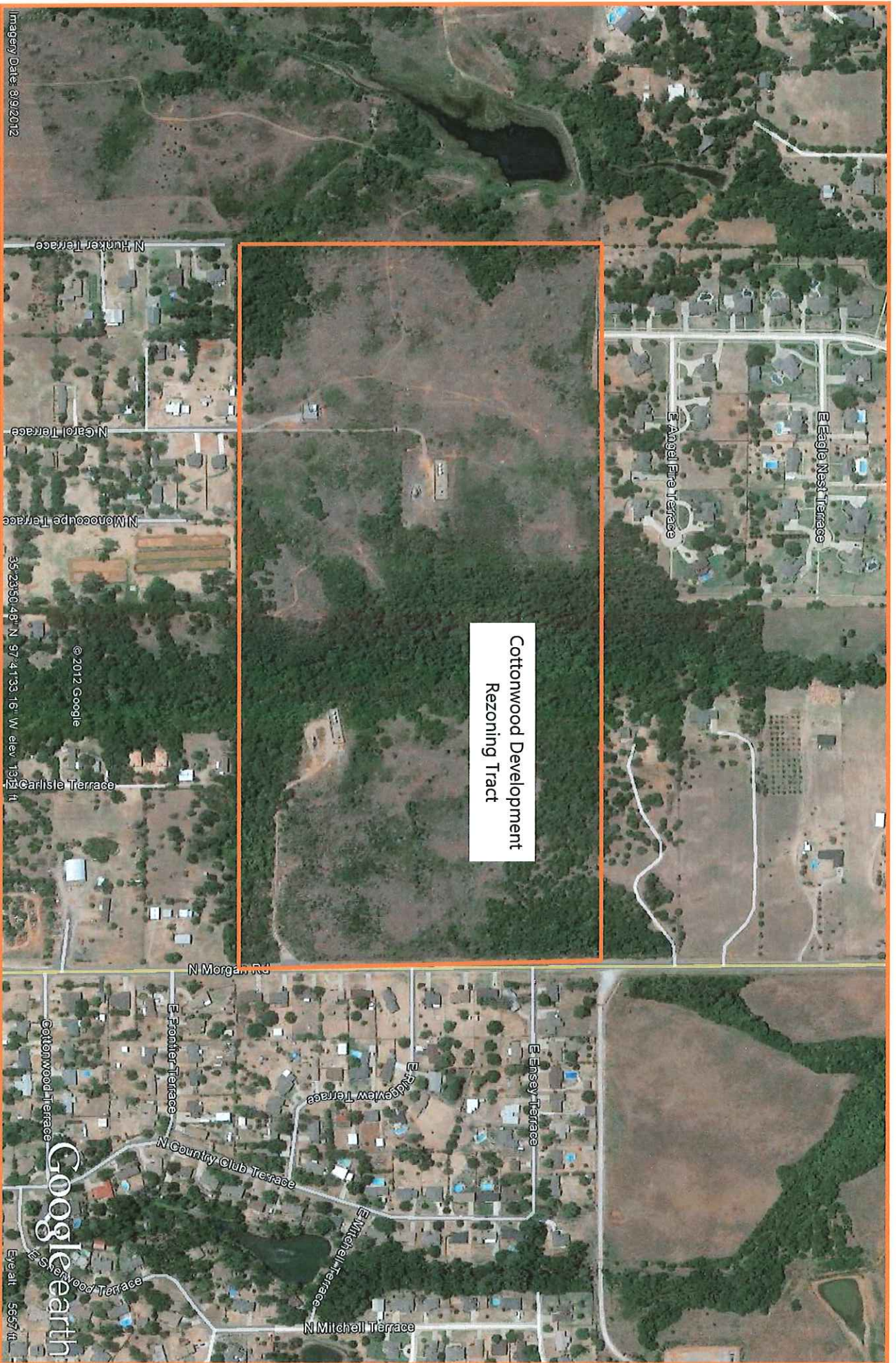
Mr. Hix made a motion to send the rezoning request to City Council without a majority from the Planning Commission. **Mr. Bratton** seconded the motion.

A roll call vote was taken:

Dan Hix	Yes
Jesse Bratton	Yes
Billy McDaniel	Yes
Brad Homer	Yes
Jerry Brown	Yes

The motion to send the rezoning request to City Council without a recommendation was approved unanimously.

Mr. McDaniel stated the City Council meeting will be April 3, 2018.



Cottonwood Development
Rezoning Tract

Imagery Date: 09/2012

35° 23' 50.48" N 97° 41' 33.16" W elev 1312 ft

© 2012 Google

Google Earth

Eye alt 5657 ft

CERTIFICATE OF BONDED ABTRACTOR
(300 FEET RADIUS REPORT)

STATE OF OKLAHOMA)
) §:
COUNTY OF CANADIAN)

The undersigned bonded abstractor in and for Canadian County, State of Oklahoma, does hereby certify that the following Ownership is true and correct according to the current year's tax rolls in the office of the County Treasurer of Canadian County, Oklahoma, as updated by the records of the County Clerk of Canadian County, Oklahoma; that the owners, as reflected by said records, are based on the last conveyance or final decree of record of certain properties located within 300 feet in all directions of the following described land:

The North Half (N/2) of the Southeast Quarter (SE/4) of Section Twenty-six (26), Township Eleven (11) North, Range Five (5) West of the Indian Meridian, Canadian County, Oklahoma.

and find the following owners, addresses and brief legal descriptions on the attached pages numbered from (1) to (4), both inclusive.

NOTICE TO CUSTOMERS: This report is released with the understanding that the information is strictly confidential. This report contains information from public land records only and is not to be construed as an abstract of title, opinion of title, title commitment, title insurance policy, or environmental research report. As used herein, the term "public land records" means those land records which under the recording laws of the applicable state, impart constructive notice to the third parties with respect to recorded, unreleased or record instruments memorializing legal interests in real estate. The company suggests that you contact your attorney for matters of a legal nature or legal opinion. We have exercised due care and diligence in preparing this report, however, the Abstractor does not guarantee validity of the title and acceptance of this report by the Company or person(s) for whom this report is made, constitutes agreement and confirmation of the limitation of this report.

Dated: December 20, 2017 at 7:30 AM

First American Title & Trust Company

By: Robin Reed
Robin Reed
Abstractor License No. 4746
OAB Certificate of Authority #
File No. 2294835-WA99

SURFACE OWNERSHIP LIST**ORDER NO.****DATE PREPARED:** January 4, 2018
EFFECTIVE DATE: December 20, 2017

OWNER	LOT	BLK	ADDITION OR STR
Cottonwood Development LLC PO BOX 967 Mustang, Oklahoma 73064			Pt SE/4 Sec. 26-11N-5W (A-2 on map) INCLUDES SUBJECT PROPERTY
323 East Mosier Limited Partnership PO BOX 6509 Norman, Oklahoma 73070			Pt SE/4 Sec. 26-11N-5W (A-1 on map) INCLUDES SUBJECT PROPERTY
David B Kennedye 1721 East Ensey Terrace Mustang, Oklahoma 73064	6	5	CANADIAN ESTATES
Matthew Alan Ham 1705 East Ensey Terrace Mustang, Oklahoma 73064	7-8	5	CANADIAN ESTATES
John Mechan & Margie Mechan 1721 East Ridgeview Terrace Mustang, Oklahoma 73064	7	4	CANADIAN ESTATES
James K. Harris and Kimberly L. Harris 706 North Morgan Road Mustang, Oklahoma 73064	8	4	CANADIAN ESTATES
Clyde L. Hughes, Jr. 714 North Morgan Road Mustang, Oklahoma 73064	9	4	CANADIAN ESTATES
Charles Rusling III & Louise Rusling 722 North Mustang Road Mustang, Oklahoma 73064	10	4	CANADIAN ESTATES
Melissa Phillips 730 North Morgan Road Mustang, Oklahoma 73064	11	4	CANADIAN ESTATES
Randall L. Mundell 1722 East Ensey Terrace Mustang, Oklahoma 73064	12	4	CANADIAN ESTATES
Margaret L. Bissett PO BOX 272 Wheatland, Oklahoma 73097	4	3	CANADIAN ESTATES
James A & Lois E Brooks Living Trust 1709 East Frontier Terrace Mustang, Oklahoma 73064	E100ft 5	3	CANADIAN ESTATES
Herman McDowell and Imogene McDowell 1705 East Frontier Terrace Mustang, Oklahoma 73064	W100ft 5-6	3	CANADIAN ESTATES
Betty Jean Lytle, Trustee of the Betty Jean Lytle Revocable Trust dated December 22, 2006 422 North Morgan Road Mustang, Oklahoma 73064	7	3	CANADIAN ESTATES

Shellie M. Wolf, Trustee of the Shellie M. Wolf 2013 Trust 506 North Morgan Road Mustang, Oklahoma 73064	8	3	CANADIAN ESTATES
Margaret A. Cooper 514 North Morgan Road Mustang, Oklahoma 73064	9	3	CANADIAN ESTATES
Laroy Don Ward, Trustee of the Ella Arizetta Ward Living Trust 10400 Czech Hall Road Mustang, Oklahoma 73064	10	3	CANADIAN ESTATES
Ruben Oliveros 606 North Morgan Road Mustang, Oklahoma 73064	11	3	CANADIAN ESTATES
Melvin D. Radichel 614 North Morgan Road Mustang, Oklahoma 73064	12	3	CANADIAN ESTATES
Stacy L. Mattingly & Michael W. Mattingly 1730 East Ridgeview Terrace Mustang, Oklahoma 73064	13	3	CANADIAN ESTATES
Kent C. Carlisle and Colette T. Carlisle 1738 East Ridgeview Terrace Mustang, Oklahoma 73064	14	3	CANADIAN ESTATES
Edwin L. McLean II 1746 East Ridgeview Terrace Mustang, Oklahoma 73064	15	3	CANADIAN ESTATES
Jessie A. Lewis & Vera L. Harrington 1754 East Ridgeview Terrace Mustang, Oklahoma 73064	16	3	CANADIAN ESTATES
Stevie Stark and Susan Stark 1762 East Ridgeview Terrace Mustang, Oklahoma 73064	17	3	CANADIAN ESTATES
Jay Peyton & Marcia Peyton 1704 East Frontier Terrace Mustang, Oklahoma 73064	9	2	CANADIAN ESTATES
Christopher A. Thomas & Carol L. Thomas 419 North Carol Terrace Mustang, Oklahoma 73064	A-1	1	HUNKERS SUBDIVISION
Jay Ainsworth & Danielle Ainsworth 416 North Carol Terrace <i>Hunker</i> Mustang, Oklahoma 73064	A-2	1	HUNKERS SUBDIVISION
Clifton Dwight Sisk 2017 Revocable Trust 403 North Carol Terrace Mustang, Oklahoma 73064	A-3	1	HUNKERS SUBDIVISION
Cathy Lynn Calvert & Charles Ray Bailey 407 North Carol Terrace Mustang, Oklahoma 73064	A-4	1	HUNKERS SUBDIVISION
James L. Crawford & Barbara J. Crawford 400 North Hunker Terrace Mustang, Oklahoma 73064	A-5	1	HUNKERS SUBDIVISION
Larry D. Nunn 317 North Carol Terrace Mustang, Oklahoma 73064	A-1	2	HUNKERS SUBDIVISION

Harold D. Johnson 330 North Hunker Terrace Mustang, Oklahoma 73064	A-3 A-4 A-7	2	HUNKERS SUBDIVISION
Bobby Hansens & Bonnita Hansens 415 North Carlisle Terrace Mustang, Oklahoma 73064	A-1	6	HUNKERS SUBDIVISION
Timothy M. Holaday 1501 East Highway 152 Mustang, Oklahoma 73064	A-2	6	HUNKERS SUBDIVISION
Vinson W Franks & Rachel Franks 325 Carlisle Terrace Mustang, Oklahoma 73064	A-4	6	HUNKERS SUBDIVISION
Letha M. Frederick & Edgar L. Frederick 909 Royal Lane Yukon, Oklahoma 73099	A-10	6	HUNKERS SUBDIVISION
Travis Wilson 317 North Carlisle Terrace Mustang, Oklahoma	A-11	6	HUNKERS SUBDIVISION
Hubert L. Daniel & Jeanna L. Daniel 413 North Morgan Road Mustang, Oklahoma 73064		7	HUNKERS SUBDIVISION
Paul E. Hacker & Lena L. Hacker 305 North Morgan Road Mustang, Oklahoma 73064		8	HUNKERS SUBDIVISION
Streeter Enterprises, Inc. PO BOX 371 Mustang, Oklahoma 73064	1-A1		HUNKERS REPLAT TRACT 5
Tracie R. Niblett 414 North Carol Terrace Mustang, Oklahoma 73064	1-A2		HUNKERS REPLAT TRACT 5
Streeter Enterprises, Inc. PO BOX 371 Mustang, Oklahoma 73064	2-A1		HUNKERS REPLAT TRACT 5
Tracie R. Niblett 414 North Carol Terrace Mustang, Oklahoma 73064	2-A2		HUNKERS REPLAT TRACT 5
Herbert E. Burke & Opal M. Burke Irrevocable Preservation Trust 308 North Carol Terrace Mustang, Oklahoma 73064	3		HUNKERS REPLAT TRACT 5
Briscoe Family Limited Partnership C/O Bernard Briscoe 432 East State Highway 152 Mustang, Oklahoma 73064	15-17		HUNKERS REPLAT TRACT 5
Bornemann-Mustang, LLC 3235 Majestic Circle Conway, AR 72034			Pt SW/4 26-11N-5W (A-1 on map)
Dani Gail Johnston & Carrie Shockley 9900 Fawn Hollow Mustang, Oklahoma 73064			Pt NW/4 26-11N-5W (A-50 on map)
Danny B. Lawson & Holly I. Lawson 909 North Bittercreek Terrace Mustang, Oklahoma 73064	2	8	BITTERCREEK SEC. 4

Richard B. Myers & Kary D. Myers 901 North Bittercreek Terrace Mustang, Oklahoma 73064	3	8	BITTERCREEK SEC. 4
Anthony Lyn McSparrin & Jill Kay McSparrin 801 North Bittercreek Terrace Mustang, Oklahoma 73064	4	8	BITTERCREEK SEC. 4
Michael D. Le 1351 East Angel Fire Terrace Mustang, Oklahoma 73064	1	9	BITTERCREEK SEC. 4
James M. Simpson & Rhonda G. Simpson 1359 East Angel Fire Terrace Mustang, Oklahoma 73064	2	9	BITTERCREEK SEC. 4
Donald J. Megehee & Irene A. Megehee 1401 East Angel Fire Terrace Mustang, Oklahoma 73064	3	9	BITTERCREEK SEC. 4
Chad E. Sharp & Tiffany T. Sharp 1409 East Angel Fire Terrace Mustang, Oklahoma 73064	4	9	BITTERCREEK SEC. 4
William T. Jester, Jr. & Theresa L. Jester 1417 East Angel Fire Terrace Mustang, Oklahoma 73064	5	9	BITTERCREEK SEC. 4
Randall K. McCarthy & Johnna K. McCarthy 921 North Bittercreek Terrace Mustang, Oklahoma 73064	6	9	BITTERCREEK SEC. 4
Kennetha Joy L. Young 1408 East Angel Fire Terrace Mustang, Oklahoma 73064	7	9	BITTERCREEK SEC. 4
Calvin Jibben & Elvira Jibben 1400 East Angel Fire Terrace Mustang, Oklahoma 73064	8	9	BITTERCREEK SEC. 4
Ricardo S. Cardenas & Randy B. Cardenas 1358 East Angel Fire Terrace Mustang, Oklahoma 9	9	9	BITTERCREEK SEC. 4
Jill Kristen Davis 1350 East Angel Fire Terrace Mustang, Oklahoma 73064	10	9	BITTERCREEK SEC. 4
Sharon Petersen & Scott Petersen 801 North Morgan Road Mustang, Oklahoma 73064			Pt NE/4 26-11N-5W (A-4 on map)
James Sorenson, III & Elisabeth Sorenson, Trustees of their successors in trust under James Sorenson III & Elisabeth Sorenson Living Trust dated April 17, 2014 915 North Morgan Road Mustang, Oklahoma 73064			Pt NE/4 26-11N-5W (A-5 on map)
Rainbow Park Inc. C/O James Bond 2600 East Overholser Drive Oklahoma City, Oklahoma 73127			Pt NW/4 25-11N-5W (A-1 on map)

CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. 14-2

2. MEETING DATE: April 3, 2018

3. TITLE: Final Plat Application FP-10-15-17-2-30, Hunter's Hill Addition, Phase 4, Manco Enterprises, LLC, NW/4 SE/4, Section 30, approximately 9.55 acres, 36 lots.

4. COUNCIL ACTION: Discussion, Consideration and Possible Action to Approve or Deny Final Plat

5. INITIATOR: Community Development Department

6. PROJECT DESCRIPTION: The applicant, Manco Enterprises, LLC, has submitted a **Final Plat** for Hunter's Hill Addition, Phase 4. This area is zoned R-1, Single Family District and contains approximately 9.55 acres. This section of the subdivision will contain 36 residential lots and will be a continuation of Hunter's Hill Addition, Phases 1, 2 and 3.

All lots meet the minimum size and setback requirements for R-1 districts. All lots currently meet the frontage requirements of 45 feet. N Cottontail Way will be changed to N. Cottontail Court Way.

The city engineer has reviewed and approved all sanitary sewer, water, paving and drainage plans for this subdivision. The fire department has approved the layout.

Maintenance of all common areas and drainage facilities will be the responsibility of the property owners' association. No structures or other obstructions may be placed in a drainage easement.

Character of Neighborhood: This is an area of residential development with R-1 and R-E development in the area.

Zoning and Uses of Property Nearby: Property to the north is zoned R-1, to the east is R-1, to the west is R-E and to the south is R-1.

Conformance with Long-Range Plan: The long-range plan calls for low density residential development in this area, therefore this development conforms to the comprehensive plan.

Utilities and Services: Public water and sewer is available to this property.

Professional Staff Recommendation: Staff recommends approval. The plat design meets the requirements for R-1 development as regulated in our code. The city engineer has approved all civil aspects of the plat.

Planning Commission Findings: The Mustang Planning Commission voted unanimously to recommend approval of this final plat at their March 13, 2018 meeting. Please see attached minutes. Note: These minutes have not yet been formally approved by the Planning Commission.

7. FINANCIAL IMPACT: None

8. STAFF COMMENTS: None

9. STAFF SOURCE: Melissa Helsel, Community Development Director

10. CITY ATTORNEY'S COMMENTS:

11. RESOLUTION/ORDINANCE NO. _____

1. Final Plat FP-10-11-17-2-30, Hunter's Hill Addition, Phase 4, Manco Enterprises, LLC, NW/4 SE/4, Section 30, T11N, R5W, Approx 9.55 acres, 36 lots.

The applicant, Manco Enterprises, LLC, has submitted a Final Plat for Hunter's Hill Addition, Phase 4. This area is zoned R-1, Single Family District and contains approximately 9.55 acres. This section of the subdivision will contain 36 residential lots and will be a continuation of Hunter's Hill Addition, Phases 1, 2 and 3. All lots meet the minimum size and setback requirements for R-1 districts. All lots currently meet the frontage requirements of 45 feet. N Cottontail Way will be changed to N. Cottontail Court Way.

The city engineer has reviewed and approved all sanitary sewer, water, paving and drainage plans for this subdivision. The fire department has approved the layout. Maintenance of all common areas and drainage facilities will be the responsibility of the property owners' association. No structures or other obstructions may be placed in a drainage easement. This is an area of residential development with R-1 and R-E development in the area.

Property to the north is zoned R-1, to the east is R-1, to the west is R-E and to the south is R-1. The long-range plan calls for low density residential development in this area, therefore this development conforms to the comprehensive plan. Public water and sewer is available to this property. Staff recommends approval. The plat design meets the requirements for R-1 development as regulated in our code. The city engineer has approved all civil aspects of the plat.

Mr. McDaniel opened the public hearing, hearing no comments, **Mr. McDaniel** closed the public hearing.

Mr. Miller stated he found three minor changes that needed to be made and the applicant has agreed to make those changes.

Mr. Homer made a motion to approve the final plat request with the comments of the City Attorney, **Ms. Yakish** seconded the motion.

A roll call vote was taken:

Jan Yakish	Yes
Dan Hix	Yes
Jesse Bratton	Yes
Billy McDaniel	Yes
Brad Homer	Yes
Jerry Brown	Yes

The motion was approved unanimously.





MUSTANG FIRE DEPARTMENT

CARL HICKMAN
Fire Chief

ROY WIDMANN
Deputy Fire Chief

MEMORANDUM

TO: Community Development Department

FROM: Mike Carroll, Fire Prevention Officer

DATE: October 24, 2017

RE: Hunter's Hill Addition (Final Plat for Section 4)

The Fire Prevention Department has reviewed the plans for Hunter's Hill Addition (Final Plat for Section 4) and requires the following:

- 1) Move fire hydrant and valve from Lot 8 in Block 17 to the property line between lots 10 & 11 in Block 17.
- 2) Add a fire hydrant and valve to the S.E. corner of Lot 14 in Block 17.



February 23, 2018

Melissa Helsel
Community Development Director
City of Mustang
1501 N Mustang Road
Mustang, OK 73064

**RE: Hunters Hill, Section IV
Mustang, Oklahoma**

Dear Ms. Helsel:

CGE has completed its review of the revised Construction Plans and Reports for the subject residential development project dated 02/16/18 and 02/23/18. The final subject plans and calculations will be submitted by FSB to your attention.

Please accept this letter as a formal approval of the Construction Plans for the Hunters Hill, Section IV development per the City of Mustang's Regulations and Ordinances.

Thanks for your attention and should you have any questions please contact the undersigned.

Sincerely,

Cowan Group Engineering, LLC

A handwritten signature in blue ink, appearing to read 'Sean Fairbairn'.

Sean Fairbairn, P.E., CFM

SKF/skf

Cc: Tim Rooney – City Manager – City of Mustang
Michael Taylor, P.E. – Cowan Group Engineering, LLC
Russ Ketner, P.E. – Engineer of Record – FSB

CITY OF MUSTANG

AGENDA COMMENTARY

1. ITEM: H-3

2. MEETING DATE: April 3, 2018

3. TITLE: Proposed amendment of Chapter 78 Section 78-312 of the Municipal Code of the City of Mustang, Oklahoma. Creation of the Police Narcotics Enforcement Fund.

4. COUNCIL ACTION: Approve/Deny

5. INITIATOR: Robert Groseclose, Chief of Police

6. BACKGROUND: As the passage of State Questions 780 and 781 have changed the severity of simple possession of CDS to a misdemeanor. Several surrounding municipalities have chosen to amend their Ordinances to dispose of such simple possession charges in their respective municipal courts.

The Municipal Court of the City of Mustang would impose a drug analysis fee of one hundred dollars (\$100.00) for each offense on simple possession of controlled dangerous substance citations issued by the City.

PROPOSED CHANGE:

The addition of language to our municipal ordinance to reflect controlled dangerous substances. "Controlled dangerous substance" means a drug, substance or immediate precursor in Schedules I through V as identified in Title 63.

PROPOSED FEE DEVELOPMENT:

In addition to the above fee, staff is also recommending the development of a Police Narcotics Enforcement Fund. Fees of \$100 per CDS related citation would be deposited into a separate fund to defray the cost of narcotics related expenses of the Police Department. Funds would be used for the purchase and maintenance of equipment and drug testing kits for use by the Mustang Police Department as well as education, training, and scientific development of police personnel and canine development. The Police Narcotics Enforcement fund would be a separate fund, not replacing funds established within the municipal budget.

7. FINANCIAL IMPACT:

8. STAFF'S COMMENTS: Staff has reviewed the proposed fees with Mr. Miller, and Recommends Approval

9. STAFF SOURCE Robert Groseclose, Chief of Police

10. CITY ATTORNEY'S COMMENTS:

11. RESOLUTION NO./ORDINANCE NO. 1161

ORDINANCE NO. 1161

AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING THE MUNICIPAL CODE BY AMENDING CHAPTER 78 BY AMENDING SECTION 78-312 TO INCLUDE POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE AS AN OFFENSE AND DEFINING TERMS; ENACTING NEW SECTION 78-313 ESTABLISHING A PENALTY FOR VIOLATION OF SECTION 78-312, CREATING AND IMPOSING A DRUG ANALYSIS FEE, REQUIRING THE DRUG ANALYSIS FEE TO BE PAID INTO A POLICE NARCOTICS ENFORCEMENT FUND, AND ESTABLISHING AND LIMITING THE USE OF THE POLICE NARCOTICS ENFORCEMENT FUND; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSTANG, OKLAHOMA:

Section 1. ENACTMENT.

Chapter 78 of the Municipal Code of the City of Mustang, Oklahoma, is hereby amended by amending Section 78-312 to read as follows:

Sec. 78-312. - Possession of marijuana or controlled dangerous substances.

- (a) For purposes of this section, the following definitions apply:
- (1) "Controlled dangerous substance" means a drug, substance or immediate precursor in Schedules I through V as identified in 63 O.S. §§ 2-204, 2-206, 2-208, 2-210 and 2-212, as they may be amended or subsequently recodified.
 - (2) "Marijuana" means all parts of the plant *Cannabis sativa* L., whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture or preparation of such plant, its seeds or resin, but shall not include:
 - (i) the mature stalks of such plant or fiber produced from such stalks,
 - (ii) oil or cake made from the seeds of such plant, including cannabidiol derived from the seeds of the marijuana plant,
 - (iii) any other compound, manufacture, salt, derivative, mixture or preparation of such mature stalks (except the resin extracted therefrom), including cannabidiol derived from mature stalks, fiber, oil or cake,

- (iv) the sterilized seed of such plant which is incapable of germination,
 - (v) for any person participating in a clinical trial to administer cannabidiol for the treatment of severe forms of epilepsy pursuant to Section 2-802 of this title, a drug or substance approved by the federal Food and Drug Administration for use by those participants,
 - (vi) for any person or the parents, legal guardians or caretakers of the person who have received a written certification from a physician licensed in this state that the person has been diagnosed by a physician as having Lennox-Gastaut Syndrome, Dravet Syndrome, also known as Severe Myoclonic Epilepsy of Infancy, or any other severe form of epilepsy that is not adequately treated by traditional medical therapies, spasticity due to multiple sclerosis or due to paraplegia, intractable nausea and vomiting, appetite stimulation with chronic wasting diseases, the substance cannabidiol, a nonpsychoactive cannabinoid, found in the plant *Cannabis sativa* L. or any other preparation thereof, that has a tetrahydrocannabinol concentration of not more than three-tenths of one percent (0.3%) and that is delivered to the patient in the form of a liquid,
 - (vii) any federal Food and Drug Administration-approved cannabidiol drug or substance, or
 - (viii) industrial hemp, from the plant *Cannabis sativa* L. and any part of such plant, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than three-tenths of one percent (0.3%) on a dry weight basis which shall not be grown anywhere in the State of Oklahoma but may be shipped to Oklahoma pursuant to the provisions of subparagraph e or f of this paragraph;
- (3) "Practitioner" means:
- (i) (A) a medical doctor or osteopathic physician,
 - (B) a dentist,
 - (C) a podiatrist,
 - (D) an optometrist,
 - (E) a veterinarian,
 - (F) a physician assistant under the supervision of a licensed medical doctor or osteopathic physician,
 - (G) a scientific investigator, or
 - (H) any other person, licensed, registered or otherwise permitted to prescribe, distribute, dispense, conduct research with respect to, use for scientific purposes or administer a controlled dangerous substance in the

- course of professional practice or research in this state,
or
 - (ii) a pharmacy, hospital, laboratory or other institution licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to, use for scientific purposes or administer a controlled dangerous substance in the course of professional practice or research in this state;
- (b) It is unlawful for any person, knowingly or intentionally, to possess marijuana within the city, unless pursuant to a valid prescription or order issued to them by a practitioner while acting in the course of a professional practice.
- (c) It is unlawful for any person, knowingly or intentionally, to possess a controlled dangerous substance, unless pursuant to a valid prescription or order issued to them by a practitioner while acting in the course of a professional practice.

Section 2. ENACTMENT.

Chapter 78 of the Municipal Code of the City of Mustang, Oklahoma, is hereby amended by adding new Section 78-313 to read as follows:

Sec. 78-313. – Penalties.

- (a) Any person who violates sections 78-312 shall, upon conviction, a plea of guilty or a plea of nolo contendere, be punished by a fine or imprisonment, or both, in accordance with section 1-8 of this Code, plus costs, and such punishment may be run consecutively for each separate offense.
- (b) In addition to the penalties provided under subsection (a) of this section, any person who violates sections 78-312 of this Code shall also pay a drug analysis fee of one hundred dollars (\$100.00) for each offense. The Municipal Court Clerk shall cause to be deposited the amount of one hundred dollars (\$100.00) as collected for every conviction as described in this subsection, and shall remit monies collected pursuant to this subsection on a monthly basis to the Police Narcotics Enforcement Fund. Monies from said fund shall be utilized for:
 - (1) The purchase and maintenance of equipment and drug testing kits for use by the Mustang Police Department; and
 - (2) Education, training, and scientific development of police personnel and canine development.

Secs. 78-314—78-350. - Reserved.

Section 3. REPEALER.

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 4. SEVERABILITY.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 5. EMERGENCY.

It being immediately necessary for the preservation of the public health, peace and safety of the City of Mustang and the inhabitants thereof, an emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED and the Emergency Clause voted upon separately and passed and approved this _____ day of April, 2018.

Mayor

ATTEST:

City Clerk

APPROVED as to form this _____ day of April, 2018.

City Attorney

City of Mustang
City Council
Agenda Item Commentary

1. ITEM NO. A-4
2. MEETING DATE: April 3, 2018
3. TITLE: Authorization of City Attorney to Administer Oaths and Affirmations
4. COUNCIL ACTION: Approve/Deny
5. INITIATOR: Timothy Rooney, City Manager
6. BACKGROUND: Currently the Code of Ordinance permits the City Clerk, Deputy City Clerk, Municipal Judge, Mayor, or City Manager to administer Oaths and Affirmations. There have been occasions when someone else may be needed to perform this task. Because the City Attorney oftentimes attends these functions, it is recommended that the position of City Attorney be granted the authorization to do so as well.
7. FINANCIAL IMPACT: None
8. STAFF COMMENTS: None
9. STAFF SOURCE: Timothy Rooney, City Manager
10. RESOLUTION / ORDINANCE: Ordinance No. 1162
11. ATTACHMENTS: Ordinance No. 1162

ORDINANCE NO. 1162

AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING CHAPTER 2, ARTICLE III, SECTION 2-63, BY ADDING NEW SUBSECTION 2-63(C) TO AUTHORIZE THE CITY ATTORNEY TO ADMINISTER OATHS AND AFFIRMATIONS; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MUSTANG, OKLAHOMA;

Section 1. Chapter 2, Article III, Section 2-63 of the Municipal Code of the City of Mustang, Oklahoma, is hereby amended by adding a new subsection 2-63(c) to read as follows:

Sec. 2-63. - Department of law and city attorney.

- (a) [This subsection is unchanged.]
- (b) [This subsection is unchanged.]
- (c) The city attorney may administer oaths and affirmations in any manner pertaining to the affairs and government of the City.

Section 2. REPEALER

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 3. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. EMERGENCY

It being immediately necessary for the preservation of the public health, peace and safety of the City of Mustang and the inhabitants thereof, an emergency is hereby declared to exist by reason whereof, this ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED and the Emergency Clause voted upon separately and passed and approved this ____ day of April, 2018.

MAYOR

ATTEST:

CITY CLERK

APPROVED as to form this ____ day of April, 2018.

City Attorney

CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. H-5

2. MEETING DATE: April 3, 2018

3. TITLE: AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING CHAPTER 42 OF THE ORDINANCES OF THE CITY OF MUSTANG, OKLAHOMA, BY AMENDING SEC. 42-118(a)(2)(ii)(D) TO EXEMPT FROM THE SEWER INFRASTRUCTURE IMPACT FEE CERTAIN BUILDING PERMITS FOR ALTERATION, EXPANSION OR REPLACEMENT OF BUILDINGS THAT HAVE EXISTING SEWER SERVICE AND USE IS NOT CHANGED; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

4. COUNCIL ACTION: Approve/Deny Ordinance

5. INITIATOR: Community Development Department

6. PROJECT DESCRIPTION: The existing code references to the Sanitary Sewer Impact Fee can be interpreted to read that any residential or commercial structure must pay an additional \$1000.00 impact fee for the installation of a new bathroom.

This is not how the code has been implemented in the past, but in order to clear up any confusion, staff requests a change in the wording of the ordinance to reflect the original intent of the code, and to clear up any misunderstanding.

Attached is an ordinance changing the code to clarify that the addition of a bathroom will not constitute grounds for payment of an additional \$1000.00 sewer impact fee.

7. FINANCIAL IMPACT: None

8. STAFF COMMENTS: Staff recommends approval of these changes. They reflect the practice of the Community Development Department since adoption of the sewer impact fee.

9. STAFF SOURCE: Melissa Helsel, Community Development Director

10. CITY ATTORNEY'S COMMENTS:

11. RESOLUTION/ORDINANCE NO. 1163

CURRENT ORDINANCE:

b. *Sewer infrastructure impact fee.* There is hereby established a sewer infrastructure impact fee, referred to as the "SII Fee," which fee shall be paid at the time an application is filed seeking a building permit.

1. For residential building permits, the amount of the SII fee shall be \$1,000.00, which shall include attached or detached garages.
2. For commercial or industrial building permits, the amount of the SII fee shall be \$1,000.00.
3. Where the building for which a permit is sought does not have access to a municipal sewer connection and will not have such access within 12 months after issuance of a certificate of occupancy, then no SII fee shall be due for such building until such time as a request is made for connection to municipal sewer facilities. The amount of the SII Fee shall be calculated in the same manner provided under subsections 1. and 2., above.
4. The following shall be exempted from payment of the SII fee:
 - (i) Alterations or expansion of an existing building where no additional toilets/urinals are requested and where the use is not changed.
 - (ii) The replacement of a building with a new building of the same size and use where no additional toilets/urinals are requested and where the use is not changed.
 - (iii) Buildings in existence on the effective date of Ordinance No. 969 that seek connection to municipal sewer facilities after the effective date of Ordinance No. 969.

Any claim of exemption must be made no later than the time of application for building permit. Any claim not so made shall be deemed waived.

ORDINANCE NO. 1163

AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING CHAPTER 42 OF THE ORDINANCES OF THE CITY OF MUSTANG, OKLAHOMA, BY AMENDING SEC. 42-118(a)(2)(ii)(D) TO EXEMPT FROM THE SEWER INFRASTRUCTURE IMPACT FEE CERTAIN BUILDING PERMITS FOR ALTERATION, EXPANSION OR REPLACEMENT OF BUILDINGS THAT HAVE EXISTING SEWER SERVICE AND USE IS NOT CHANGED; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSTANG, OKLAHOMA:

SECTION 1. ENACTMENT.

That Chapter 42, Sec. 42-118(a)(2)(ii)(D) of Ordinances of the City of Mustang, Oklahoma, is hereby amended to read as follows:

Sec. 42-118. Chapter 118: Utilities.

* * *

(a)(2)(ii)(D) The following shall be exempted from payment of the SII Fee:

1. Alterations or expansion of an existing building that has existing sewer service and where the use is not changed.
2. The replacement of a building that has existing sewer service and where the use is not changed.
3. Buildings in existence on the effective date of this ordinance that seek connection to municipal sewer facilities after the effective date of this ordinance.

Any claim of exemption must be made no later than the time of application for building permit. Any claim not so made shall be deemed waived.

SECTION 2. REPEALER.

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. SEVERABILITY.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance. The City of Mustang hereby declares that it

would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any on or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

PASSED AND APPROVED this ____ day of April, 2018.

Mayor

ATTEST:

City Clerk

APPROVED as to form this _____ day of April, 2018.

City Attorney

CITY OF MUSTANG

AGENDA ITEM COMMENTARY

1. ITEM NO. H-6

2. MEETING DATE: April 3, 2018

3. TITLE: FIRST READING AND SETTING OF DATE FOR CONSIDERATION OF AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF MUSTANG, OKLAHOMA, BY VACATING AND CLOSING AN ALLEY LYING WITHIN BLOCK 4 OF THE MUSTANG ORIGINAL TOWNSITE, AS MORE PARTICULARLY DESCRIBED BELOW; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

4. COUNCIL ACTION: Initial Reading and Setting of Public Hearing

5. INITIATOR: Community Development Department

6. Project Description: Jordan Rodich of Wallace Engineering, on behalf of Mustang Public Schools, has submitted an application to close a public right-of-way in the area of the new Mustang Educational Resource Center. This alleyway was never developed as a right-of-way, however there is a public sewer line running through this easement.

The contractor for Mustang Public Schools plans to relocate the sewer line and has already received approval from our city engineer and DEQ to do so.

A public hearing notice for the vacation will be sent to all property owners within 300 feet, and to all utility franchisees within the city. They will have the opportunity to protest the proposed vacation.

7. FINANCIAL IMPACT: None

8. STAFF COMMENTS: This is an initial reading as indicated by Section 102-1(1) of the Municipal Code. Staff recommends that June 5, 2018 be set as the date for final consideration (must be at least 30 days after initial reading).

9. STAFF SOURCE: Melissa Helsel, Community Development Director

10. CITY ATTORNEY'S COMMENTS:

11. RESOLUTION/ORDINANCE NO. 1164

ORDINANCE NO. 1164

AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF MUSTANG, OKLAHOMA, BY VACATING AND CLOSING AN ALLEY LYING WITHIN BLOCK 4 OF THE MUSTANG ORIGINAL TOWNSITE, AS MORE PARTICULARLY DESCRIBED BELOW; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

WHEREAS, the Mustang Original Townsite was recorded with the County Clerk of Canadian County, State of Oklahoma (hereinafter, the "O.T. Plat").

WHEREAS, by operation of law the O.T. Plat dedicated to the City of Mustang an easement for alley purposes, which is more particularly described as follows:

A tract of land located in the Northeast Quarter of the Southeast Quarter of Section 33, Township 11 North, Range 5 West, I.M., Canadian County, State of Oklahoma, according to the official government plat thereof, more particularly described as follows, to wit:

Commencing at the Northeast Corner of Lot 1, Block 4, of the Mustang Original Townsite; Thence along the North line of Lot 1, Block 4, of said Mustang Original Townsite S 89°56'19" W for a distance of 140.00 feet to the Northwest Corner of Lot 1, Block 4, of said Mustang Original Townsite, also known as the Point of Beginning; Thence S 00°03'41" E for a distance of 300.00 feet to the Southwest Corner of Lot 12, Block 4, of said Mustang Original Townsite; Thence, S 89°56'19" W for a distance of 20.00 feet to the Southeast Corner of Lot 22, Block 4, of said Mustang Original Townsite; Thence, N 00°03'41" W for a distance of 140.00 feet to the Northeast Corner of Lot 22, Block 4, of said Mustang Original Townsite; Thence, S 89°56'19" W for a distance of 140.00 feet to the Northwest Corner of Lot 18, Block 4, of said Mustang Original Townsite; Thence, N 00°03'41" W for a distance of 20.00 feet to the Southwest Corner of Lot 17, Block 4, of said Mustang Original Townsite; Thence, N 89°56'19" E for a distance of 140.00 feet to the Southeast Corner of Lot 13, Block 4, of said Mustang Original Townsite; Thence, N 00°03'41" W for a distance of 140.00 feet to the Northeast Corner of Lot 12, Block 4, of said Mustang Original Townsite; Thence N 89°56'19" E for a distance of 20.00 feet to the Northwest Corner of Lot 1, Block 4, of said Mustang Original Townsite, also known as the Point of Beginning; Containing 8,800 square feet, or 0.20 acres, more or less (hereinafter, the "Block 4 Alley").

WHEREAS, the City of Mustang does not currently occupy the Block 4 Alley, and has no future intentions to use the Block 4 Alley. The City of Mustang believes it to be necessary and expedient to, and hereby does, vacate the Block 4 Alley.

WHEREAS, at least 30 days prior notice has been given by the City Clerk to holders of franchises or others determined by the City Council to have a special right or privilege to use the public way or easement, and to all owners of record, as shown by the current year's tax rolls in the office of the county treasurer, abutting the public way or easement, and to owners of record of property within 300 feet of the Block 4 Alley.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSTANG, OKLAHOMA:

SECTION 1. ENACTMENT.

That the Code of Ordinances of the City of Mustang, Oklahoma, be and hereby is amended by closing and vacating the Block 4 Alley dedicated to the City of Mustang within Block 4 of the Mustang Original Townsite, which alley is more particularly described above.

That the City of Mustang reserves the absolute right to reopen the Block 4 Alley without expense to the City, and this ordinance shall not affect the right to maintain, repair, reconstruct, operate or remove utilities, public service corporations, franchise holders, or transmission company facilities or services therein, nor shall such closing affect private ways existing by operation of law.

SECTION 2. REPEALER

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. SEVERABILITY.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. EMERGENCY.

It being immediately necessary for the preservation of the public health, peace and safety of the City of Mustang and inhabitants thereof, an emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED and Emergency Clause voted upon separately and passed and approved this ____ day of April, 2018.

Mayor

ATTEST:

City Clerk

APPROVED as to form this ____ day of April, 2018.

City Attorney

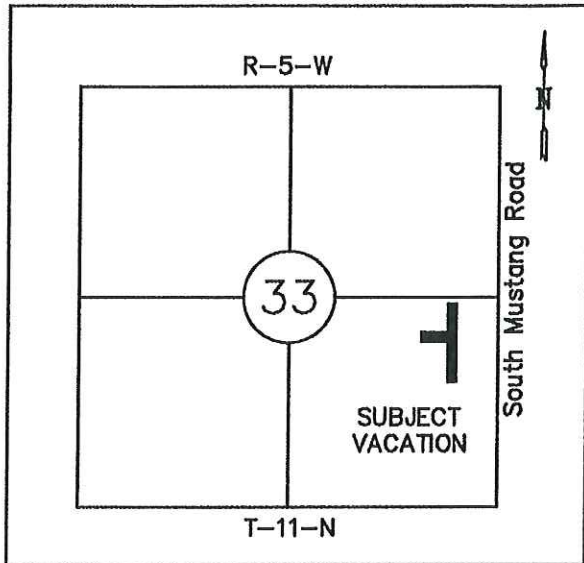


Exhibit A

Parcel No. 1-ALLEY VACATION

County Canadian

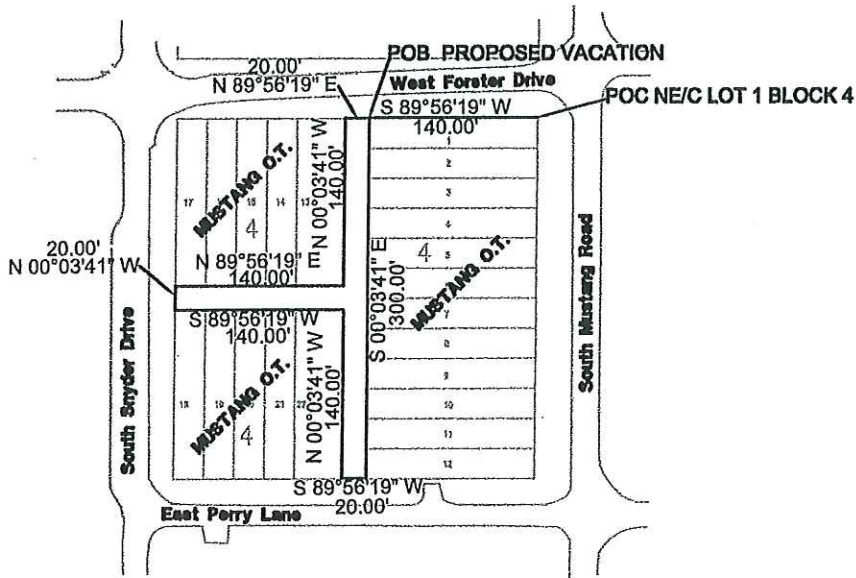
THIS EXHIBIT A IS A SKETCH DESCRIPTIVE ONLY OF THE SIZE, SHAPE AND LOCATION OF THE PROPOSED RIGHT-OF-WAY OR TEMPORARY EASEMENT AND DOES NOT CONSTITUTE A PLAT OR SURVEY OF THE GRANTORS' PROPERTY.

Property Description:

See Exhibit B

Vacation Area	8,800.00 S.F.	0.20 Acres
New R/W	S.F.	Acres
Statutory R/W	S.F.	Acres
Rem in Tract	0.00 S.F.	0.00 Acres
Perpetual Easement	S.F.	Acres

POC= POINT OF COMMENCEMENT
POB= POINT OF BEGINNING



Scale: 1"=150'



P.O. BOX 848, CHOUTEAU, OK 74337
PHONE: (918) 478-7484 FAX: (918) 478-7485
C.A. NO.: 4502 EXP. DATE: 6/30/2018



ALLEY VACATION PARCEL "1"

EXHIBIT "B"

PROPOSED ALLEY VACATION LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE INDIAN BASE AND MERIDIAN, CANADIAN COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE OFFICIAL GOVERNMENT PLAT THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT;
COMMENCING AT THE NORTHEAST CORNER OF LOT 1 BLOCK 4 OF THE MUSTANG ORIGINAL TOWNSITE; THENCE ALONG THE NORTH LINE OF LOT 1 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE S 89° 56' 19" W FOR A DISTANCE OF 140.00 FEET TO THE NORTHWEST CORNER OF LOT 1 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE, ALSO KNOWN AS THE **POINT OF BEGINNING**; THENCE S 00° 03' 41" E FOR A DISTANCE OF 300.00 FEET TO THE SOUTHWEST CORNER OF LOT 12 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE S 89° 56' 19" W FOR A DISTANCE OF 20.00 FEET TO THE SOUTHEAST CORNER OF LOT 22 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE N 00° 03' 41" W FOR A DISTANCE OF 140.00 FEET TO THE NORTHEAST CORNER OF LOT 22 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE S 89° 56' 19" W FOR A DISTANCE OF 140.00 FEET TO THE NORTHWEST CORNER OF LOT 18 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE N 00° 03' 41" W FOR A DISTANCE OF 20.00 FEET TO THE SOUTHWEST CORNER OF LOT 17 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE N 89° 56' 19" E FOR A DISTANCE OF 140.00 FEET TO THE SOUTHEAST CORNER OF LOT 13 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE N 00° 03' 41" W FOR A DISTANCE OF 140.00 FEET TO THE NORTHEAST CORNER OF LOT 13 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE; THENCE N 89° 56' 19" E FOR A DISTANCE OF 20.00 FEET TO THE NORTHWEST CORNER OF LOT 1 BLOCK 4 OF SAID MUSTANG ORIGINAL TOWNSITE, ALSO KNOWN AS THE **POINT OF BEGINNING**; CONTAINING 8,800 SQ. FT. OR 0.20 ACRES, MORE OR LESS.

LEGAL DESCRIPTION WAS PREPARED ON OCTOBER 24TH, 2017 BY CLIFF BENNETT, PLS #1815 WITH THE BEARINGS BASED ON THE NORTH LINE OF LOT 1 BLOCK 1 OF THE AS S 89° 56' 19" W.

SURVEYOR'S CERTIFICATE

I, CLIFF BENNETT OF BENNETT SURVEYING, INC., CERTIFY THAT THE LEGAL DESCRIPTION HEREON CLOSES IN ACCORDANCE WITH CURRENT TOLERANCES AND IS A TRUE REPRESENTATION OF THE REAL PROPERTY DESCRIBED, AND THAT THE VACATION OF REAL PROPERTY MEETS THE MINIMUM TECHNICAL STANDARDS AS ADOPTED BY THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR THE STATE OF OKLAHOMA.

WITNESS MY HAND AND SEAL THIS 24TH DAY OF OCTOBER, 2017.



CLIFF BENNETT, PLS
OKLAHOMA NO.1815
CERT. OF AUTH. NO. 4502
EXP. DATE JUNE 30, 2018

ALLEY VACATION PARCEL "1"

CLOSURE REPORT

North: 140007.7098' East: 2050426.9921'

Segment #1 : Line

Course: S00° 03' 41"E Length: 300.00'
North: 139707.7099' East: 2050427.3140'

Segment #2 : Line

Course: S89° 56' 19"W Length: 20.00'
North: 139707.6885' East: 2050407.3140'

Segment #3 : Line

Course: N00° 03' 41"W Length: 140.00'
North: 139847.6884' East: 2050407.1638'

Segment #4 : Line

Course: S89° 56' 19"W Length: 140.00'
North: 139847.5382' East: 2050267.1639'

Segment #5 : Line

Course: N00° 03' 41"W Length: 20.00'
North: 139867.5382' East: 2050267.1424'

Segment #6 : Line

Course: N89° 56' 19"E Length: 140.00'
North: 139867.6884' East: 2050407.1423'

Segment #7 : Line

Course: N00° 03' 41"W Length: 140.00'
North: 140007.6883' East: 2050406.9921'

Segment #8 : Line

Course: N89° 56' 19"E Length: 20.00'
North: 140007.7098' East: 2050426.9921'

Perimeter: 920.000' Area: 8800.00 Sq. Ft.
Error Closure: 0.0000 Course: N82° 52' 29.94"W
Error North: 0.00000 East: -0.00000

Precision 1: 920000000.000

FILE: 174150-VACATION 3

ABTRACTOR'S SPECIAL CERTIFICATE

STATE OF OKLAHOMA)
) ss.
COUNTY OF CANADIAN)

OLD REPUBLIC TITLE COMPANY OF OKLAHOMA, a corporation and bonded abstractor, hereby certifies:

That the following is a list of all owners of record as shown by the current year tax rolls in the office of the County Treasurer of Canadian County, Oklahoma, to the lands surrounding and within 1000 feet of:

LOTS ONE (1) THRU TWENTY-TWO (22) BLOCK FOUR (4), TOWN OF MUSTANG, CANADIAN COUNTY, OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF

OWNER OF RECORD: MUSTANG SCHOOL DIST 69
 906 S HEIGHTS DR, MUSTANG OK 73064

That the addresses that are listed have been taken from the Treasurer's records of Canadian County, Oklahoma.

GRANTEE & ADDRESS & LEGAL DESCRIPTION:

MUSTANG SCHOOL DIST 69
906 S HEIGHTS DR, MUSTANG OK 73064
LOTS 1-18 BLOCK 5 MUSTANG ORIGINAL
LOTS 1-9 BLOCK 6 MUSTANG ORIGINAL
LOTS 12-18 BLOCK 6 MUSTANG ORIGINAL
NE/4 31-11N-5W A#31, A#30
LOT 1-4 BLOCK 2 SILVER

GEORGE & CAROLYN KOKENDOPFER
1007 S MUSTANG RD, MUSTANG OK 73064
LOTS 1-3 BLOCK 7 MUSTANG ORIGINAL

SW BELL TELEPHONE
BOX 26707, OKC OK 73126
LOTS 4-10 BLOCK 7 MUSTANG ORIGINAL

TERESA WILLIAMS
11409 SW 109TH ST, MUSTANG OK 73064
LOTS 13-17 BLOCK 7 MUSTANG ORIGINAL

ASH BUSINESS CENTER LLC
448 E ST HWY 152, MUSTANG OK 73064
LOTS 18-21 BLOCK 7 MUSTANG ORIGINAL

MELINDA FORD
730 W PERRY DR, MUSTANG OK 73064
LOTS 22 BLOCK 7 MUSTANG ORIGINAL

TYSON'S RENTAL
% RICK TYSON
2810 S AGNEW, OKC OK 73108
LOT 4 BLOCK 1 SILVER

LITTLE BRONCOS LLC
% MARK A HARKINS
888 SQUIRREL CT, TUTTLE OK 73089

LOT 4-6 BLOCK 4 MOHR

JACOB STOKES
640 E LINDEN LN, MUSTANG OK 73064
LOT 11 BLOCK 4 MOHR

AMBROSE LIGHTSEY TRUSTEE
320 E MOHR LN, MUSTANG OK 73064
LOT 9-10 BLOCK 4 MOHR

JOSEPH WHISNER
PO BOX 104, WHEATLAND OK 73097
LOT 7-8 BLOCK 4 MOHR

BALDOMERO LOPEZ JR
806 S MUSTANG RD, MUSTANG OK 73064
LOT 8-11 BLOCK 3 MUSTANG ORIGINAL

JERRY & SHERYL JACKSON
826 S MUSTANG RD, MUSTANG OK 73064
LOTS 12-17 BLOCK 3 MUSTANG ORIGINAL

GWEN SMITH
115 E PERRY LN, MUSTANG OK 73064
LOT 18 BLOCK 3 MUSTANG ORIGINAL

TOMMY & D JUSTUS
117 E PERRY LN, MUSTANG OK 73064
LOT 19 BLOCK 3 MUSTANG ORIGINAL

DEREK BELL
110 E FORSTER ST, MUSTANG OK 73064
LOT 6-7 BLOCK 3 MUSTANG ORIGINAL

MICHAEL & KRISTINE SARRETT
807 S JONES, MUSTANG OK 73064
LOT 4-5 BLOCK 3 MUSTANG ORIGINAL

CONNOR GATES
11409 SW 109TH ST, MUSTANG OK 73064
S15' LOT 8, ALL OF 9-10, N5' LOT 11 BLOCK 8 MUSTANG ORIGINAL

BARBARA & LOREN JR BOWEN
910 S MUSTANG RD, MUSTANG OK 73064
S15' LOT 8, ALL 9-10, N5' LOT 11 BLOCK 8 MUSTANG ORIGINAL

WILLIAM LASSLEY
112 E PERRY LANE, MUSTANG OK 73064
LOTS 6-7, NORTH 10' LOT 8 BLOCK 8 MUSTANG ORIGINAL

JOYCE WALKER STANLEY
THE WALKER OIL & GAS LLC
608 STONE MILL BLVD, YUKON OK 73099
S20' LOT 11, ALL LOT 12-13 BLOCK 8 MUSTANG ORIGINAL

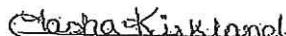
VICKIE RINEBARGER
PO BOX 997, MUSTANG OK 73064
LOTS 14-17 BLOCK 8 MUSTANG

PENTECOSTAL CHURCH OF GOD
913 S JONES, MUSTANG OK 73064
LOTS 4-5 BLOCK 8 MUSTANG

Due care and diligence have been exercised in preparing this report; however, no liability is assumed for the correctness or completeness of information furnished.

DATED: October 27, 2017 at 7:30 AM

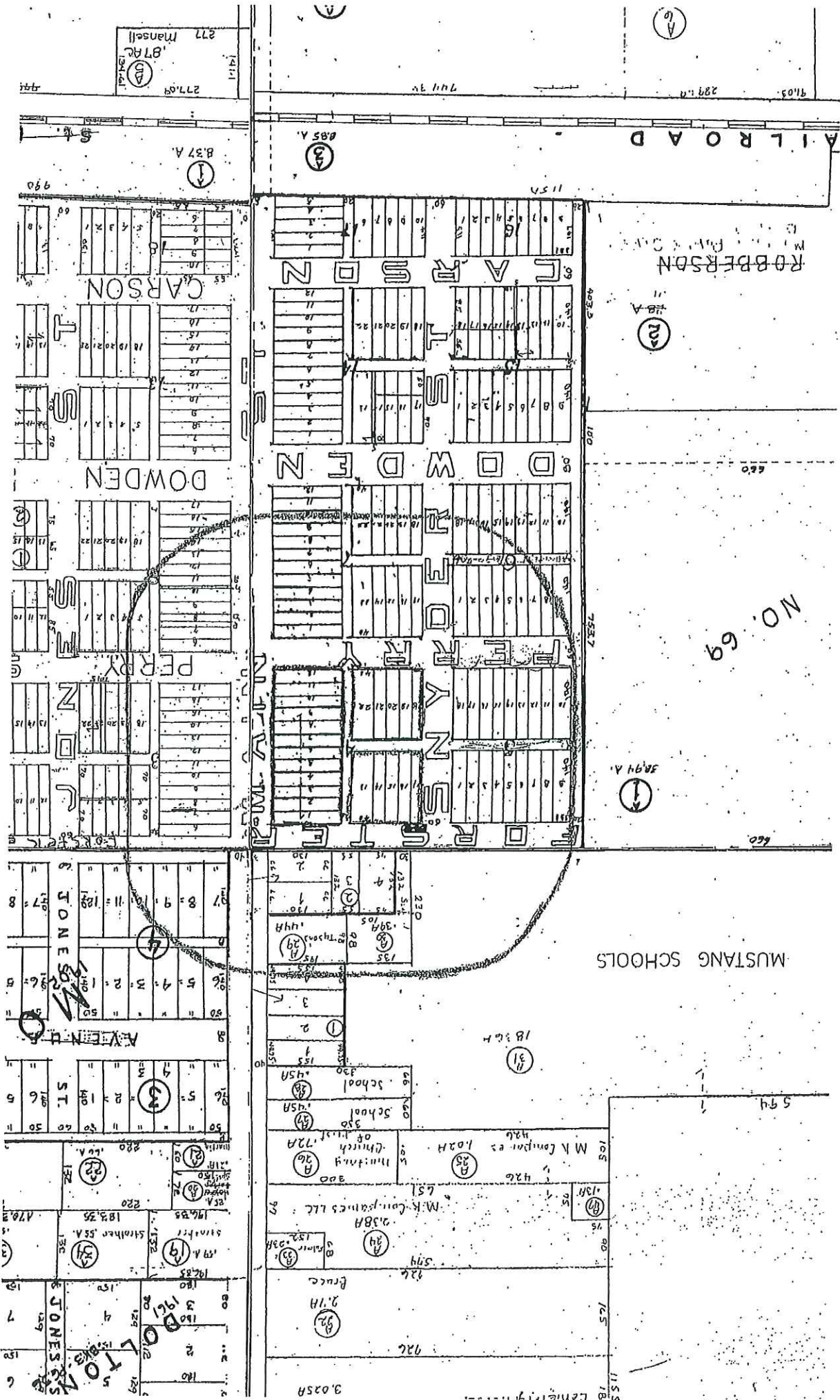
OLD REPUBLIC TITLE COMPANY OF OKLAHOMA
Bonded Abstractor


Authorized Signatory

Tasha Kirkland, License #2067

COMPLETED: November 2, 2017

Order No. 17206315



City of Mustang
City Council
Agenda Item Commentary

1. ITEM NO. H-7
2. MEETING DATE: April 3, 2018
3. TITLE: Regulations for Oil and Gas Drilling
4. COUNCIL ACTION: Approve/Deny
5. INITIATOR: Timothy Rooney, City Manager
6. BACKGROUND: This item is carried over from the February 6, 2018 City Council meeting. The attached is a draft version of the potential ordinance that could be adopted depending upon which alternatives are selected by the Council during discussion. Please note, additional options could be presented to the City Council for consideration on Tuesday evening.
7. FINANCIAL IMPACT: None
8. STAFF COMMENTS: None
9. STAFF SOURCE: Timothy Rooney, City Manager
10. RESOLUTION / ORDINANCE: Ordinance No. 1158
11. ATTACHMENTS: Ordinance No. 1158

ORDINANCE NO. 1158

AN ORDINANCE OF THE CITY OF MUSTANG, OKLAHOMA, AMENDING CHAPTER 74 OF THE MUSTANG CODE OF ORDINANCES BY REPEALING ARTICLE II, OIL AND GAS, IN ITS ENTIRETY, AND ENACTING NEW ARTICLE II ESTABLISHING REGULATIONS FOR OIL AND GAS DRILLING, PRODUCTION AND MAINTENANCE OPERATIONS; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL FOR THE CITY OF MUSTANG, OKLAHOMA, THAT:

Section 1: REPEAL.

Chapter 74, Article II, Oil and Gas, of the Municipal Code of the City of Mustang, Oklahoma, is hereby repealed in its entirety.

Section 2: ENACTMENT.

Chapter 74, Article II, Oil and Gas, of the Municipal Code of the City of Mustang, Oklahoma, is hereby amended by adopting the new provisions of Article II set forth below:

ARTICLE II. - OIL AND GAS
DIVISION 1. - GENERALLY

Sec. 74-31. - Definitions.

The following words, terms and phrases, without regard to whether the defined terms are capitalized when used, shall have the meanings ascribed to them in this section, unless the context clearly indicates or requires a different meaning. All technical or oil and gas industry words or phrases used in this article and not specifically defined in this section shall have that meaning customarily attributable thereto by prudent operators in the oil and gas industry. Except as otherwise provided, these definitions shall be applicable only to this article.

City means the City of Mustang, Oklahoma.

Commercial disposal well means a well where the owner/operator receives and disposes of produced water or any other deleterious substance from multiple well owners/operators and receives compensation for these services and where the owner/operator's primary business objective is to provide these services. This definition does not include those private wells established for on-site disposal of produced water from wells within a common unit established by the Oklahoma Corporation Commission.

Completion operations or completion means that portion of the drilling activities that includes the work that is performed after initial drilling activities and prior to production activities for the purpose of optimizing the production of a well.

Deleterious substance means any chemical, saltwater, oilfield brine, waste oil, waste emulsified oil, basic sediment, mud or injurious substances produced or used in the drilling, development, producing, transportation, refining and processing of oil, gas or condensate.

Drilling means the process by which the earth is bored to create a pathway to formations containing hydrocarbons to allow for their production to the surface.

Drilling activities means those activities commonly performed at the drilling and production site necessary or incidental to getting hydrocarbons to market, including completion, re-drilling, re-completion or re-working operations, but not including production activities or establishment of a commercial disposal well as defined in this article.

Drilling and production site means the area dedicated to all gas well drilling or production activities, or both, including the drilling and production area, all structures, dehydrators, parking areas, security cameras, lighting, tanks, tank battery (or any other tank grouping area), drilling rigs, separators, compressors as associated with gathering lines, perimeter walls, utilities, and all other features or objects contemplated for use during and after gas well drilling or production activities. Excluded from this definition are gathering and transmission lines and compressor stations and commercial disposal wells as defined in this article.

EPA means the United States Environmental Protection Agency or successor agency.

Gas means gas or natural gas, as such terms are used in the rules, regulations, or forms of the Oklahoma Corporation Commission. Typically, a naturally-occurring gaseous substance primarily composed of methane and other light, gaseous hydrocarbons.

Gas production means the phase that occurs after successful exploration, drilling and development involving operations including, but not limited to, gas wells, tanks, dehydrators, separators, mud pits, ponds, tank batteries or associated mechanical equipment, and during which hydrocarbons are extracted from the gas field, but does not include the operation of a commercial disposal well as defined in this article.

Gas well means any well drilled for the production of gas or classified as a gas well under Oklahoma Statutes or Oklahoma Corporation Commission Regulations.

Hazardous materials management plan means the hazardous materials management plan and hazardous materials inventory statements required by the Fire Code.

OCC means "Oklahoma Corporation Commission" or successor agency.

ODEQ means "Oklahoma Department of Environmental Quality" or successor agency.

Oil means oil or crude oil as such terms are used in the rules, regulations, or forms of the Oklahoma Corporation Commission.

Oil and gas inspector or inspector means an inspector designated by the city that is responsible for primary enforcement of this article.

Oil production means the phase that occurs after successful exploration, drilling and development involving operations including, but not limited to, oil wells, tanks, dehydrators, separators, mud pits, ponds, tank batteries or associated mechanical equipment, and during

which hydrocarbons are extracted from the oil field, but does not include the operation of a commercial disposal well as defined in this article.

Operator means the person(s) in charge and in control of drilling, maintaining, operating, pumping, or controlling any well or pipeline including, without limitation, a unit operator.

Pit means a temporary or permanent containment for circulated fluids and drilling products or waste.

Plugging and abandonment means "plugging" as defined by the Oklahoma Corporation Commission and includes the plugging of the well, abandoned, orphaned or otherwise, and restoration of the drilling and production site as required by this article.

Pollution means the contamination or other alteration of the physical, chemical or biological properties of any natural waters of the city, or such discharge of any liquid, gaseous or solid substance into any water of the city as will or is likely to create a nuisance or render such waters harmful or detrimental or injurious to public health, safety or welfare, to domestic, commercial, industrial, agricultural, recreational or other beneficial uses, or to livestock, animals or aquatic life.

Producing well means a well that has been completed and is presently capable of yielding oil or gas.

Production activities or production means the extraction of hydrocarbons from a well after drilling and completion, but does not include the operation of a commercial disposal well as defined in this article.

Production site means that area of the drilling and production site utilized for production activities after well completion.

Protected use means any dwelling, church, public park, public library, medical facility, pre-kindergarten, kindergarten or elementary, middle or high school, public pool, senior center, or public recreation center.

Separation boundary means the location of the property line of the nearest protected use, nearest lot line of a previously platted residential subdivision, or closest property line of an adjoining use that is not defined as a protected use, as measured from the drilling and production site.

Tank means a natural or man-made container, covered or uncovered, in which to store, contain or mix liquids or hydrocarbons used or produced in conjunction with the drilling, stimulation or production operations of an oil or gas well.

Well, unless specifically qualified, means any hole or bore drilled to any depth for the purpose of producing oil, gas or liquefied petroleum matter or for the injection or disposal of any of such materials.

Sec. 74-32. - Findings, purpose, intent and authority.

- (a) Findings. The regulations contained in this article are supported by the following findings of fact:
- (1) Oil and gas drilling and production is an important component of the Mustang area economy.
 - (2) Oil and gas well drilling and production activities create conditions that potentially threaten the health, safety and general welfare of persons residing or working on property in proximity to such operations.
 - (3) Oil and gas well drilling and production activities, in the absence of local regulatory controls, may generate noxious aerial emissions, introduce contaminants into groundwater, emit high noise or light levels, produce large volumes of dust, congest local streets, present fire or chemical spill hazards and produce other deleterious effects, all of which fall disproportionately on adjacent land uses, and which can result individually or cumulatively in injury to persons or damage to property and inhibit the quiet peace and enjoyment of the surface uses of real property in the vicinity of such operations.
 - (4) The proliferation of oil and gas well pad sites within the city creates conflicts between such development and other existing and future surface uses of real property within the city. To assure the compatibility of residential, commercial, industrial and agricultural uses with oil and gas well development, it is necessary for the city to regulate the location of oil and gas well operations relative to other surface uses of real property within the city consistent with the right of mineral owners to reasonably access subsurface resources.
 - (5) The city recognizes that the State of Oklahoma regulates oil and gas well drilling and production activities. The regulations in this article are intended to supplement such standards and additionally implement compatible local measures that assure the health, safety and general welfare of the city's residents and businesses.
- (b) Purpose and intent. In order to protect the public health, peace, safety and welfare of the city and its residents, this article is created to establish reasonable and uniform limitations, safeguards and controls for the drilling and operation of wells and production of oil, gas and other hydrocarbon substances within the corporate limits of the city, and to provide that this land use may be conducted in harmony with other uses within the city. The provisions set forth in this article shall be considered as minimum requirements and shall not relieve any person from any duty imposed by law to use reasonable care and take reasonable precautions for the safeguarding of people and the protection of and noninterference with property rights.
- (c) Authority . This article is adopted pursuant to authority vested under the constitution and laws of the State of Oklahoma and the Mustang City Charter. Each authorization identified in this article shall be construed as an exercise of the city's police, nuisance, and zoning powers pursuant to the Charter and Oklahoma Statutes.

Sec. 74-33. - Applicability of article to existing operations.

This article shall not apply to any producing oil or gas well located within the boundaries of the city on the effective date of this article. Such wells shall remain subject to the requirements of any ordinance that was in effect at the time of drilling.

Sec. 74-34. - Violations; penalties.

It shall be unlawful and an offense for any person to violate or neglect to comply with any provision of this article, irrespective of whether or not the verbiage of each section of this article contains the specific language that such violation or neglect is unlawful and is an offense. Any person who shall violate any of the provisions of this article, or any of the provisions of a drilling and operating permit issued pursuant to this article, or any condition in a conditional use permit, or any condition of the bond filed by the permittee pursuant to this article, or who shall neglect to comply with the terms of this article, shall be punished as provided in section 1-8. Each violation of each separate provision of this article, or of the permit, or of the bond, shall be considered a separate offense, and each day's violation of each separate provision thereof shall be considered a separate offense. In addition to such penalties, it is further provided that the city council, at any regular or special session or meeting thereof, may, provided ten days' notice has been given to the permittee that revocation is to be considered at such meeting, revoke or suspend any permit issued under this article and under which drilling or producing operations are being conducted if the permittee thereof has violated any provisions of the permit or the bond or this article.

Secs. 74-35—74-50. - Reserved.

DIVISION 2. - ADMINISTRATION AND ENFORCEMENT

Subdivision I. - In General

Sec. 74-51. - Oil and gas inspector.

- (a) The city manager shall appoint a qualified person whose duty it shall be to enforce the provisions of this article.
- (b) The oil and gas inspector shall have the authority to issue such orders or directives as are required to carry out the intent and purpose of this article and its particular provisions. Failure to abide by any such order or directive shall be a violation of this article.
- (c) The oil and gas inspector shall have the authority to go upon and inspect any premises covered by the terms of this article to ascertain whether this article and the applicable laws, rules, regulations, standards or directives of the state are being complied with. Failure to permit access to the appointed inspector shall be deemed a violation of this article.
- (d) The oil and gas inspector shall have the authority to request and receive any records specified in this article relating to the status or condition of any well or project or the appurtenances thereof within the city. Failure to provide any such requested material shall be deemed a violation of this article.

Sec. 74-52. - Annual inspection of wells required; reports to city manager.

All oil and gas wells shall be inspected annually, or within 60 days of completion, whichever is first. The oil and gas inspector shall annually prepare a report to the city manager on the condition of each drill site for compliance with this article and other applicable laws.

Sec. 74-53. - Annual inspection fee.

There is levied an annual police regulation and inspection fee upon each well operated or maintained for the purpose of producing oil and/or gas therefrom within the corporate limits of the city in the amount set forth in section 42-74 to cover the expenses of enforcing the provisions contained in this article. This annual license fee is in addition to the permit fee required in section 74-73, and shall be paid to the city treasurer before the issuance of any permit for the drilling or putting down of any oil or gas well, and shall be paid before January 10 of each year.

Sec. 74-54. - Order to cease operations.

- (a) If the city manager or his designee finds that, in his judgment, a hazard to life ~~or natural resources~~ exists, he shall order immediate rectification of the cause. If the permittee takes no immediate measure to reduce the hazard, or the situation is so perilous as to constitute an imminent threat to safety, then in either of these events he may order the prompt cessation of activity, and if necessary the clearance of the premises.
- (b) The appointed inspector shall apply to the city manager for a hearing upon such order, which hearing shall be held not longer than 24 hours after the issuance of the order by the inspector. The city manager shall determine if proper cause existed, and, if not, shall order the permittee's activity to resume without delay. If the city manager determines that proper cause did exist for the order to cease activity to be issued, then he shall make whatever ruling is proper to ensure rectification of the cause of the peril. Such ruling and compliance with it by the permittee shall not be construed to absolve the permittee of any liability for any violation of this article or for any damage or injury caused thereby.

Sec. 74-55. - Appeals.

Any permittee under this article aggrieved by any order, directive or ruling issued by the appointed inspector, or by any ruling by the city manager, may appeal the order, directive or ruling to the city council, which shall hear the matter at its next scheduled meeting. The lodging of such appeal shall not stay the enforcement of any of the provisions of this article. The council, upon hearing the matter, may issue whatever ruling or order is appropriate, provided that such ruling or order is in keeping with the spirit and purpose of this article.

Secs. 74-56—74-70. - Reserved.

Subdivision II. - Permit

Sec. 74-71. – Permits required; application; conditional use permit; additional submittals.

- (a) It is unlawful and an offense for any person, either for himself or acting as agent, employee or servant of any other person, to open any well or to permit to flow therefrom any oil or gas, or to engage in any work or to erect any structures, tanks, machinery, pipelines or other appurtenances incident to the production of petroleum or natural gas, or to operate, maintain or permit to exist any equipment, structures or appurtenances incident to such production or to use or maintain any property or premises for such production within the city, unless a drilling permit for the drilling and operation of the well has been first obtained as provided by the terms of this subdivision, and a conditional use permit has been obtained as provided by Sections 122-212 and 122-57 of the Code.
- (b) Before any permit for the drilling of any oil or gas well is issued, in addition to the application requirements for a conditional use permit as set forth in section 122-57, a written application, signed by the applicant or an authorized designee, shall be filed with the city, and shall provide the following information:
- (1) The location, by metes and bounds description, and dimensions of the drilling and production site.
 - (2) A plat, drawn to scale, showing the correct dimensions and location of the proposed well, together with tanks, pits, pipelines, embankments, fences, drilling and production site ingress and egress points, measured distance from the well site to buildings and structures, temporary and permanent fencing and landscaping, and other details of the proposed use of the property necessary and incidental to the drilling of the well.
 - (3) A map or aerial photo showing the location of the proposed drill site, access roads, traffic routes to the site, all affected floodways and floodplains, the location of any protected use within 960 feet of the drilling and production site, the location of any permanent structure not defined as a protected use within 700 feet of the drilling and production site, distances between the proposed drilling and production site and adjoining property lines, and the location of existing and proposed underground pipelines .
 - (4) A statement regarding the provision of water to the drill site during the drilling of the well.
 - (5) A written plan for the disposal and/or removal of deleterious substances produced.
 - (6) A copy of the intent to drill as approved by the OCC.
 - (7) The name, address and emergency phone number of the operator and driller.
 - (8) The name, address and phone number of the surface owner of the proposed drill site.
 - (9) The name and address of an official company service agent who resides within the State of Oklahoma.
 - (10) A description of how all on-site standards set forth in this article will be achieved. All conditions set forth in any prior conditional use permit approved for the drilling and production site shall be included in the application submittal.
 - (11) The applicant shall also submit the following plans with the application for a conditional use permit:
 - (i) Drilling/completion and production mitigation plans prepared in accordance with section 74-106;
 - (ii) A site reclamation plan prepared in accordance with section 74-106;

- (iii) An erosion and sediment control plan prepared in accordance with Chapter 50 of the Code;
 - (iv) Certified copy of all permits required by the OCC and ODEQ; and
 - (v) Certificates of insurance coverage and security as required by sections 74-75 and 74-76.
- (c) Before an oil or gas drilling application is accepted, the applicant must pay an application and processing fee in the sum set forth in section 42-74, which shall be nonrefundable, and which shall be in addition to the fees provided for in sections 74-73 and 74-53.
- (d) The applicant shall submit a certified list of the names and addresses, with legal descriptions, of all property owners of record within 300 feet of the exterior boundaries of the proposed drill site.

Sec. 74-72. - Public hearing.

- (a) Required. Before a permit for the drilling of an oil or gas well shall become effective, a public hearing shall be held in relation thereto before the planning commission, at which parties of interest and citizens shall have an opportunity to be heard.
- (b) Notice. The clerk of the planning commission shall cause notice of the public hearing to be mailed to any property owners on the certified list provided pursuant to section 74-71 at least ten days before hearing before the planning commission. Notice of the public hearing before the planning commission shall be published in a paper of general circulation at least 15 days prior to the hearing. The notice shall contain the following information:
 - (1) The date, time and place of the hearing.
 - (2) Legal description and approximate address of the drill site.
- (c) Authority of planning commission. The planning commission shall have the following jurisdiction and authority:
 - (1) Receive applications and make recommendations to the city council as to the manner in which a particular application will affect the land usage of the city, taking into consideration the health, general welfare and safety of the inhabitants of the city.
 - (2) Review and make recommendations to the city council on approved permits when changes or deviations from the approved permit are requested.
- (d) Permits to be approved by council. No permit for the drilling of an oil or gas well shall be issued without approval by the city council, after a hearing by the planning commission.
- (e) Burden of Proof. The burden of proof on all matters brought by applicant to be considered in the hearing shall be upon the applicant/operator.
- ~~(f) Change in Conditions. The city council may require an increase in the distance the well is set back from any protected use, or require any change in operation, plan, design, layout or any change in the on-site and technical regulations in this article, including~~

fencing, screening, lighting, delivery times, noise levels, or any other matters reasonably required by public interest.

Sec. 74-73. - Amount of fee.

Upon approval by the city council, the fee for the drilling or putting down of each well for the purpose of producing oil and/or gas shall be as set forth in section 42-74. Before the issuance of any permit for the drilling or putting down of any such oil and/or gas well, such sum shall be paid to the city treasurer.

Sec. 74-74. - Time limit for payment of fee; expiration of permit.

The permit fee provided for in section 74-73 shall be paid not later than 90 days after approval by the city council of the drilling application, or prior to commencement of any drilling operation, whichever event occurs first. If the permit fee is not paid within such time, the permit shall not be issued, and approval shall be automatically cancelled and a new drilling application shall be required. The city council may extend the time for payment beyond 90 days for good cause shown. The drilling permit shall be valid for one year from the date of issuance, and if drilling is not commenced within that time the permit shall be rescinded and a new application required.

Sec. 74-75. - Bond or other surety.

Before an oil or gas drilling permit may be issued by the city council, the permittee shall file with the city, subject to the approval of the city council, one of the following guarantees, conditioned that the permittee shall comply with the terms and conditions of this article in the operation of the well for either natural or artificial production or injection; and conditioned that the permittee will promptly pay fines, penalties and other assessments imposed upon the permittee by reason of breach of any of these terms, provisions and conditions, and that the permittee will promptly restore to their former condition the streets, sidewalks and other public property of the city which may be disturbed or damaged in the permittee's operation, and that the permittee will promptly clear all premises of all litter, trash, waste and other substances, and will, after abandonment, grade, level and restore the property to the same surface condition, as practicable as is possible, as existed prior to commencing operations; and further that the permittee shall indemnify and hold harmless the city from any and all liability attributable to granting the permit. Said bond, deposit or letter of credit shall become effective on or before the date the same is filed with the city and remain in full force and effect for at least 12 months subsequent to the expiration of the Conditional Use Permit or well abandonment, whichever occurs later. The bond or letter of credit submitted shall cover all wells drilled or operated by operator within the city. The guarantee shall be in one of the following forms, and shall remain in full force and effect, and be maintained in such amount, for the life of the well:

- (a) The applicant shall provide a bond in the principal sum of \$25,000.00. The bond shall be executed by a reliable insurance company authorized to do business in the state, with the applicant as principal, running to the city for the benefit of the city and all persons concerned.
- (b) The applicant shall deposit cash or other instrument readily convertible into cash at face value, either with the city or in escrow with a bank or savings and loan institution, in the amount of \$25,000.00. In the case of any escrow account, the applicant shall file with

the city council an agreement between the financial institution and himself guaranteeing the following:

- (1) That the funds of the escrow account shall be held in trust until released by the city council and may not be used or pledged by the applicant as security in any other matter during that period; and
 - (2) That in the case of a failure on the part of the applicant to comply with the provisions of this article as stated in this article, the financial institution shall immediately move the funds in the account so as to be available to the city to use in the correction of violations of this article.
- (c) The applicant shall provide an irrevocable letter of credit from a bank or other reputable institution, certifying the following:
- (1) That the creditor does guarantee funds of not less than \$25,000.00 for a term not less than one year;
 - (2) That, in the case of failure on the part of the applicant to comply with the provisions stated in this article, the creditor shall pay to the city immediately and without further action such funds as are necessary to finance the correction of the violations, up to the stated limit of credit; and
 - (3) That this letter of credit may not be withdrawn or reduced in amount until approved by the city council.

Sec. 74-76. - Insurance.

In addition to the bond required in section 74-75, the applicant for a permit under this subdivision shall file with the city, subject to the approval of the city council, the following certificates of insurance, to remain in full force and effect for the life of the well, except as provided in this section:

- (a) Composite extra expense coverage.
- (1) The applicant shall obtain composite operator's extra expense coverage providing a minimum of \$2,000,000.00 applicable to:
 - (i) Control of the well.
 - (ii) Cleanup and containment.
 - (iii) Seepage, pollution and contamination.
 - (2) It is further conditioned that this coverage will insure 100 percent of the interest in the wells required to be covered under this section. The insurance shall remain in force for the life of the well, and until such time as it is plugged and abandoned in accordance with state corporation commission rules and regulations governing such matters. The city shall be named as an additional insured on such insurance policy, and the permittee shall indemnify and hold harmless the city from any and all liability, including loss of use, resulting from the pollution of city water.
- (b) General liability insurance.
- (1) In addition to the bond and insurance otherwise required in this article, the applicant shall carry a policy of comprehensive general liability insurance naming the city as an additional insured, issued by an insurer authorized to do business within the state. The policy shall include coverage for independent contractors, contractual liability, broad form property damage, underground resources property damage, and blowout and cratering property damage. No exclusion shall be

applicable limiting coverage for operations within the city limits. The policy shall provide the following minimum coverage, including the items set forth in this subsection:

- (i) Bodily injury: \$2,000,000.00 per occurrence.
 - (ii) Property damage: \$1,000,000.00.
- (2) The permittee shall file with the city clerk certificates of the insurance as stated in this subsection at the time of application for approval by the city council.
- (3) If, after completion of a producing well, the permittee has complied with all of the provisions of this article, such as removing derricks, clearing premises and the like, he may apply to the city council to have the insurance policy reduced as follows:
- (i) Bodily injury: \$1,000,000.00.
 - (ii) Property damage: \$500,000.00.

Sec. 74-77. - Transfer of Conditional Use Permit.

A conditional use permit for oil or gas drilling or production may be transferred by the operator ~~with the written consent of the city~~ if the transfer is in writing signed by both parties, if the transferee agrees to be bound by the terms and conditions of the transferred permit, if all information previously provided to the city as part of the application for the transferred permit is updated to reflect any changes, and if the transferee provides the insurance and security required by section 74-75 and 74-76. The current operator shall provide thirty (30) days notice to the City prior to the effective date of such transfer. The insurance and security provided by the transferor shall be released if a copy of the written transfer is provided to the city and all other requirements provided in this subsection are satisfied and the insurance and security are approved by the Community Development Director. The transfer shall not relieve the transferor from any liability to the city arising out of any activities conducted prior to the transfer.

Sec. 74-78. – Operator’s agent.

Every operator of any well shall designate an agent, who is a resident of the State of Oklahoma, upon whom all orders and notices provided in this article may be served in person or by registered or certified mail. Every operator so designating such agent shall within ten days notify the Development Director in writing of any change in such agent or such mailing address unless operations within the city are discontinued.

Secs. 74-79—74-100. - Reserved.

DIVISION 3. - DRILLING RESTRICTIONS

Sec. 74-101. - Number of wells per permit area.

- (a) It is unlawful and an offense for any person to drill or put down one or more oil or gas wells upon any one permit area unless a permit therefor shall have been first approved by the city council for each individual well.
- (b) No permit shall be issued for any subsequent well to be placed on a previously approved drilling and production site unless approved by the city council according to the procedures set forth in section 74-71, except that no ownership list shall be required or application fee paid.

- (c) No public notice shall be required for additional wells on an approved drilling and production site.

Sec. 74-102. - Compliance with applicable regulations.

It is unlawful and an offense for any person to drill or put down any oil or gas well or to erect, maintain, operate or permit to exist any such well, structures, equipment, pipelines, machinery, tanks or other appurtenances in violation of any of the ordinances of the city or the laws of the state, or in violation of any of the regulations, rules or orders of the OCC.

Sec. 74-103. - Wells prohibited in certain locations.

In order to preserve and safeguard the life, property, public peace, safety and general welfare of the city and the citizens thereof, there are established certain non-drilling territories in which no well shall be drilled or put down for the production of oil and/or gas, which territories are particularly described as follows:

- (a) No well shall be drilled or put down for the production of oil and/or gas or injection of produced fluids at any point less than a distance of 660 feet from the separation boundary of any protected use or any lot located within a previously platted residential subdivision.
- (b) No oil or gas wells shall be permitted to be drilled in any city park or publicly held property.
- (c) No well shall be drilled or put down for the production of oil and/or gas or injection of produced fluids at any point less than a distance of 400 from the nearest outside wall of any structure not defined as a protected use.
- (d) All drilling and completion operations proposed within a FEMA One Hundred Year Designated Floodplain shall comply with the adopted Flood Hazard Regulations and shall be fully flood proofed.

~~Sec. 74-104. - Disposal wells.~~

~~Commercial disposal well drilling and operation may be conducted in areas zoned "I-2" or "I-3" provided the operator of such well has obtained a conditional use permit from the city council, after notice and hearing, as required by this article.~~

Sec. 74-10~~4~~5. - Environmental requirements and performance standards.

Any drilling of oil and gas wells or production shall be subject to the following requirements:

- (a) All oil operations, drilling and production operations shall be conducted in such a manner as to eliminate, as far as practicable, dust, noise, vibration or noxious odors, and shall be in accordance with the best accepted practices incident to exploration for, drilling for and production of oil, gas and other hydrocarbon substances. Proven technological improvements in exploration, drilling and production methods shall be adopted as they become from time to time available, if capable of reducing factors of nuisance and annoyance.

- (b) All engines shall be equipped with adequate mufflers. Exhaust from any internal combustion engine or compressor, stationary or mounted on wheels, used in connection with the drilling of any well or for use on any production equipment shall not be discharged into the open air unless equipped with a ~~"hospital" grade~~ muffler or equivalent control device constructed of noncombustible materials sufficient to suppress noise and disruptive vibrations and prevent the escape of obnoxious gases, fumes or ignited carbon or soot.
- (c) The motive power for all well pumping equipment shall be electricity. No diesel-powered equipment shall be used.

Sec. 74-10~~56~~. Mitigation and restoration plans.

- (a) Drilling/completion mitigation plan. The drilling/completion mitigation plan shall describe all temporary measures and controls to be established by the operator to minimize the effects of noise, dust, odors, chemicals, and other negative impacts of oil and gas drilling on adjoining properties emanating from the drilling and production site during the drilling and completion of the well.

The drilling/completion mitigation plan shall include a noise abatement study which shall articulate how compliance with section 74-10~~67~~ shall be accomplished during drilling and production operations. The study shall:

- (1) Identify operation noise impacts;
- (2) Provide documentation establishing the ambient noise level prior to construction of any wellhead, compressor or compression facility, said ambient level being based upon a continuous 72-hour period that includes one 24-hour period over a Saturday or Sunday; and
- (3) Detail how the impacts will be mitigated, based upon consideration of specific area characteristics, including but not limited to the following:
 - i. Nature and proximity of adjacent development, location and type;
 - ii. Seasonal and prevailing weather patterns, including wind directions;
 - iii. Vegetative cover on or adjacent to the site; and
 - iv. Topography.

The drilling/completion mitigation plan may be submitted in the form of a site diagram, provided sufficient description of the mitigation and control measures are provided, including references to applicable OCC Regulations and/or this article.

No conditional use permit shall be issued until a drilling/completion mitigation plan is approved by the planning commission and no drilling activities shall commence until said plan is fully implemented by the operator at the drilling and production site.

- (b) Production mitigation plan. The production mitigation plan shall describe the location, by metes and bounds description, and dimensions of the production site. Said plan shall additionally describe all permanent measures and controls to be established by the operator to minimize the effects of noise, dust, odors, chemicals, and other negative impacts of oil and gas production on adjoining properties emanating from the production site during the production life of the well. The plan may be submitted in the form of a site diagram, provided sufficient description of the mitigation and control

measures are provided, including references to applicable OCC Regulations and/or this article.

The production mitigation plan shall be filed with the application for a conditional use permit. It shall be fully implemented by the operator within 30 days of completion. The plan may be amended upon application of the operator and approval by the planning commission after notice and hearing in accordance with section 74-72.

- (c) Site reclamation plan. The site reclamation plan shall describe both closure and post-closure measures and controls, including plugging or abandonment, specifically setting forth how the final site closure will be achieved, a detailed description of the closure methods, and any subsequent activities necessary to minimize the need for drilling and production site care after closure.

Sec. 74-10~~76~~76. Standards for oil and gas well drilling and completion. [\(ALTERNATIVE A\)](#)

- (a) The ambient noise level shall be 69 dB. No operation conducted on the drilling and production site shall create any noise which causes an exterior noise level when measured at the separation boundary for a protected use that:

- (1) Exceeds the ambient noise level by more than five decibels during daytime hours and more than three decibels during nighttime hours;
- (2) Creates pure tones where one-third octave band sound-pressure level in the band with the tone exceeds the arithmetic average of the sound-pressure levels of two contiguous one-third octave bands by five dB for center frequencies of 500 Hertz and above, and by eight dB for center frequencies between 160 and 400 Hertz, and by 15 dB for center frequencies less than or equal to 125 Hertz; or

- (3) Creates low-frequency outdoor noise levels that exceed the following dB levels:

16 Hz octave band	69 dB
31.5 Hz octave band	69 dB
64 Hz octave band	69 dB

- (4) Adjustments to the noise standards as set forth above may be permitted intermittently in accordance with the following:

Permitted Increase (dBA)	Duration of Increase (minutes)*
10	5
15	1
20	Less than 1

* Cumulative minutes during any one hour.

- (5) The exterior noise level generated by operations at the drilling and production site shall be continuously monitored for compliance. The cost of such monitoring shall be borne by the operator. If a complaint is received by either the operator or the city from the occupant of any protected use, the operator shall, within 24 hours of notice of the complaint, continuously monitor for a 72-hour period the exterior noise level generated by operations at the drilling and production site at the nearest property line of the source of the complaint.

- (6) Acoustical blankets, sound walls, mufflers, landscaping or other alternative methods may be used to ensure compliance. All soundproofing shall comply with accepted industry standards and applicable fire codes.
- (7) The sound level meter used in conducting noise evaluations shall meet the American National Standard Institute's Standard for sound meters or an instrument and the associated recording and analyzing equipment which will provide equivalent data.
- (8) A citation may be immediately issued for failure to comply with the provisions of this subsection. However, if the operator is in compliance with the approved drilling/completion mitigation plan, and a violation still occurs, the operator will be given 24 hours from notice of noncompliance to correct the violation from an identified source before a citation is issued. Additional extensions of the 24-hour grace period may be granted in the event that the source of the violation cannot be identified after reasonable diligence by the operator.
- (b) Exhaust from any internal combustion engine or compressor, stationary or mounted on wheels, used in connection with the drilling of any well or for use on any production equipment shall not be discharged into the open air unless equipped with a "hospital" grade muffler or equivalent control device constructed of noncombustible materials sufficient to suppress noise and disruptive vibrations and prevent the escape of obnoxious gases, fumes or ignited carbon or soot.
- (c) The operator shall minimize the escape of toxic, noxious or offensive odors, fumes, and emissions from the drilling and production site during drilling and completion operations. Gas emissions shall be shielded from the direction of any protected use located adjacent to the drilling and production site. Air quality at the separation boundary of an adjoining protected use shall meet applicable EPA or ODEQ standards during such operations. The oil and gas inspector may require the installation of air quality monitoring devices at the separation boundary upon receipt of a complaint or whenever conditions warrant such action. The cost of monitoring may be assessed against the operator.
- (d) The operator shall minimize the escape of dust from the drilling and production site during drilling and completion operations. Clean water shall be applied to the drilling and production Site and all unpaved points of access to said site to prevent dust migration to adjoining properties, as necessary. The operator may utilize a chip seal or equivalent best management practice approved by the city in lieu of watering for dust mitigation.
- (e) All electric lines to drilling and production facilities shall be located in a manner compatible to those already installed in the surrounding area.
- (f) No operator shall excavate or construct any lines for the conveyance of fuel, water, or minerals on, under, or through the streets or alleys or other land of the city without an easement or right-of-way agreement from the city.
- (g) The operator shall utilize secondary containment measures in accordance with OCC Regulations. In the absence of such regulations, outside storage areas shall be equipped with a secondary containment system designed to fully contain a spill quantity equal to the aggregate rated capacity of all tanks and vessels located on the drilling and production site. Secondary containment shall be designed to include the volume of a 24-hour rainfall as determined by a 25-year storm and provision shall be made to drain accumulations of ground water and rainfall.

- (h) The city council may in a conditional use permit designate specific routes to and from the drilling and production site for trucks and other vehicles used in conjunction with drilling and completion operations to minimize excessive wear and tear or damage to city streets.

Sec. 74-106. Standards for oil and gas well drilling and completion. (ALTERNATIVE B)

- (a) No operation conducted on the drilling and production site shall create any noise which causes an exterior noise level greater than 84 dB.
 - (1) If a complaint is received by either the operator or the city from the occupant of any dwelling, the operator shall, within 24 hours of notice of the complaint, continuously monitor for a 72-hour period the exterior noise level generated by operations at the drilling and production site at the permanent structure used for such dwelling.
 - (2) Acoustical blankets, sound walls, mufflers, landscaping or other alternative methods may be used to ensure compliance. All soundproofing shall comply with accepted industry standards and applicable fire codes.
 - (3) The sound level meter used in conducting noise evaluations shall meet the American National Standard Institute's Standard for sound meters or an instrument and the associated recording and analyzing equipment which will provide equivalent data.
 - (4) A citation may be immediately issued for failure to comply with the provisions of this subsection. However, if the operator is in compliance with the approved drilling/completion mitigation plan, and a violation still occurs, the operator will be given 24 hours from notice of noncompliance to correct the violation from an identified source before a citation is issued. Additional extensions of the 24-hour grace period may be granted in the event that the source of the violation cannot be identified after reasonable diligence by the operator.
- (b) Exhaust from any internal combustion engine or compressor, stationary or mounted on wheels, used in connection with the drilling of any well or for use on any production equipment shall not be discharged into the open air unless equipped with a muffler or equivalent control device constructed of noncombustible materials sufficient to suppress noise and disruptive vibrations and prevent the escape of obnoxious gases, fumes or ignited carbon or soot.
- (c) The operator shall minimize the escape of toxic, noxious or offensive odors, fumes, and emissions from the drilling and production site during drilling and completion operations. Gas emissions shall be shielded from the direction of any protected use located adjacent to the drilling and production site. Air quality at the separation boundary of an adjoining protected use shall meet applicable EPA or ODEQ standards during such operations. The oil and gas inspector may require the installation of air quality monitoring devices at the separation boundary upon receipt of a complaint or whenever conditions warrant such action. The cost of monitoring may be assessed against the operator.
- (d) The operator shall minimize the escape of dust from the drilling and production site during drilling and completion operations. Clean water shall be applied to the drilling and production Site and all unpaved points of access to said site to prevent dust migration to adjoining properties, as necessary. The operator may utilize a chip seal or

equivalent best management practice approved by the city in lieu of watering for dust mitigation.

- (e) All electric lines to drilling and production facilities shall be located in a manner compatible to those already installed in the surrounding area.
- (f) No operator shall excavate or construct any lines for the conveyance of fuel, water, or minerals on, under, or through the streets or alleys or other land of the city without an easement or right-of-way agreement from the city.
- (g) The operator shall utilize secondary containment measures in accordance with OCC Regulations. In the absence of such regulations, outside storage areas shall be equipped with a secondary containment system designed to fully contain a spill quantity equal to the aggregate rated capacity of all tanks and vessels located on the drilling and production site. Secondary containment shall be designed to include the volume of a 24-hour rainfall as determined by a 25-year storm and provision shall be made to drain accumulations of ground water and rainfall.
- (h) The city council may in a conditional use permit designate specific routes to and from the drilling and production site for trucks and other vehicles used in conjunction with drilling and completion operations to minimize excessive wear and tear or damage to city streets.

Sec. 74-1087. - Standards for oil and gas well production. (ALTERNATIVE A)

- (a) All production operations proposed within the FEMA One Hundred Year Designated Floodplain shall comply with the adopted flood hazard regulations and shall be fully flood proofed.
- (b) The production site shall be of sufficient size and dimension to permit the entry and safe movement of emergency and fire vehicles.
- (c) The Production Site shall be screened with an opaque permanent fencing sufficient to secure the area where production activities are conducted and to protect adjoining uses from the deleterious effects of noise, light, dust, and other nuisances associated with production activities, consistent with the standards set forth in this Code. The presumptive minimum height of such fencing shall be eight feet. Provided, however, the minimum height may be reduced if trees or similar vegetation are planted in the separation area between the production site and any adjoining protected use.
- (d) The ambient noise level shall be 69 dB. No operation conducted on the production site shall create any noise which causes an exterior noise level when measured at the separation boundary for a protected use that:
 - (1) Exceeds the ambient noise level by more than five decibels during daytime hours and more than three decibels during nighttime hours;
 - (2) Creates pure tones where one-third octave band sound-pressure level in the band with the tone exceeds the arithmetic average of the sound-pressure levels of two contiguous one-third octave bands by five dB for center frequencies of 500 Hertz and above, and by eight dB for center frequencies between 160 and 400 Hertz, and by 15 dB for center frequencies less than or equal to 125 Hertz; or
 - (3) Creates low-frequency outdoor noise levels that exceed the following dB levels:

16 Hz octave band	69 dB
31.5 Hz octave band	69 dB
64 Hz octave band	69 dB

- (4) Adjustments to the noise standards as set forth above may be permitted intermittently in accordance with the following:

Permitted Increase (dBA)	Duration of Increase (minutes)*
10	5
15	1
20	Less than 1

* Cumulative minutes during any one hour

- (5) The exterior noise level generated by operations at the production site may be monitored by the city for compliance. If a complaint is received by either the operator or the city from the occupant of any protected use, the operator shall, within 24 hours of notice of the complaint, continuously monitor for a 72-hour period the exterior noise level generated by operations at the production site at the nearest property line of the source of the complaint.
- (6) Acoustical blankets, sound walls, mufflers, landscaping or other permanent methods may be used to mitigate noise emanating from the production site. All soundproofing shall comply with accepted industry standards and applicable fire codes.
- (7) The sound level meter used in conducting noise evaluations shall meet the American National Standard Institute's Standard for sound meters or an instrument and the associated recording and analyzing equipment which will provide equivalent data.
- (8) A citation may be immediately issued for failure to comply with the provisions of this subsection, [and the operator shall immediately bring the noise level into compliance](#). However, if the operator is in compliance with the approved production mitigation plan, and a violation still occurs, the operator will be given 24 hours from notice of noncompliance to correct the violation from an identified source before a citation is issued. Additional extensions of the 24-hour grace period may be granted in the event that the source of the violation cannot be identified after reasonable diligence by the operator.
- (e) Motive power for all production operations shall be by utility-provided electricity. All electric lines to drilling and production facilities shall be located in a manner compatible to those already installed in the surrounding area.
- (f) The operator shall minimize the escape of toxic, noxious, or offensive odors, fumes, and emissions from the production site during production operations. Gas emissions shall be shielded from the direction of any protected use located adjacent to the production site. Air quality at the separation boundary of an adjoining protected use shall meet applicable EPA or ODEQ standards during production operations. The oil and gas inspector may require the installation of air quality monitoring devices at the separation boundary upon receipt of a complaint or whenever conditions warrant such action. The cost of monitoring may be assessed against the operator.
- (g) The operator shall minimize the escape of dust from the production site during production operations. Clean water shall be applied to the production site and all unpaved points of access to said site to prevent dust migration to adjoining properties, as necessary. The operator may utilize a chip seal or equivalent best management practice approved by the city in lieu of watering for dust mitigation.
- (h) The operator shall utilize secondary containment measures in accordance with OCC Regulations. In the absence of such regulations, the operator shall construct a secondary

containment system at the production site designed to fully contain a spill quantity equal to 150 percent the aggregate rated capacity of all tanks and vessels located on the production site. Secondary containment shall be designed to include the volume of a 24-hour rainfall as determined by a 25-year storm and provision shall be made to drain accumulations of ground water and rainfall.

- (i) The production site shall remain free of all weeds, rubbish, brush, trash or debris at all times.
- (j) The operator shall remove or cause to be removed all contamination and associated waste materials after any spill, leak or discharge. Clean-up operations shall begin immediately.
- (k) The operator shall close the production site in a manner that minimizes the need for care after closure. To achieve this requirement, the site shall be reclaimed to the condition identified on the site reclamation plan, as nearly as practicable.

Sec. 74-107. - Standards for oil and gas well production. (ALTERNATIVE B)

- (a) All production operations proposed within the FEMA One Hundred Year Designated Floodplain shall comply with the adopted flood hazard regulations and shall be fully flood proofed.
- (b) The production site shall be of sufficient size and dimension to permit the entry and safe movement of emergency and fire vehicles.
- (c) The Production Site shall be screened with an opaque permanent fencing sufficient to secure the area where production activities are conducted and to protect adjoining uses from the deleterious effects of noise, light, dust, and other nuisances associated with production activities, consistent with the standards set forth in this Code. The presumptive minimum height of such fencing shall be eight feet. Provided, however, the minimum height may be reduced if trees or similar vegetation are planted in the separation area between the production site and any adjoining protected use.
- (d) No operation conducted on the production site shall create any noise which causes an exterior noise level greater than 84 dB.
 - (1) The exterior noise level generated by operations at the production site may be monitored by the city for compliance. If a complaint is received by either the operator or the city from the occupant of any permanent dwelling, the operator shall, within 24 hours of notice of the complaint, continuously monitor for a 72-hour period the exterior noise level generated by operations at the production site at the permanent structure used for such dwelling.
 - (2) Acoustical blankets, sound walls, mufflers, landscaping or other permanent methods may be used to mitigate noise emanating from the production site. All soundproofing shall comply with accepted industry standards and applicable fire codes.
 - (3) The sound level meter used in conducting noise evaluations shall meet the American National Standard Institute's Standard for sound meters or an instrument and the associated recording and analyzing equipment which will provide equivalent data.
 - (4) A citation may be immediately issued for failure to comply with the provisions of this subsection, and the operator shall immediately bring the noise level into compliance. However, if the operator is in compliance with the approved production mitigation plan, and a violation still occurs, the operator will be

given 24 hours from notice of noncompliance to correct the violation from an identified source before a citation is issued. Additional extensions of the 24-hour grace period may be granted in the event that the source of the violation cannot be identified after reasonable diligence by the operator.

- (e) The operator shall minimize the escape of toxic, noxious, or offensive odors, fumes, and emissions from the production site during production operations. Gas emissions shall be shielded from the direction of any protected use located adjacent to the production site. Air quality at the separation boundary of an adjoining protected use shall meet applicable EPA or ODEQ standards during production operations. The oil and gas inspector may require the installation of air quality monitoring devices at the separation boundary upon receipt of a complaint or whenever conditions warrant such action. The cost of monitoring may be assessed against the operator.
- (f) The operator shall minimize the escape of dust from the production site during production operations. Clean water shall be applied to the production site and all unpaved points of access to said site to prevent dust migration to adjoining properties, as necessary. The operator may utilize a chip seal or equivalent best management practice approved by the city in lieu of watering for dust mitigation.
- (g) The operator shall utilize secondary containment measures in accordance with OCC Regulations. In the absence of such regulations, the operator shall construct a secondary containment system at the production site designed to fully contain a spill quantity equal to 150 percent the aggregate rated capacity of all tanks and vessels located on the production site. Secondary containment shall be designed to include the volume of a 24-hour rainfall as determined by a 25-year storm and provision shall be made to drain accumulations of ground water and rainfall.
- (h) The production site shall remain free of all weeds, rubbish, brush, trash or debris at all times.
- (i) The operator shall remove or cause to be removed all contamination and associated waste materials after any spill, leak or discharge. Clean-up operations shall begin immediately.
- (j) The operator shall close the production site in a manner that minimizes the need for care after closure. To achieve this requirement, the site shall be reclaimed to the condition identified on the site reclamation plan, as nearly as practicable.

Sec. 74-109. — Work Hours

Site development, other than drilling, shall be conducted only between 7:00 a.m. to 7:00 p.m. Truck deliveries of equipment and materials associated with drilling and/or production, well servicing, site preparation and other related work conducted on the well site shall be limited to between the hours of 7:00 a.m. to 7:00 p.m. except in cases of fires, blowouts, explosions and any other emergencies or where the delivery of equipment is necessary to prevent the cessation of drilling or production. All formation fracture stimulation operations shall be conducted during daylight hours as defined by this article. "Flowback" operations to recover fluids used during fracture stimulation shall be exempt from work hour restrictions, but are subject to compliance with noise restrictions contained in this article. All workover operations shall be restricted to daytime hours.

Secs. 74-108~~9~~—74-130. - Reserved.

DIVISION 4. - WELL OPERATION

Sec. 74-131. - Deposit or drainage of deleterious substances.

No person shall deposit, drain or divert into or upon any public highway, street or alley, drainage ditch, storm drain, sewer, gutter, paving, creek, river, lake or lagoon any oil or oil liquid with petroleum content or any mud, rotary mud, sand, water or saltwater, or in any manner permit, by seepage, overflow, deliberate release or otherwise, the escape of any of such substances from any property owned, leased or controlled by such person.

Sec. 74-132. - Fencing and/or screening around well sites.

~~If a well site is situated less than 1,000 feet from any dwelling, the well, together with all related equipment and storage facilities, shall be completely enclosed by fencing and/or screening sufficient to obscure visibility of the well site. This fence and/or screening shall consist of a sturdy opaque fence and/or dense decorative planting not less than eight feet in height.~~

~~Within 90 days of completion of the drill site or erection of storage tanks, whichever occurs first, If a well site is more than 1,000 feet from any dwelling, the well shall be enclosed, together with all related equipment and storage facilities, by either a sight-proof wooden stockade fence at least six feet in height or a woven wire fence of not less than nine-gauge chainlink wire mesh of not more than two inches, at least six feet high, with an additional angular extension outwardly secured by three strands of barbed wire. Such fence shall be constructed within 90 days of completion of the drill site or erection of storage tanks, whichever occurs first. A key to the lock of any fence shall be filed with the city manager or his designee.~~

~~If at any time after the well site is developed, a dwelling is built within 600 feet of said site, the site shall be brought into compliance with this section.~~

Sec. 74-133. - Lights.

No person shall permit any lights located on any site to be directed in such a manner so that they shine directly on roads, adjacent property or property in the general vicinity of the site. To the extent practicable, and taking into account safety considerations, site lighting shall be directed downward and internally so as to avoid glare on public roads and adjacent dwellings and buildings within 300 feet.

Secs. 74-134—74-160. - Reserved.

Section 2. REPEALER

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 3. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a

separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. EMERGENCY

It being immediately necessary for the preservation of the public health, peace and safety of the City of Mustang and the inhabitants thereof, an emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED with the Emergency Clause voted upon separately and passed and approved this ____ day of ~~February~~April, 2018.

Mayor

ATTEST:

City Clerk

APPROVED as to form this ____ day of ~~February~~April, 2018.

City Attorney

AGENDA

A. CALL TO ORDER

B. ROLL CALL

C. NEW BUSINESS

D. CONSENT AGENDA

These items are considered on the Consent Agenda so that members of the Improvement Authority 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 Trustees that item will be removed and heard in regular order.

1. Approval of **03/06/2018** City Council Minutes
- *2. Claims List for **FY 2018**
- *3. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.
- *4. Acknowledgement of **Receipt of DEQ Permit** No. WL000009180111, to Construct Water Lines and Appurtenances for Hunter's Springs Addition, Phase 2.
- *5. Acknowledgement of **Receipt of DEQ Permit** No. SL000009180112, to Construct Sewer Lines and Appurtenances for Hunter's Springs Addition, Phase 2.

E. INFORMATION/REPORTS

1. Trustee Manager
2. Trustees

F. DISCUSSION ITEMS

- *1. **Discussion, Consideration and Possible Action** regarding Approval of **Ordinance No. 1163**, an Ordinance of the City of Mustang, Oklahoma, Amending Chapter 42 of the Ordinances of the City of Mustang, Oklahoma, by Amending Sec. 42-118(a)(2)(ii)(D) to Exempt from the Sewer Infrastructure Impact Fee Certain Building Permits for Alteration; Expansion or Replacement of Buildings that have Existing Sewer Service and Use is not Changed; Providing for Repealer; Providing for Severability; and Declaring an Emergency.

G. ADJOURNMENT

Items Considered Concurrently on the City Council Agenda.

**MUSTANG IMPROVEMENT AUTHORITY
MARCH 6, 2018**

The Mustang Improvement Authority met in regular session on Tuesday, March 6, 2018, at 7:00 p.m. in the Mustang Municipal Building Council Chambers. Notice of the meeting was posted as required on Friday, March 2, 2018, at 3:35 p.m. An Amended Agenda was posted on Monday, March 5, 2018 at 5:07 p.m., both 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 **8:32 p.m.**

B. ROLL CALL

Trustees Present: Pratt
Grider
Jones
Hagan
Noblitt
Adams

Trustees Absent: Leete

C. NEW BUSINESS

None.

D. CONSENT AGENDA

1. Approval of **02/06/2018** City Council Minutes
- *2. Claims List for **FY 2018**
- *3. Approval to Turn **Past Due Utility Accounts** over to the Collection Agency.
- *4. Acknowledgement of **Receipt of DEQ Permit** No. SL000009180132, to Construct Sewer Line for the New Mustang Educational Resource Center.

MOTION was made by **Trustee Noblitt**, seconded by **Trustee Grider**, to approve Items D-1 through D-4 of the Consent Agenda.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams

NAY: None

E. INFORMATION/REPORTS

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

F. **DISCUSSION ITEMS**

- *1. **Discussion, Consideration and Possible Action** regarding Recommended (A) Approval of an Agreement between 29Sara LLC guaranteeing completion of Final Plat improvements, together with Letter of Credit to Secure Performance of Agreement, and (2) Acceptance of Maintenance Bonds for Water Lines, Sewer Lines, Storm Sewer and Paving, all for Crystal Springs Addition.

MOTION was made by **Trustee Noblitt**, seconded by **Trustee Hagan**, to (1) Approve the Agreement between 29Sara LLC guaranteeing completion of Final Plat improvements, together with Letter of Credit to Secure Performance of Agreement, and (2) Accept the Maintenance Bonds for Water Lines, Sewer Lines, Storm Sewer and Paving, all for Crystal Springs Addition.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

- *2. **Discussion, Consideration and Possible Action** regarding Approval of **Resolution No. 18-035** and Right-of-Way, Public Utility and Encroachment Agreement between the City of Mustang and the Oklahoma Department of Transportation (ODOT) for Construction of State Highway 152: Add Shoulders and Resurface from US 81 in Union City to Cemetery Road in Mustang, Project Number J/2-7901(004), State Project Number J/P27901.

MOTION was made by **Trustee Grider**, seconded by **Trustee Jones**, to Approve **Resolution No. 18-035** between the City of Mustang and the Oklahoma Department of Transportation (ODOT) for Construction of State Highway 152: Add Shoulders and Resurface from US 81 in Union City to Cemetery Road in Mustang, Project Number J/2-7901(004), State Project Number J/P27901.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

MOTION was made by **Trustee Grider**, seconded by **Trustee Pratt**, to Approve Right-of-Way, Public Utility and Encroachment Agreement between the City of Mustang and the Oklahoma Department of Transportation (ODOT) for Construction of State Highway 152: Add Shoulders and Resurface from US 81 in Union City to Cemetery Road in Mustang, Project Number J/2-7901(004), State Project Number J/P27901.

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams
NAY: None

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MARCH 6, 2018
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G. ADJOURNMENT

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

AYE: Pratt, Grider, Jones, Hagan, Noblitt, Adams

NAY: None

Meeting was adjourned at **8:34 p.m.**

Jay Adams, Chairman

Attest:

Lisa Martin, Secretary

FUND: 68 - IMPROVEMENT AUTHORITY

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 68 GENERAL GOVERNMENT						
18-0062	01-B0024	BANCFIRST	2009, 2014B, 2016 NOTES	3/2018	5002006	750.00
18-1125	01-C0006	COMPUTER SUPPLIES & SERVICE	ENVELOPES FOR U.B.	3/2018	24901	3,075.23
18-0008	01-I0015	TYLER TECHNOLOGIES, INC	UB, COURT, ONLINE COMPONE	3/2018	025-217675A	192.00
18-1269	01-S0332	SMITH ROBERTS LAND SERVICES	RIGHT-OF-WAY & EASEMENT	3/2018	622-01	5,850.00
18-0693	01-Z0014	ZUERCHER TECHNOLOGIES, LLC	UPGRADE DISPATCH SYSTEM	3/2018	pa0000632	89,301.60
DEPARTMENT TOTAL:						99,168.83
DEPARTMENT: 72 WATER						
18-1375	01-C0135	THE CITY OF OKLAHOMA CITY	WATER PURCHASE	3/2018	201803137169	74,809.83
18-1046	01-I0006	WATER HOLDINGS ACQUISITIONS	PUBLIC WORKS CONTRACTOR	3/2018	28179	84,946.66
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137176	8,252.56
18-0139	01-00055	OKLAHOMA GAS & ELECTRIC	COM ELECTRIC SERVICE	3/2018	201803147190	2,747.41
DEPARTMENT TOTAL:						170,756.46
DEPARTMENT: 75 SEWER						
18-0081	01-C0117	CLEARWATER ENTERPRISE, LLC	GAS SERVICES	3/2018	201803137168	548.78
18-1046	01-I0006	WATER HOLDINGS ACQUISITIONS	PUBLIC WORKS CONTRACTOR	3/2018	28179	47,782.50
18-0131	01-00010	ONE GAS, INC.	GAS SERVICES	3/2018	201803167207	216.34
18-0136	01-00035	OKLAHOMA ELECTRIC COOPERATIVE	ELECTRIC SERVICE	3/2018	201803137176	873.00
18-0139	01-00055	OKLAHOMA GAS & ELECTRIC	COM ELECTRIC SERVICE	3/2018	201803147190	1,806.96
DEPARTMENT TOTAL:						51,227.58
FUND TOTAL:						321,152.87

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PURCHASE ORDER CLAIM REGISTER

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FUND: 70 - MIA RESERVE

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 70		ADMINISTRATION				
18-1466	01-02120	REED SERVICES UNLIMITED	SCADA COMMUNICATION & HAR	3/2018	2124	12,633.47
DEPARTMENT TOTAL:						12,633.47
FUND TOTAL:						12,633.47
GRAND TOTAL:						577,748.97

FUND: 68 - IMPROVEMENT AUTHORITY

SUMMARY REPORT

P.O.#	VENDOR #	NAME	SUMMARY DESCRIPTION	DATE	INVOICE	AMOUNT
DEPARTMENT: 68 GENERAL GOVERNMENT						
18-0003	01-B0024	BANCFIRST	2013 NOTE PAYMENT	4/2018	201803277241	58,943.09
18-0004	01-B0024	BANCFIRST	2009 OWRB LOAN PAYMENT	4/2018	201803277238	21,939.67
18-0037	01-B0024	BANCFIRST	2014B NOTE PAYMENT	4/2018	201803277242	36,264.76
18-0336	01-B0024	BANCFIRST	2017 NOTE PAYMENT	4/2018	201803277240	78,555.63
18-0594	01-B0024	BANCFIRST	2016 NOTE PAYMENT	4/2018	201803277239	98,350.84
18-1125	01-C0006	COMPUTER SUPPLIES & SERVICE	ENVELOPES FOR U.B.	3/2018	24918	2,383.48
18-0390	01-C0108	COWAN GROUP ENGINEERING, LL	89TH STREET IMPROVEMENTS	3/2018	3455	3,913.50
18-1320	01-C0281	MIA- 4TH PENNY EXCESS	PENNY EXTENSION - 90% EXC	4/2018	201803277235	35,000.00
18-0806	01-C1191	CEC CORPORATION	CONSTRUCTION MATERIALS TE	3/2018	1701220316.000-05	1,065.00
18-0046	01-G0030	GENERAL FUND	TRANS. OPERATING FUNDS	4/2018	201803287272	245,000.00
18-0039	01-L0045	LIMITED PURPOSE FUND	3RD PENNY EXCESS	4/2018	201803277233	120,000.00
18-0042	01-M0210	MUSTANG IMPROVEMENT AUTHORITY	TRANSFER CIP FEE	4/2018	201803277226	42,000.00
18-0047	01-P0132	PERSONAL SERVICES FUND	PENNY EXTENSION	4/2018	201803277234	25,000.00
18-0463	01-R0078	RED PRAIRIE DESIGN GROUP, P	DESIGN & CONSTRUCTION MGM	3/2018	201803297290	3,452.50
18-0017	01-R0090	RISK MANAGEMENT FUND	WORKERS COMP FEES	4/2018	201803277245	8,333.34
18-0044	01-S0205	STREET IMPROVEMENT FUND	12.5% FRANCHISE FEE	4/2018	201803287269	15,000.00
DEPARTMENT TOTAL:						795,201.81
DEPARTMENT: 75 SEWER						
18-0391	01-C0108	COWAN GROUP ENGINEERING, LL	WWTP EXPANSION & MODIFICA	3/2018	3456	6,200.00
18-0131	01-O0010	ONE GAS, INC.	GAS SERVICES	3/2018	201803277261	53.52
DEPARTMENT TOTAL:						6,253.52
DEPARTMENT: 78 SANITATION						
18-0130	01-O0121	OKLAHOMA ENVIRONMENTAL MANA	SANITATION SERVICES	3/2018	6134	84,975.28
DEPARTMENT TOTAL:						84,975.28
FUND TOTAL:						886,430.61