



**City of Broken Arrow**  
**Meeting Agenda**  
**City Council**

City Hall  
220 S 1st Street  
Broken Arrow OK  
74012

*Mayor Craig Thurmond*  
*Vice Mayor Richard Carter*  
*Council Member Mike Lester*  
*Council Member Johnnie Parks*  
*Council Member Scott Eudey*

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**Monday, June 20, 2016**

**6:30 PM**

**Council Chambers**

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**1. Call to Order**

**2. Invocation**

**3. Roll Call**

**4. Pledge of Allegiance to the Flag**

**5. Consideration of Consent Agenda**

- A. [16-632](#) Acceptance of minutes of Planning Commission meetings held March 10, 2016, March 24, 2016, April 14, 2016 and April 28, 2016
- B. [16-688](#) Approval of the Payroll and Benefit Calendar for Fiscal Year 2016-17
- C. [16-690](#) Approval of and authorization to execute a subsequent Policy Period Offer with Optum to provide specific and aggregate re-insurance coverage for the employee health plan for fiscal year 2016-17
- D. [16-662](#) Approval of and authorization to place temporary directional signs at designated Rights-of-Way for the 2016 Parade of Homes no earlier than June 15, 2016 and removal no later than June 28, 2016; Signs may not be placed in site triangles nor obstruct vehicular or pedestrian traffic flow
- E. [16-650](#) Approval of Memorandum of Understanding between the Oklahoma Council on Law Enforcement Education and Training (CLEET) and the City of Broken Arrow to allow CLEET to use the police firing range and academy building in support of CLEET's basic state police academy
- F. [16-664](#) Approval of and authorization to execute an Agreement for Professional Consultant Services with Garver, LLC, for Design of Washington Street Improvements from Garnett Road to Olive Avenue (Project Number ST1616)
- G. [16-683](#) Approval of and authorization to execute a Professional Services Agreement between the City of Broken Arrow and Kivell, Rayment & Francis, Attorneys at Law

- H. [16-658](#) Approval of and authorization to execute the City of Broken Arrow Golf Course Professional Management Services Agreement with Greenway Golf Associates, Inc. on city owned land known as the Battle Creek Golf Course
- I. [16-675](#) Approval of and authorization to execute the Transaction Confirmation Renewal (first contract renewal) with Tiger Inc. for third party natural gas supply
- J. [16-689](#) Approval to waive formal competitive bidding, and approval to purchase four CISCO Network Switches from Chickasaw Telecom for replacement of ageing network infrastructure, to include one year of Smartnet maintenance on each switch, pursuant to the State contract
- K. [16-648](#) Approval of bids received, and award of the most advantageous bid to Jack Clancy Associates for the Police Department promotional testing process
- L. [16-696](#) Approval of and authorization to execute a construction contract with Ellsworth Construction, LLC, for Aspen Avenue, Washington to Kenosha Street Improvements (ST1203)
- M. [16-674](#) Approval of quotes received, award of the lowest responsible quote to Acura Neon, Inc., and approval of and authorization to execute a purchase order for the Central Park Community Center Marquee Sign (Project No. 166010)
- N. [16-670](#) Approval of BAZ 1957 (rezoning request) and SP 276 (Specific Use Permit), regarding BA Ice House/Light & Power Refurbishment, 0.14 acres, R-3 to DM and a Specific Use Permit request for micro food and beverage production, southeast corner of Cedar Avenue and Dallas Street
- O. [16-685](#) Notification of Contracts, Change Orders and Work Orders with a value of less than \$25,000 on Engineering and Construction Contracts and Contract Amendments since the last City Council Meeting
- P. [16-700](#) Approval of and authorization to execute Change Order C01 for Construction Contract 156024A, with Builder's Unlimited, Inc.; Nienhuis Park Basketball and Tennis Courts
- Q. [16-686](#) Approval of and authorization to execute Change Order C01 for Construction Contract ST1508 with Pavement Conservation Specialists, Inc.; Village Square I, II, III Street Improvements
- R. [16-673](#) Approval and authorization of Final Acceptance for the public improvement for Collision Works located at 1501 East Kenosha Street
- S. [16-646](#) Approval and authorization of Final Acceptance for the public improvements for Kenosha Villas located at 1300 North Elder Place
- T. [16-647](#) Approval and authorization of Final Acceptance for the public improvements for Wellstone III subdivision located at South East corner of Kenosha and Midway
- U. [16-671](#) Approval of PT15-120, Conditional Final Plat, Aspen Ridge, 54 lots, 26.29

acres, A-1 to PUD 244/RS-3, one-quarter mile north of the northwest corner of Jasper Street and Aspen Avenue

- V. [16-669](#) Acceptance of a Deed of Dedication from Steven and Robyn Paliotta, on property located one-half mile south of Florence Street, about one-quarter to one-half mile west of Aspen Avenue, Tulsa County, State of Oklahoma, (Section 33, T18N, R14E)
- W. [16-666](#) Acceptance of a Utility Easement from Steven and Robyn Paliotta, on property located one-half mile south of Florence Street, about one-quarter to one-half mile west of Aspen Avenue, Tulsa County, State of Oklahoma, (Section 33, T18N, R14E)
- X. [16-693](#) Approval of the Broken Arrow City Council Claims List for June 20, 2016

## **6. Consideration of Items Removed from Consent Agenda**

## **7. Public Hearings, Appeals, Presentations, Recognitions, Awards**

- A. [16-661](#) Conduct a public hearing regarding the annexation of property located on 1.15 acres of land located in Lot 9, Block 2, Prairie Dale, a subdivision, in part of the E/2 of the SE/4 of Section 21, Township 18 North, Range 15 East of the Indian Base and Meridian, Wagoner County, State of Oklahoma (9904 South 241st East Avenue, Broken Arrow, OK a/k/a Kum and Go No. 837)
- B. [16-638](#) Conduct a public hearing regarding the Police Department's application for the Edward Byrne Memorial Justice Assistance Grant (JAG), and authorization to submit the grant application

## **8. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services (No action may be taken on matters under this item)**

## **9. General Council Business**

- A. [16-659](#) Consideration, discussion, possible approval of and authorization to execute Resolution No. 912, a Resolution of the Broken Arrow City Council, adopting the Fiscal Year 2016-2017 Annual Budget for the City in accordance with the provisions of the Municipal Budget Act
- B. [16-672](#) Consideration, discussion, possible approval of and authorization to execute Resolution No. 927, a Resolution confirming the supplementation and publication of the City of Broken Arrow's Code of Ordinances
- C. [16-684](#) Consideration, discussion, possible approval of and authorization to execute Resolution No. 928, a Resolution authorizing the City Attorney to enter Final Journal Entry of Judgment without Admitting Liability in matter of Rland Development Group, LLC v. City of Broken Arrow, et al., Tulsa County District Court Case No. CV-2016-00612; authorizing foreclosure and vacations of a mutual road easement, stormwater drainage easement and waterline easement on property located in the Southwest Quarter of the Southwest Quarter (SW/4 SW/4) Lot 4 of Section Thirty (30), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and

Meridian, Tulsa County, State of Oklahoma, generally located North of West Florence Street and East of South Mingo Road

- D. [16-701](#) Consideration, discussion, possible approval of and authorization to execute Resolution No. 929, a Joint Resolution of the City Council of the City of Broken Arrow and the Broken Arrow Municipal Authority approving and authorizing a Water Conservation Program; authorizing the City Manager to monitor the water system and to implement appropriate water conservation measures, as conditions warrant, such as drought, water shortages, pressure and delivery problems, or any use of water that adversely affects or may adversely affect the public health, safety or welfare, all in accordance with the Water Conservation Program

#### **10. Preview Ordinances**

- A. [16-660](#) Consideration, discussion, and possible preview of an Ordinance for the voluntary annexation of property for the development of a Kum and Go No. 837 on 1.15 Acres of land located at 9904 South 241st East Avenue, Broken Arrow, OK more particularly described as Lot 9, Block 2, Prairie Dale, a subdivision, in part of the E/2 of the SE/4 of Section 21, Township 18 North, Range 15 East of the Indian Base and Meridian, Wagoner County, State of Oklahoma, repealing all ordinances to the contrary, adopting a service plan, and declaring an emergency

#### **11. Ordinances**

- A. [16-657](#) Consideration, discussion and possible adoption of Ordinance No. 3435, an Ordinance of the City Council of the City of Broken Arrow increasing the Franchise Fee paid by Oklahoma Natural Gas Company (ONG) from 4% to 4.25% of the gross receipts received from the distribution of natural gas pursuant to Ordinance No. 2383, approved by voters at an election held on October 9, 2001, and granting a 25-year non-exclusive franchise to ONG; repealing all ordinances to the contrary; and declaring an emergency

#### **12. Remarks and Inquiries by Governing Body Members**

#### **13. Remarks and updates by City Manager, including Recognition of Recent Accomplishments by Employees and Elected Officials**

#### **14. Executive Session - NONE**

#### **15. Adjournment**

NOTICE:

If you wish to speak at this evening's meeting, please fill out a "Request to Speak" form. The forms are available from the City Clerk's table or at the entrance door. Please turn in your form prior to the start of the meeting. Topics are limited to items on the currently posted agenda, or relevant business.

All cell phones and pagers must be turned OFF or operated SILENTLY during meetings.

Exhibits, petitions, pictures, etc., shall be received and deposited in case files to be kept at the Broken Arrow City Hall. If you are a person with a disability and need some accommodation in order to participate in this meeting, please contact the City Clerk at 918-259-2400 Ext. 5418 to make arrangements.

**POSTED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ a.m./p.m.**

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**City Clerk**