

**Ordinance No.**

**An ordinance repealing Chapter 2 of the Broken Arrow code, Article XVI, Broken Arrow Downtown Advisory Board, Sections 2-230, 2-231, 2-232, 2-233 and 2-234; repealing all ordinances to the contrary; and declaring an emergency**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW:**

**SECTION I.** That Chapter 2 of the Broken Arrow Code, Article XVI, Broken Arrow Downtown Advisory Board, Created, Section 2-230, is hereby repealed.

~~**Sec. 2-230. -- Created.**~~

~~There is hereby created an agency of the city to be known as the Broken Arrow Downtown Advisory Board which shall consist of nine members. Each council member shall appoint one member. The mayor shall appoint four members: one of which shall be a Broken Arrow City Council member; one a City of Broken Arrow Planning Commission member; one a representative of the Broken Arrow Chamber of Commerce; and one a representative of the Broken Arrow Main Street Merchants Association. All appointments shall be subject to confirmation by a majority vote of the entire membership of the council.~~

~~(Code 1977, § 2-230; Ord. No. 2748, § I, 12-5-1950; Ord. No. 2776, § I, 10-1-2007; Ord. No. 3129, § I, 10-19-2010)~~

**SECTION II.** That Chapter 2 of the Broken Arrow Code, Article XVI, Broken Arrow Downtown Advisory Board, Appointments, Section 2-231, is hereby repealed.~~**Sec. 2-231. -- Appointments.**~~

~~Appointments shall be made for terms of four years. However, appointees to positions one, two and three on the board shall serve an initial term of two years, and thereafter all appointees to said positions shall serve four year terms. Position one shall be the council member; position two shall be the planning commission member; position three shall be appointed by the at large council member; positions four, five, six and seven shall be appointed by the council members from wards one through four, respectively; position eight shall be the chamber of commerce member; and position nine shall be the Main Street Merchants Association member. Positions eight and nine shall be appointed by the mayor. Appointed members of the Broken Arrow Downtown Advisory Board shall serve without compensation, and shall not hold or be candidates for an elective public office, other than the city council representative to the board.~~

~~(Code 1977, § 2-231; Ord. No. 2748, § I, 12-5-1950; Ord. No. 2776, § I, 10-1-2007; Ord. No. 3129, § I, 10-19-2010)~~

**SECTION III.** That Chapter 2 of the Broken Arrow code, Article XVI, Broken Arrow Downtown Advisory Board, Removal from office, Section 2-232, is hereby repealed.

~~**Sec. 2-232. -- Removal from office.**~~

~~Members of the Broken Arrow Downtown Advisory Board shall be removed only for cause as provided in the Oklahoma Constitution and state laws for the removal of municipal elected officers and any city ordinance governing boards, commissions, trusts or other agencies whose membership is appointed or confirmed by the city council.~~

~~(Code 1977, § 2-232; Ord. No. 2748, § I, 12-5-2005)~~

**SECTION IV.** That Chapter 2 of the Broken Arrow Code, Article XVI, Broken Arrow Downtown Advisory Board, Organization, Section 2-233, is hereby repealed.

**~~Sec. 2-233. Organization.~~**

~~The Broken Arrow Downtown Advisory Board shall adopt rules for conducting its meetings and shall elect a chairperson and vice chairperson from among its members and a secretary shall serve at the request of the downtown advisory board. The downtown advisory board shall hold at least one regularly scheduled meeting each quarter. All meetings shall be open to the public as provided by the Laws of Oklahoma.~~

~~(Code 1977, § 2-233; Ord. No. 2748, § I, 12-5-2005)~~

**SECTION V.** That Chapter 2 of the Broken Arrow Code, Article XVI, Broken Arrow Downtown Advisory Board, Duties, Section 2-234, is hereby repealed.

**~~Sec. 2-234. Duties.~~**

~~The Broken Arrow Advisory Board shall:~~

- ~~(a) Develop and recommend to the city council actions that serve to implement the Broken Arrow Downtown Master Plan, including, but not limited to, new ordinances, capital improvements, grant and loan funding applications, selection of consultants, property acquisition, design guidelines and development agreement;~~
- ~~(b) Make recommendations to the city council for policies and procedures regarding downtown;~~
- ~~(c) Identify and recommend to the city council businesses for the receipt of incentives under the Downtown Tax Increment Financing District;~~
- ~~(d) Advise the city council and planning commission regarding the impact of ordinances, applications for development and redevelopment, construction and demolition on the downtown planning area;~~
- ~~(e) Make written reports to the city council of its activities from time to time as the board deems advisable or upon city council request, but no less than annually;~~
- ~~(f) Perform such other duties as may be established by ordinances or assigned by the city council.~~

~~(Code 1977, § 2-234; Ord. No. 2748, § I, 12-5-2005; Ord. No. 3129, § I, 10-19-2010)~~

**SECTION VI.** Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

**SECTION VII.** An emergency exists for the preservation of the public health, peace and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

**PASSED AND APPROVED** and the emergency clause ruled upon separately this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

ATTEST:

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
(Seal) CITY CLERK

APPROVED:

\_\_\_\_\_  
ASSISTANT CITY ATTORNEY