



City of Broken Arrow
Meeting Agenda
Broken Arrow 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

Tuesday, September 20, 2016

6:30 PM

Council Chambers

AMENDED AGENDA

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

5. Consideration of Consent Agenda

- A. [16-957](#) Approval of City Council Meeting Minutes of September 6, 2016
- B. [16-1135](#) Acceptance of minutes of Planning Commission meeting held August 11, 2016
- C. [16-1149](#) Approval of bids received, award to John A. Marshall Company as the lowest responsible bid, and approval of and authorization to execute agreement for the purchase of new furnishings for the City Manager's office, lobby and reception area in City Hall
- D. [16-1122](#) Approval of and authorization to renew an Enterprise Enrollment Agreement and Amendment with Microsoft Corporation for Microsoft software, products, and licenses
- E. [16-1150](#) Approval of the selection of Selser-Schaefer Architects and authorization to negotiate a Professional Consultant Agreement for Concept Design of The Center for Arts, Innovation, and Creativity in the Rose District (Project No. 161715)
- F. [16-1154](#) Approval of and authorization to execute a Professional Consultant Agreement with Sparks Reed Architecture & Interiors for design of new Police Down Range Building (Project No. 173002)
- G. [16-1159](#) Approval of and authorization to execute a Youth Counseling Agreement between the City of Broken Arrow and Youth Services of Tulsa, Inc.

- H. [16-1141](#) Approval of and authorization to execute a contract renewal with Momentum Services for Nuisance Abatement Property Structure Securing
- I. [16-1136](#) Approval of and authorization to purchase eleven (11) Dell Latitude 14 Rugged 5404 Laptop Computers for the Police Department (mobile data system) pursuant to the Western States Contracting Alliance as bid by the Central Purchasing Division of the Department of Central Services for the State of Oklahoma (the State Contract)
- J. [16-1097](#) Approval of and authorization to work outside normal work hours during construction of Aspen/Kenosha Street Improvements
- K. [16-1060](#) Acceptance of a Deed of Dedication from the William K. Warren Medical Research Center, Inc., on an unplatted parcel of land, located in the southwest corner of New Orleans Street and Aspen Avenue, Broken Arrow, Tulsa County, State of Oklahoma
- L. [16-1059](#) Acceptance of a Utility Easement from the William K. Warren Medical Research Center, Inc., on an unplatted parcel of land, located in the southwest corner of New Orleans Street and Aspen Avenue, Broken Arrow, Tulsa County, State of Oklahoma
- M. [16-1061](#) Acceptance of a Utility Easement from Bixby Public Schools, Independent School District No. 4, on a platted parcel of land, located north of 131st Street, one-half mile east of Garnett Road, Broken Arrow, Tulsa County, State of Oklahoma
- N. [16-1114](#) Acceptance and approval of a Registered Land Surveyor's Certificate of Correction of Error within Lot 1, Block 2, Bricktown West Extended, Plat# 5907, located on the northeast corner of Olive Avenue and Kenosha Street, Tulsa County, State of Oklahoma, (Section 4, T18N, R14E)
- O. [16-1171](#) Approval of City Manager's recommendation and possible appointment of Tom Cook as Acting City Treasurer to act in the case of illness, absence or disability of the City Treasurer
- P. [16-831](#) Approval of the Broken Arrow City Council Claims List for September 20, 2016

6. Consideration of Items Removed from Consent Agenda

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

- A. [16-1164](#) Recognition of and a presentation on the Mayor of the Year Award presented to Mayor Craig Thurmond by the Mayors Council of Oklahoma

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. [16-1157](#) Presentation, consideration, and discussion on the City of Broken Arrow's Municipal Court, and possible action, including direction to explore

transition from a Municipal Court Not of Record to a Municipal Court of Record

- B. [16-1101](#) Consideration, discussion, and possible acceptance of the Federal Emergency Management Agency (FEMA) Fiscal Year 2015 Staffing for Adequate Fire and Emergency Response (SAFER) Grant that will fund the salaries and benefits of eleven (11) new firefighter positions for a period of two years
- C. [16-1151](#) Consideration, discussion, and possible approval of and authorization to execute Resolution No. 938, a resolution of support for the Tulsa Regional Chamber 2017 OneVoice Legislative Priorities
- D. [16-1120](#) Consideration, discussion, and possible approval of reappointments of Tonya Ellison, Mark Frie, Lori Lewis, Rob Whitlock and Dianna Yingst to the Broken Arrow Convention and Visitors' Bureau

10. Preview Ordinances

- A. [16-1129](#) Consideration, discussion, and possible preview of an ordinance amending the Broken Arrow Code, Chapter 6, for the adoption of the 2015 International Residential Code

11. Ordinances

- A. [16-1130](#) Consideration, discussion, and possible adoption of Ordinance No. 3447 amending the Broken Arrow Code, Chapter 2, Administration, Article XIV, Convention and Visitors' Bureau, Section 2-212 Appointments, specifically amending to include the staggering of terms for the Convention and Visitors' Bureau; repealing all ordinances to the contrary; and declaring an emergency
- B. [16-1145](#) Consideration, discussion, and possible adoption of Ordinance No. 3450, an ordinance amending the Broken Arrow Code, Chapter 23, Traffic, Article II, Operation of vehicles, generally; Section 23-57. - Use of signals - Turning; specifically requiring other traffic be affected as part of the probable cause for a traffic stop for improper use of signals, and bringing this section into compliance with state law; repealing all ordinances to the contrary; and declaring an emergency
- C. [16-1146](#) Consideration, discussion, and possible adoption of Ordinance No. 3451, an ordinance amending Section 25, Stormwater Management, Article IV, Floodplain Development Requirements, Section 25-304, Basis for establishing the Regulatory Flood Area, and specifically adopting Tulsa County, Oklahoma and Incorporated Areas and Wagoner County, Oklahoma and Incorporated Areas Flood Insurance Study (FIS) and Digital Flood Insurance Rate Map (DFIRM); and declaring an emergency
- D. [16-1139](#) Consideration, discussion, and possible adoption of Ordinance No. 3452, closing a utility easement on property located in Bixby Northeast Campus, a subdivision in the City of Broken Arrow, Tulsa County, State of Oklahoma, generally located north of 131st Street, one-half mile east of Garnett Road; repealing all ordinances to the contrary; and declaring an emergency

- E. [16-1140](#) Consideration, discussion, and possible adoption of Ordinance No. 3453, closing a mutual access and utility easement on property located in Indian Springs Manor, a subdivision in the City of Broken Arrow, Tulsa County, State of Oklahoma, generally located east and southeast of Block 8, Lot 1 across Indian Springs Golf Course; 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

Executive Session for the purpose of confidential communications between the Broken Arrow City Council, the City Manager and the City Attorney, and possible action in open session on matters pertaining to the following:

1. Discussing the employment of the City Manager, Michael L. Spurgeon, and to permit the City Council to conduct an evaluation as provided for in his Employment Agreement, and taking appropriate action in open session regarding his employment and contract as allowed for under 25 O.S. § 307(B)(1).
2. Discussing the matter of City of Broken Arrow, Oklahoma v. Bonnie E. Blalack Living Trust dated April 8, 2005, Tulsa County District Court Case Number CV-2013-00320 to include offers of settlement and taking appropriate action in open session, including authority to settle this matter, under 25 O.S. §307(B)(4);

In the opinion of the City Attorney, the Council is advised that disclosure will seriously impair the ability of the public body to process the pending litigation in the public interest. After the conclusion of the confidential portion of executive session, the Council will reconvene in open meeting, and the final decision, if any, will be put to a vote.

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.

City Clerk