



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

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

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**Tuesday, April 4, 2017**

**6:30 PM**

**Council Chambers**  
**220 S. 1st Street**  
**Broken Arrow, OK**

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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. [17-1664](#) Approval of City Council Meeting Minutes of March 21, 2017

**Attachments:** [03-21-17 Council Minutes](#)

B. [17-2017](#) Approval of Workers' Compensation Court Order for Kevin Easterwood, Fire Department Employee

**Attachments:** [Workers' Compensation Court Order](#)

C. [17-2016](#) Approval of and authorization to execute Resolution No. 1006, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 4, which consists of 0.19 acres of permanent right-of-way for Olive Avenue waterline, Tucson to New Orleans, in the south half of the southwest quarter of the northwest quarter of Section 28, Township 18 North, Range 14 East, Tulsa County, from Joseph Daniel Marion and Mary J. Marion, and authorization of payment in the amount of \$7,940.00 to Joseph Daniel Marion and Mary J. Marion for the Olive Avenue Waterline, Tucson to New Orleans Project (Project No. WL1610)

**Attachments:** [170404 Marion Resolution](#)  
[170404 Marion CC Docs](#)

D. [17-2020](#) Approval of and authorization to execute Resolution No. 1007, a Resolution authorizing acceptance of a General Warranty Deed, Perpetual Utility Easement, and Temporary Construction Easement for Parcel 12, which consists of 0.015 acres of permanent right-of-way and 0.014 acres of

Perpetual Utility Easement and Temporary Construction Easement for 9th Street Widening, Elgin to El Paso, in Lot 7, Block 2, Lemon Addition, Tulsa County, from John P. Black and authorization of payment in the amount of \$6,000.00 to John P. Black for the 9th Street Widening, Elgin to El Paso Project (Project No. ST1210)

**Attachments:** [170404 Black CC Docs](#)  
[Resolution 1007 Black Deed, Ease 9th Street Widening](#)

- E. [17-2021](#) Approval of and authorization to execute Resolution No. 1008, a Resolution authorizing acceptance of a General Warranty Deed and Temporary Construction Easement conveyed to the City of Broken Arrow on a tract of land located in the NW1/4 of Sec. 5, T18N, R15W, Wagoner County and authorize payment in the amount of \$3,420.00 for 37th Street: Houston to Albany Road Improvements (Project No. ST1413)

**Attachments:** [170404 Carter Resolution](#)  
[170404 Carter CC Docs](#)

- F. [17-2023](#) Approval of and authorization to execute Resolution No. 1009, a Resolution approving, authorizing and accepting a Contract for Sale of Real Estate for real property located at Lot 1, Block 6, amended plat of part of Angus Acres 2nd Addition, a subdivision of part of NW/4 of Section 7, Township 18 North, Range 15 East of the Indian Base and Meridian, Wagoner County, State of Oklahoma, including structures and improvements; and authorizing the City of Broken Arrow's expenditure of the sum of \$175,635.00 to Charles F. Cameron Living Revocable Trust to effect such purchase, for owner relocation and owner moving expenses, as well as reasonable and necessary costs; designating representatives of the City of Broken Arrow, Oklahoma for purposes of granting certain approvals and executing certain instruments as required under and in connection with said Contract for Sale of Real Estate; and authorizing City Staff to apply to the Oklahoma Department of Transportation for reimbursement of eighty percent of the acquisition of this property for the 23rd Street Widening from Kenosha to Houston Project (Project No. ST0914)

**Attachments:** [170404 Resolution No 1009 Cameron Parcel 18 Acquisition and Relocation](#)  
[170404 Cameron Summary of Acquisition](#)

- G. [17-2027](#) Approval of and authorization to provide \$50,000 in matching funds for a Technical Assistance Grant through the United States Economic Development Administration

- H. [17-2001](#) Approval of and authorization to execute Engineering Contract Funding Agreement with Oklahoma Department of Transportation (ODOT) for engineering services involving Broken Arrow: Main Street Bicycle Facilities Project No. 166026

**Attachments:** [170324 ODOT-COBA Agreement signed by Legal Only](#)

- I. [17-2000](#) Approval of and authorization to purchase sixty Dell Latitude Rugged

laptops (mobile data system) and 51 matching Havis brand mobile docks and 38 Havis brand mounts from Dell pursuant to Oklahoma statewide contract for the Police Department

**Attachments:** [FY17 Dell Mobile data](#)

- J. [17-1998](#) Approval of and authorization to purchase seven (7), 2017 Ford Taurus vehicles from Bob Hurley Ford pursuant to the Oklahoma statewide contract for the Police Department

**Attachments:** [FY17 Police Sedans](#)

- K. [17-1997](#) Approval of and authorization to purchase nine (9) Police SUV Ford Explorer Interceptors from Bob Hurley Ford pursuant to the Oklahoma statewide vehicle contract for the Police Department

**Attachments:** [FY17 Police Pursuit Interceptors](#)

- L. [17-2022](#) Approval of and authorization to accept the most advantageous quote from Roses Inc. Green Country, for purchase of roses, installation of roses, and maintenance of roses for the Downtown Streetscapes, Phase IV, and execute a Purchase Order

**Attachments:** [Angel Gardens](#)  
[Roses inc Green Country](#)  
[Roses inc. Tulsa dba Marks Rose Care](#)

- M. [17-2008](#) Approval of and authorization to accept the most advantageous bid from Chickasaw Telecom for the purchase of 125 Cisco phones

**Attachments:** [Bid Tabulation 17.146](#)

- N. [17-2004](#) Notification of Change Orders and Work Orders with a value of less than \$25,000 on public contracts

**Attachments:** [WO-030](#)

- O. [17-1995](#) Acceptance of a Deed of Dedication from J-E-R, LLC, on property located on the southeast corner of Jasper Street and Olive Avenue, Tulsa County, State of Oklahoma, (Section 9, T17N, R14E)

**Attachments:** [Deed of Dedication](#)  
[EXHIBIT A.FINAL](#)

- P. [17-1996](#) Acceptance of a Utility Easement from J-E-R, LLC, on property located on the southeast corner of Jasper Street and Olive Avenue, Tulsa County, State of Oklahoma, (Section 9, T17N, R14E)

**Attachments:** [DED of UE](#)  
[EXHIBIT A.FINAL](#)

- Q. [17-2024](#) Acceptance of a Temporary Construction Easement conveyed to the City of Broken Arrow on a tract of land lying in the SE1/4 of Sec. 35, T18N, R14E, Tulsa County to the City of Broken Arrow for Liberty Park Retaining Wall

(Project No. 161713)

**Attachments:** [170320 Hillenburg TCE Documents](#)

- R. [17-2005](#) Approval of SP 278 (Specific Use Permit), R & M Music, 2.93 acres, CH, east of the southeast corner of Washington Street and Elm Place between Atlanta Street and Washington Street

**Attachments:** [1-CITY COUNCIL PUBLISHED FACT SHEET](#)  
[2-PLANNING COMMISSION PUBLISHED FACT SHEET](#)  
[3-CASE MAP.SP-278](#)  
[4-AERIAL.SP 278](#)  
[5-CONCEPTUAL SITE PLAN](#)  
[6-JMH SECOND PLAT](#)

- S. [16-1549](#) Approval of the Broken Arrow City Council Claims List for April 04, 2017

**Attachments:** [04-04-17 CL](#)

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

**7. Public Hearings, Appeals, Presentations, Recognitions, Awards - - NONE**

**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. [17-1999](#) Consideration, discussion, and possible approval of PUD-259 (Planned Unit Development) and BAZ 1975 (rezoning request), Muhich Tract, 71.94 acres, 7 Lots, A-1, one-half mile west of Evans Road, one-quarter mile south of Kenosha Street

**Attachments:** [1-PUBLISHED PLANNING COMMISSION FACT SHEET](#)  
[2- CASE MAP.BAZ-1975](#)  
[3- CASE MPA.PUD-259](#)  
[4-PUD 259.20170313](#)  
[5- PUD 259.Ex.'A' - Conceptual Site Plan20170313](#)  
[6- PUD 259.Ex.'A' - Tract B-2A Existing Fencing Plan.20170317](#)  
[7-PUD 259.Ex.'B' - Brownfield Program Tract Map.20170313](#)  
[8- PUD 259.Ex.'C' - Existing Conditions Plan.20170313](#)  
[9- PUD 259.Ex.'D' - Surrounding Zoning and Land Use Plan.20170313](#)  
[10-RADIATION SURVEY FINDINGS.20170313](#)  
[11-BROWNFIELD PROPOSAL FROM OCT. 2014.20170313](#)  
[12- Tracts 1 and 3 No Action Certificate.20170313](#)  
[13-BA RADIATION SURVEY SUBM DAY OF PLANNING COMMISSION I](#)  
[14-RADIATION CHART SUB DAY OF PLANNING COMMISSION MARCE](#)

- B. [17-2018](#) Consideration, discussion, and possible approval of Resolution No. 997, a

Resolution of the Broken Arrow City Council approving, authorizing and accepting a contract for sale of real estate for real property located at 1001 Wesley Drive Broken Arrow, Oklahoma 74012 more particularly described as lot Thirteen (13), Block One (1), Lemon Addition to the town of Broken Arrow, County of Tulsa, State of Oklahoma, according to the recorded plat thereof; and authorizing the City of Broken Arrow's expenditure of the sum of \$115,000.00 to effect such purchase, as well as reasonable and necessary cost; designating representatives of the City of Broken Arrow, Oklahoma for purposes of granting certain approvals and executing certain instruments as required under and in connection with said contract for sale of real estate; and containing other provisions relating thereto (9th street Widening Project-Elgin to El Paso)

**Attachments:** [RESOLUTION 997](#)

- C. [17-2019](#) Consideration, discussion, and possible approval of Resolution No. 998, a Resolution of Necessity to condemn property located at 131 North 9th Street, Broken Arrow, Tulsa County, State of Oklahoma (9th Street Widening Elgin Street to El Paso Street)

**Attachments:** [RESOLUTION NO 998 \(003\) hefley.docx](#)  
[Letters.pdf](#)  
[parcel maps.pdf](#)

## 10. Preview Ordinances -- NONE

## 11. Ordinances

- A. [17-2012](#) Consideration, discussion, and possible adoption of Ordinance No. 3479 closing a mutual access and utility easement on property located in the Southeast Quarter (SE/4) of Section Two (2), Township Eighteen (18) North, Range Fourteen (14) East, Lot 4, Block 2, Hillside Crossings, a subdivision in the City of Broken Arrow, Tulsa County, State of Oklahoma, generally located north of the Broken Arrow Expressway, a quarter mile west of 9th Street; repealing all ordinances to the contrary; and declaring an emergency (Hillside Crossings Lot 4, Block 2)

**Attachments:** [2-Ordinance 3479](#)  
[3-UTILITY CLOSURE EXHIBIT A](#)  
[4-HILLSIDE CROSSINGS RECORDED PLAT](#)

- B. [17-2013](#) Consideration, discussion, and possible adoption of Ordinance No. 3480 closing a mutual access and utility easement on property located in the Southeast Quarter (SE/4) of Section Two (2), Township Eighteen (18) North, Range Fourteen East, Lot 5, Block 2, Hillside Crossings, a subdivision in the City of Broken Arrow, Tulsa County, State of Oklahoma, generally located north of the Broken Arrow Expressway, a quarter mile west of 9th Street; repealing all ordinances to the contrary; and declaring an emergency (Hillside Crossings Lot 5, Block 2)

- Attachments:**    [2-Ordinance 3480](#)  
                              [3-UTILITY CLOSURE EXHIBIT B](#)  
                              [4-HILLSIDE CROSSINGS RECORDED PLAT - Copy](#)

- C.     [17-2014](#)     Consideration, discussion, and possible adoption of Ordinance No. 3481 closing a utility easement on property located in the Southwest Quarter (SW/4) of Section Six (6), Township Eighteen (18) North, Range Fifteen (15) East, Tiger Plaza, a subdivision in the City of Broken Arrow, Wagoner County, State of Oklahoma, generally located north and east of the northeast corner of Kenosha Street and 23rd Street; repealing all ordinances to the contrary; and declaring an emergency (Tiger Plaza)

- Attachments:**    [2-Ordinance 3481](#)  
                              [3-Exhibit A with Legal](#)  
                              [4-Tiger Plaza plat](#)

**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.

\_\_\_\_\_  
City Clerk