



# City of Broken Arrow

## Minutes City Council

City Hall  
220 S 1st Street  
Broken Arrow OK  
74012

*Mayor Craig Thurmond*  
*Vice-Mayor Scott Eudey*  
*Councilor Mike Lester*  
*Councilor Johnnie Parks*  
*Councilor Debra Wimpee*

**Tuesday, May 2, 2017**

**Time 6:30 p.m.**

**Council Chambers**

### 1. Call to Order

Mayor Craig Thurmond called the meeting to order at approximately 6:30 p.m.

### 2. Invocation

Pastor Andrew Conley delivered the invocation.

### 3. Roll Call

**Present:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

### 4. Pledge of Allegiance to the Flag

Vice-Mayor Eudey led the Pledge of Allegiance to the Flag.

### 5. Consideration of Consent Agenda

Mayor Thurmond stated that item N was removed from the Consent Agenda. There being no further items to remove, he entertained a motion to approve the Consent Agenda excluding item N.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.

**Move to approve the Consent Agenda excluding item N**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

#### A. 17-1670

**Approval of City Council Meeting Minutes of April 18, 2017**

#### B. 17-2116

**Approval of Downtown Residential Overlay Study Pay Request Number 4 in the amount of \$5,700, for Phase Two, to ADG, PC through the Sales Tax Capital Improvement Program (STCI) in association with the Downtown Residential Overlay District Revitalization Study and authorize payment of \$5,700.00 using STCI funds**

#### C. 17-2144

**Approval and authorization to execute Pay Request Number 14 for Professional Design Services through the Vision 2025 Sales Tax Program in association with the Stoney Creek Hotel and Conference Center**

#### D. 17-2085

**Approval and authorization to execute Resolution No. 1014, a Resolution authorizing the acceptance of a General Warranty Deed for Parcel 4, which consists of 0.48 acres of permanent right-of-way for 23rd Street Widening from Houston to Kenosha, in the NE 1/4 of Section 12, Township 18 North, Range 14 East, Tulsa County, from East Kenosha Development, LLC and authorization of payment in the amount of \$80,000.00 to East Kenosha Development, LLC for the 23rd Street Widening from Houston to Kenosha Project and authorizing staff to apply to the Oklahoma Department of Transportation for reimbursement of eighty percent of the acquisition cost of this property for the 23rd Street Widening from Houston to Kenosha Project (Project No. ST0914)**

#### E. 17-2086

**Approval and authorization to execute Resolution No. 1015, a Resolution authorizing the acceptance of General Warranty Deeds for Parcels 3 and 14, which consists of 3.88 acres of Permanent Right-of-Way for 23rd Street Widening from Houston to Kenosha, in the N 1/2 of the SE 1/4 of Section 12, Township 18 North, Range 14 East, Tulsa County, from Margaret Couch Scraper and Danny Lee Scraper, wife and husband, and authorization of payment in the amount of \$139,680.00 to Margaret Couch Scraper and Danny Lee Scraper, wife and husband for the 23rd Street Widening from Houston to Kenosha Project and authorizing Staff to apply to the Oklahoma Department of Transportation for reimbursement of Eighty Percent of the acquisition cost of this property for the 23rd Street Widening from Houston to Kenosha Project (Project No. ST0914)**

#### F. 17-2088

**Approval and authorization to execute Resolution No. 1016, a Resolution authorizing the acceptance of a General Warranty Deed, Utility Easement, and Temporary Construction Easement for Parcel 23, which consists of 0.121 acres of Permanent Right-of-Way and .133 acres of Easement for 9th Street Widening Elgin to El Paso, being part of the NE 1/4 of the SE 1/4 of Section 11, Township 18 North, Range 14 East, Tulsa County, from PACCAR, Inc., and authorization of payment in the amount of \$20,500.00 to PACCAR, Inc. for the 9th Street Widening from Elgin to El Paso Project (Project No. ST1210)**

- G. 17-2105** Notification of City Manager's, Assistant City Manager's, and Engineering and Construction Department Director's signing Professional Consultant Agreements with a value less than \$25,000
- H. 17-2134** Approval and authorization to execute Renewal Agreement No. 3 with Admiral Express to provide office supplies on a city wide basis
- I. 17-2131** Approval and authorization to execute a Pest Control Service Agreement (Renewal No. 3) with Arrow Exterminators for monthly pest control at all City facilities
- J. 17-2132** Approval and authorization to execute a Fourth Renewal Agreement with Bee Clean Cleaning Services, Inc. to supply custodial services and supplies for the Public Safety Complex
- K. 17-2137** Approval and authorization to execute an Amendment to Service Agreement (Renewal No. 1) with Clean Uniform for non-public safety employee uniform rental service
- L. 17-2065** Approval and authorization to execute a Service Agreement and Addendum with GovernmentJobs.com, Inc., d/b/a NeoGov, to provide human resources software
- M. 17-2135** Approval and authorization to execute Sales Purchase Agreement, Contract Extension 2 with Petroleum Traders Corporation for the purchase of gasoline and diesel fuel
- N. 17-2145** Approval and authorization to execute an access use agreement between the City of Broken Arrow and Scott Wise to use a portion of the City of Broken Arrow Rose District Overflow Parking Lot Entry, Birch Entry Drive, particularly located at 214 West Dallas Street (Section 11, T18N, R14E) (Dallas Brownstones, Lot 11 and 12, Block 54, Original Town of Broken Arrow)
- O. 17-2139** Approval and authorization to execute a 3rd Renewal Agreement with Storey Wrecker Inc. for wrecker services
- P. 17-2121** Approval and authorization to execute Contract Amendment No. 1 with A&A Asphalt, Inc., for the cold milling of asphalt streets at various locations throughout the City
- Q. 17-2136** Approval and authorization to execute the Transaction Confirmation #4 (second contract renewal) with Tiger Inc. for third party natural gas supply
- R. 17-2087** Award the most advantageous bid to 911 Custom for the purchase of police vehicle equipment
- S. 17-2112** Award the most advantageous bid to Frank Bills Trucking for the purchase of 1200 tons of medium road salt with yellow prussiate of soda for the Street Division
- T. 17-2113** Award the lowest responsible bid to J.E. Dirt Wurx, LLC, and approve and authorize execution of a construction contract for Cedar Avenue Improvements, Elgin to Freeport (Project No. ST1510)
- U. 17-2143** Award the lowest responsible bid to Paragon Contractors, LLC, to include the Base Bid plus Additive Alternate No. 1, and approve and authorize execution of a construction contract for 37th Street: Omaha to Albany and Wagoner County Rural Water District No. 4 209th Waterline (Project No. ST1507)
- V. 17-2104** Notification of Change Orders and Work Orders with a value of less than \$25,000 on Public contracts
- W. 17-2082** Approve the Final Acceptance of the public improvements at Aspen Ridge, located at Southwest corner of Aspen Avenue and Jasper Street
- X. 17-2080** Approve the Final Acceptance for the public improvement at Indian Springs Manor Extended - Lot 1 Block 8, located at 801 East Ocala Street
- Y. 17-2081** Approve the Final Acceptance for the public improvements at Kum & Go #1837, located at 24055 East Highway 51
- Z. 17-2089** Approve the Final Acceptance for the public improvements at Washington Lane VII, located at 2700 South 9th Street
- AA. 17-2109** Approval of PT15-117A, Conditional Final Plat, Ninety-One Phase I, a re-plat of Crossings at Lynn Lane I, 40 lots, 15.49 acres, A-1 to RS-3, north and east of the northeast corner of Washington Street and 9th Street
- BB. 17-2107** Approval of PT16-113, Conditional Final Plat, Oak Creek South Phase II, 19.13 acres, R-1 to RS-3, one-half mile south of Houston Street, one-quarter mile east of 23rd Street, north of the M.K.&T. Railroad
- CC. 17-2111** Approval of PT17-100, Conditional Final Plat, Kum & Go 1866 Addition, 1 lot, 3.07 acres, A-CG to CG/PUD-94, northeast corner of Omaha Street and Aspen Avenue
- DD. 17-2106** Acceptance of a Temporary Construction Easement conveyed to the City of Broken Arrow on a tract of land lying in Lot 6, Block 1 of the Westwind Addition, being part of the N/2 of Section 1, Township 18 North, Range 14 East, Tulsa County, to the City of Broken Arrow for Westwind and Charleston II Storm Sewer Improvements (Project No. SW1707)

- EE. 17-2117      **Acceptance of a 15-foot Utility Easement from REIP, LLC, on property located east of the northeast corner of Omaha Street and Aspen Avenue, Tulsa County, State of Oklahoma, (Section 27, T19N, R14E) (Kum & Go, Omaha Street)**
- FF. 17-2115      **Acceptance of a 17.5-foot Utility Easement from REIP, LLC, on property located east of the northeast corner of Omaha Street and Aspen Avenue, Tulsa County, State of Oklahoma, (Section 27, T19N, R14E) (Kum & Go, Omaha Street)**
- GG. 17-2161      **Approve the reappointment of Lee Whelpley for the City of Broken Arrow Planning Commission for a three-year term to expire May 5, 2020**
- HH. 16-1555      **Approval of the Broken Arrow City Council Claims List for May 02, 2017**

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

Mayor Thurmond stated that item N would be taken up by the City Council at a later date.

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

**A. 17-2128      Presentation by the Broken Arrow Youth City Council on the 2017 Congressional City Conference, and recognition of Youth City Council Members and presentation of certificates**

Councilman Parks reported that the Youth City Council held regular meetings during the school year, with himself, Vice-Mayor Eudey, and Executive Assistant Jennifer Hooks providing guidance and assistance. He thanked Ms. Hooks for the doing a yeoman’s job in seeing that all ran smoothly. He pointed out that the Youth City Council was created with the purpose of acquainting the youth of Broken Arrow with City government and providing training for future leadership and service in the community. The mock City Council meeting held by the Youth City Council that evening attested to all the group had learned. Over the course of a year members enjoyed special presentations by staff and were given the opportunity to shadow City government department directors.

Councilman Parks announced that a new group of high school juniors for the program are being sought for recruitment. He explained that the program was open to Broken Arrow high school students, and interested young people could apply online. Councilman Parks announced that before presentation of the certificates, two high school seniors whom he had accompanied to Washington, D.C., would address the Council.

Sabrina Domrique related that the trip to Washington, D.C. – her first to the nation’s capital – exceeded her expectations. It was wonderful to have the opportunity to visit the Capitol and Senate offices, and especially, the Smithsonian Institution. She enjoyed the workshops she attended at the National League of Cities (NLC) Conference. All in all, her time on the Youth City Council inspired her to work harder at being a good citizen. She intended to put the skills she learned to use as a way of giving back to the community.

Cale Ensminger thanked Jennifer Hooks, Vice-Mayor Eudey, Councilman Parks and the rest of the City Council for the learning opportunity of being on the Youth City Council. The trip to Washington, D.C., his first visit, as well, was a great experience he would not forget. Visits to the Capitol Building and Arlington Cemetery stood out as highlights of the trip. It was exciting for him view the famous sights up close and get a sense of the history behind them. He had enjoyed the opportunity learning more about the history of Broken Arrow as a member of the Youth City Council, as well.

The two Youth City Council members received a round of applause. Commenting that they had been a great group of young people to lead, Councilman Parks called for the certificates to be presented. Members of the Youth City Council filed in and stood at the front of the room, alongside Mayor Thurmond and Vice-Mayor Eudey. Ms. Hooks handed the certificates to the Mayor and Councilman Parks one by one, reading the names of each recipient. Councilman Eudey congratulated the group and they were given another round of applause.

**B. 17-2127      Presentation by the Broken Arrow Youth City Council, discussion and possible acceptance of the 2017 Youth City Council “Big Idea” -adding accessible and inclusive playground equipment and play areas to Broken Arrow Parks**

Vice-Mayor Eudey stated that part of the purpose of the Youth City Council was to encourage participating young people to come up with an idea on how to improve the City. Their “Big Idea” for 2017 was to add accessible, inclusive playground equipment and play areas to Broken Arrow’s parks. Vice-Mayor Eudey said that Youth City Council Mayor Annalise Crockett and Vice-Mayor Sabrina Domrique would give a presentation on the “Big Idea.”

Ms. Crockett stated that Youth City Council was about involving young people in how the City worked so they might make a contribution of their own. She explained that additional playground equipment and play areas were needed to keep up with population increase in the City of Broken Arrow. Making facilities available to all families, including those having children with special needs, was a way of welcoming them to the City.

Ms. Domrique stated that she and her fellow Youth City Council members wished Broken Arrow to become a closer-knit community, pointing out that installation of ADA- (Americans with Disabilities Act) recommended park and playground areas fostered that by bringing people together in an outdoor space and raising awareness of special-needs children.

Ms. Crockett reported that the group searched for statistical data that would back up their concept and found that it was estimated that as of 2010, 13.8% of kids enrolled in Oklahoma Public Schools had disabilities, while only four major cities in Oklahoma had ADA-accessible parks. The proposed enhanced park facilities would better the lives of special needs children and put Broken Arrow on the map in relation to other cities. Ms. Domrique explained that the Youth City Council envisioned their “Big Idea” as a means of educating and uniting generations to come on tolerance and inclusivity.

Mayor Thurmond thanked the young ladies and their fellow Youth City Council members, remarking that he thought it a very worthy idea. He was impressed that they took the trouble of conducting research in connection with their proposal and indicated that it was the first instance where the Youth City Council made reference to ways to fund a “Big Idea.”

Councilman Parks remarked that they did a great job all around and he was pleased to observe the degree of enthusiasm and focus they brought to the table.

Vice-Mayor Eudey commented that the level of engagement that the group displayed was exciting to witness. Seeing what they had learned about the City come to fruition in a project they put their heart into was exciting. He saw the project as worthwhile and appreciated their consideration and understanding of the financial aspects of the proposed project, which would make the City Council’s job easier when it came up for consideration.

MOTION: A motion was made by Scott Eudey, seconded by Johnnie Parks.

**Move to approve the “Big Idea” proposed by the Youth City Council**

The motion carried by the following vote:

Aye: 5 -

Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

C. 17-2015

**Presentation of an annual report by representatives of Cox Communications, a cable service provider with a Non-Exclusive Franchise with the City of Broken Arrow, and regarding the services provided by Cox and operation of the cable system**

Tiffani Burton, Director of Public Affairs at Cox Communications, thanked the Council for the opportunity, once again, to present her company’s annual report. She began by providing statistics in relation to plant maintenance, construction and investments Cox had made in Broken Arrow over the last 12 months. A significant investment in residential and business in the amount of roughly \$2 million had been made, including extending the plant about 50 miles to serve an additional 60 existing newer businesses. A new fiber neighborhood was added at 111<sup>th</sup> Street and Elm, with five additional fiber neighborhoods to come on line within a few months. She was pleased to report as well, that Cox was still the employer of nearly 500 local residents. Moreover, Cox primarily serviced field operations and communications function for the entire central region, at present.

Moving on to products and innovation, Ms. Burton informed the Council that Cox Business was a facilities-based provider and the company’s single greatest growth engine was providing video, voice, data, and security to businesses of all sizes. Cox’s voice service provided core video, digital trunk lines, long distance, toll free service and PRI (Primary Rate Interface) lines. She added that Cox also boasted a very strong offering in the IP Centrex or cloud-based telephone area with dozens of customizable features, representing the new generation of telephone. Also, Cox Business offered the fastest bandwidth speeds over their HFC (hybrid fiber-coax) network, as a national network monitored 24/7, bringing business class email, anti-spam, anti-virus, with online back-up and fully redundant architecture, meaning it was nearly fail proof. Regarding Cox’s full suite of cyber security, Ms. Burton recalled that Cox Business had successfully combated a denial-of-service (D-DOS) attack on Broken Arrow Public Schools the year before. One last noteworthy new business product that was launched in 2017 was Cox Business Security, offering 24-hour monitoring and surveillance.

Turning to residential innovation, Ms. Burton updated the Council on the new Contour in Cox’s voice remote mentioned in her 2016 annual report, noting that it was enjoying great popularity for transforming the way customers viewed television. Cox had since enhanced its functionality, making up-to-date sports stats readily available for sports enthusiasts. Videos could also now be purchased on the Contour app, and linear television could be enjoyed out of the home, as well. The high definition (HD) line-up was continuing to grow and Cox would continue to offer live high school football, including games from Broken Arrow. With regard to their signature product Cox high speed Internet, currently all Broken Arrow residential customers were enjoying up to 300-megabyte speeds, and by the end of the year, with five additional communities coming up to gig (gigabit Internet) speeds on their fiber network, they were hoped to be able to offer it to all City customers. Notably, it would make Broken Arrow only the

second customer in the country to obtain the product to be launched by Cox, after their Phoenix-Las Vegas system/Southwest Region. Ms. Burton went on to report that Cox's most exciting new development was Panoramic Wi-Fi (wireless connection), launched in April and providing wall to wall Wi-Fi. With regard to home security, Cox Homelife home security continued to grow in popularity. Ms. Burton informed those in attendance in advance, that the following day Cox would be officially announcing a brand new product in the field of home automation, to be tested in Tulsa as the very first city in the country. The product would enable all connected devices in a home to be managed through one device that would plug into a wall.

Ms. Burton reminded the Council of Cox's Connect2Compete program, a private and non-profit sector partnership, available to families in the low income bracket and already providing Internet service to some 60,000 subscribers for a very low monthly fee.

Ms. Burton announced the opening of a third-party Cox retail store in Broken Arrow, just west of the new QuikTrip, in the Sprouts-Hobby Lobby corridor, in the next week. She said it was exciting for Cox Communications to have a true retail presence in Broken Arrow for the first time.

As Director of Public Affairs, Ms. Burton did not wish to neglect mention of partnerships in Broken Arrow that Cox continued to hold dear. The Chamber of Commerce partnership was an important one. Cox was excited that one of their own city leaders would be leading Leadership Broken Arrow (LBA) in 2017. Ms. Burton related that Cox had just closed its grants program, recalling that the company had an education and innovation program for classroom teachers. And in the last two years Cox had awarded \$25,000 to Broken Arrow teachers and was looking forward to awarding more in 2017. Cox also hosted its first Cox Community Concert in September 2016 at Chisolm Trail South Park for an estimated 6,000 to 8,000 people. A second free concert was being planned, to take place on September 22<sup>nd</sup>.

Ms. Burton ended her report stating that 2016 was an outstanding year for Cox Communications and 2017 would be no different. Her company looked forward to working with the Council as the City grew. Cox was in the process of working at several developments, including Rabbit Run, Hillside Crossings at Lynn Lane, and work would soon begin at Riverstone Estates. They were looking forward very much to serving the new Stoney Creek Hotel & Conference Center as well. Cox looked forward to being there as partners with Broken Arrow in other opportunities. Ms. Burton thanked the Council for the chance to serve the community.

**D. 17-2064**

**Presentation by Jannette McCormick, Human Resources Director on training initiative with Tulsa Technology Center**

Director of Human Resources Jannette McCormick shared news on a partnership Human Resources was developing with Tulsa Technology Center. She pointed out Brenda Alford, Tulsa Tech Suburban Municipal Coordinator and Eric Zoellner, Assistant Director of Business & Industry Services, in the audience to lend their support for the project being presented. She explained that historically, it was difficult for the City to recruit for labor positions, particularly in the Streets & Stormwater Department where skills pertaining to concrete and asphalt maintenance repair were required. Being difficult to ascertain and find candidates, the City would hire individuals with comparable skills and then provide on-the-job training. Operating with minimum staffing levels, however, there weren't trainers on each crew and, therefore, new workers had to learn by observing more experienced workers, not the most desirable and productive training method. Following the initiative, Broken Arrow would partner with Tulsa Tech, which would provide hands-on trainers, and a specific training module would be created speaking to the municipal, labor and trade sector, making use of the City's facilities. The first training to be offered would include classes on safety, asphalt and concrete maintenance and repair, and construction surveying. From there, they would continue to develop training offerings such as commercial driver preparatory courses, grounds maintenance in connection with the Parks and Recreation Department, and so on. Ms. McCormick observed that such hands-on training would really help hiring managers to recruit the right people for the job, instead of worrying if the candidate might be able to make the cut without perhaps the necessary skills from the start. One great aspect of the initiative was that with many cities in the region experiencing the same difficulties, once the program was established, Tulsa Tech and the City of Broken Arrow would be able to reach out to other communities, offering the same resources to them.

City Manager Michael Spurgeon provided some background on how the proposed initiative came about, stating that Director of Streets & Stormwater Steve Arant's openness and honesty about the trouble they were having with regard to recruitment for jobs of such great responsibility, was the first step in the process of ameliorating the situation. Mr. Spurgeon commended the immediate response on the part of Ms. McCormick to find a great solution to the problem.

**E. 17-2126**

**Presentation by Information Technology (IT) Director Stephen Steward on the activities of the IT department including future projects and related discussion**

Director of Information Technology Stephen Steward explained that IT was a service department, serving all departments and divisions within the City organization and was responsible for operation and maintenance of the City's computer systems, telecommunications, and related electronic equipment. The Department was comprised of ten staff members broken into two groups: a network and systems group and a communications system group. Stephen Williams was Network Systems Manager, under whom operated five staff, including network systems engineers, one network security engineer, and two help desk positions. On the communications side there was Mark Ketchum serving as Communications Systems Manager, along with two communications technicians. Together, they formed a very experienced, expert, motivated IT team.

Mr. Steward went on to say that the Department's Operating Budget for the year was \$1.35 million, alongside a Capital Improvements Projects budget totaling \$1.2 million. From the IT Department's inception, City Management adopted a global approach, allowing it to standardize software and some hardware applications for each Department. IT eventually migrated completely to Microsoft, which it continued to use for many years up to the present. Mr. Steward noted that one of their most important accomplishments in 2017 was moving Microsoft Software applications to Microsoft Office 365, effectively moving all applications to the Cloud. A fantastic benefit to that was no longer having to house email servers onsite requiring maintenance, but multiple email servers with load balancing and fail over instead. Such a development provided access from anywhere (desktop, laptop, tablet or phone) and would facilitate increased productivity since where they used to have four stand-alone applications, they now had a lot more applications with enhanced project coordination within the system. Specifically, the new applications facilitated sharing of information, management of projects, as well as streamlining communication. In addition, the Department now boasted email with 50gb mailboxes and unlimited archiving.

Mr. Steward recalled that in 1992, IT adopted the currently-named SunGard Enterprise Resource Planning software (ERP) for the City. The ERP solution comprised an integrated comprehensive suite of applications specifically geared toward municipal government. The City had made extensive use of ERP in a host of ways throughout City Departments, which included systems within Finance, Human Resources, Development Services, Utilities, Police, and Fire, as well as for processes involving e-government on the Internet. After nearly 25 years with SunGard, it was time for the IT Department to look toward the future, knowing that better solutions were now available. With that in mind, IT budgeted for the contracting of an Enterprise Resource Planning (ERP) consultant. Under the proposal, the ERP consultant would conduct a thorough review of each Department and Division, identifying the software each possessed and assessing the needs of each, all across the organization. The consultant would review current business practices and procedures, and make recommendations for changes to the system. Following the consultant's analysis, the consultant would aid IT in developing a Request for Proposal (RFP) to procure an ERP solution for the City. Assistance would be rendered in the areas of evaluation of proposals, vendor selection, project coordination, and execution of a final contract. The consultant would also advise the City on development and execution of change management processes throughout the life of the ERP project. Mr. Steward stated that IT was excited about the new phase it was about to embark on.

Mr. Steward displayed a page "Network Group by the Numbers," on the screen, indicating that on average the staff processed about 350 help desk requests per month and provided on-call support for around-the-clock Public Safety users. It managed over 50 virtual servers, defending against malware, ransomware and network attacks, and performing backups of servers and data. Over 700 users were currently supported, including over 100 mobile Fire and Police people. In addition, 23 facilities throughout the City were supported.

A network diagram was shown representing fiber links throughout the City, with Mr. Steward pointing out that the City owned the fiber so that there were no monthly costs. The ultimate aim as they continued to build up fiber, was to pick up locations at which there existed virtual private connections through Cox currently, specifically fire stations, thus avoiding monthly charges.

Referencing "Communications Group by the Numbers" on the screen, Mr. Steward pointed out that at present IT's Facility Security handled door access control at 23 facilities, video camera security using 186 video cameras, fire and burglar alarms. In addition, it managed cellular leases of cell vendors on the City's towers and City property. With reference to cellular lease revenue, it was pointed out that in 2017, it was anticipated that the City would receive approximately \$345,000 in lease revenue. Mr. Steward went on to say that the Communications Group was also in charge of the Harris Radio System, supporting over 2,000 users. He requested Communications Manager Mark Ketchum to provide a brief update on the radio system.

Mr. Ketchum recalled that prior to 2000, when he came on the scene, the City operated as a single isolated site with respect to radio and interoperability was limited, at best. He made a decision to expand Broken Arrow's radio network through partnerships, the first partner being the City of Bixby. The City needed more radio coverage as it was growing and it was necessary to expand, especially for the sake of public safety in areas where there was no radio coverage.

Broken Arrow hosted the network and the partners built radio sites, Broken Arrow providing direct interoperability for police, fire and public works. Broken Arrow could also boast being the first to bring its public school system up to public safety radio grade. An aerial map highlighting how their partnerships had grown was shown. The network was approaching 2,500 users and continuing to grow, with Broken Arrow already providing the most interoperability in the State of Oklahoma. Numerous cities and states were looking at Broken Arrow’s network and what the City had achieved through partnerships up to the federal level. Mr. Ketchum stressed that when it came to communications, a visionary approach should be taken, always looking toward the future. With that in mind, Broken Arrow became a beta test for Harris Corporation, a corporation owning 75% of the military market, to test their new line of XL-200 radios. The City gave not only radio frequency (RF) communications via radio sites, but also Wi-Fi and sailor. Harris was a frontrunner in the field with regard to such type of equipment and Broken Arrow was honored to become a beta test site and also to help them design their new radio. Mr. Ketchum assured the Council that Communications in the IT Department would continue to strive and push forward and provide the best public safety communications possible.

Mr. Steward announced that Harris Corporation had recently given the City of Broken Arrow an achievement award for innovation, the first time any such award was given.

Councilwoman Wimpee commented that she was looking forward to her forthcoming meeting with the IT Department.

Mr. Spurgeon stated that the reason for his decision to pull IT out of the Human Resources Department about a year before was because IT needed to be its own separate operation, as part of the backbone of talent, along with General Services and Human Resources, that kept the City running at a high level of efficiency.

F. 17-2119

**Consideration, discussion, and possible approval and authorization to execute a Proclamation declaring June through August 2017 as “Play Ball Summer” throughout the City of Broken Arrow**

Director of Parks and Recreation Scott Esmond read from a fact sheet stating the U.S. Conference of Mayors was supporting major and minor league baseball and USA Baseball’s initiative to provide play opportunities to youth in communities across the country. According to the fact sheet, Mayor Thurmond and 226 mayors across the country signed the “Play Ball” pledge, demonstrating their commitment to the initiative. In August, Mayor Thurmond would host Broken Arrow’s Youth and Baseball activities at the Indian Spring Sports Complex, in cooperation with the Broken Arrow Youth Baseball Program. The activities would focus on exposing children to the sport and providing a fun opportunity to remain active throughout the summer. Stating that he knew that Mayor Thurmond’s favorite team was the St. Louis Cardinals, Mr. Esmond presented a Cardinals cap to the Mayor.

Mayor Thurmond read the Proclamation declaring June through August 2017, “Play Ball Summer.”

MOTION: A motion was made by Johnnie Parks, seconded by Mike Lester.

**Move to approve the Proclamation declaring June through August 2017 as “Play Ball Summer” and authorize its execution**

The motion carried by the following vote:

Aye: 5 -

Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

G. 17-192

**Consideration, discussion, and possible approval and authorization to execute a Proclamation declaring May 19, 2017 as "The Way We Worked" day in the City of Broken Arrow**

The Museum Broken Arrow Executive Director Lori Lewis commended the Youth City Council and junior member Allie in particular, who contributed hundreds of hours serving as an intern at the Museum. Ms. Lewis also recognized the Museum Board members, several of whom were in the audience, reporting that the previous week had been the nationwide celebration Volunteer Appreciation Week. She asked them to stand and they were given a round of applause for their service.

Ms. Lewis explained that “The Way We Worked,” was an exhibition created by the US National Archives, in collaboration with “Museum of Main Street,” a group within the Smithsonian Institution. On the state level it was supported by the Oklahoma Humanities Council as well. It was scheduled to open May 19<sup>th</sup> and run through July 7<sup>th</sup>. Ms. Lewis noted that when Broken Arrow was formed on October 16, 1902, within one hour of Arkansas Valley Townsite Company opening the area, a business was established. The business was a hamburger stand in the middle of Main Street and it was nice to take a look back at what once was. At the present site of the Museum stood the Kentucky Colonel Hotel, also one of the first businesses in town. Inside the hotel was a restaurant known for its fried chicken, and Oklahomans from neighboring towns would hop on the train to enjoy dinner there. Ms. Lewis recalled that in the beginning, the main industries giving Broken Arrow top position in the region were coal, cotton, and poultry, and city resources were shipped across America from its train depot. Present-day

Broken Arrow was number three in the State in manufacturing, and with the new Innovation District coming into being, the City could claim to be a state and national leader in technology. Ms. Lewis asked the Council to reflect on the changes from a small, local economy to one consisting of large numbers of producers, shippers, distributors and consumers. “The Way We Worked” would offer a special opportunity for citizens of Broken Arrow and the surrounding region to view Smithsonian items, National Archives photos, and items from the Oklahoma Historical Society. Busy hands and minds of Americans of all ethnicities, classes, and ages, male and female, performing an array of jobs were what powered the country. The exhibition made use of captivating videos, historic photographs, engaging interactive materials and historic artifacts in its portrayal of work in America. Focusing on where and how Americans worked, who worked and why, it was designed to showcase the enormous transformation occurring in the American workplace over the last hundred years. Another exciting aspect of the exhibition was that some of the City’s photographs from its own archives would be transferred to the US National Archives for use in future Smithsonian exhibits. Furthermore, when the Oklahoma History Center heard that the exhibition would be travelling to five locations in the State, it jumped onboard with their own exhibit looking at the way Oklahoma labor had changed in the last hundred years.

Ms. Lewis asked that the City grant a proclamation making Friday, May 19<sup>th</sup> “The Way We Worked” Day in Broken Arrow. While it was a great way to promote the exhibition, the request was being made for a more important reason; the intent was that the proclamation would serve as tribute to the pioneers who worked hard to make Broken Arrow what had become, while remaining a community of caring neighbors that believed in the value of hard work. Ms. Lewis listed a number of those pioneers of Broken Arrow and their accomplishments, dedicating the proclamation to them. She invited the Council to the opening on May 18<sup>th</sup> and handed out formal invitations to the Mayor, Council and City Manager.

Mayor Thurmond thanked Ms. Lewis for her own hard work and dedication over the course of several years, which made the exhibition possible. Following the Mayor’s reading of the Proclamation, Councilman Lester commented that he and Councilman Parks could reflect back on those dedicated people Ms. Lewis had made mention of, who had inspired him and whom he appreciated.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.

**Move to approve the Proclamation declaring May 19, 2017 as "The Way We Worked" Day and authorize its execution**

The motion carried by the following vote:

Aye: 5 -

Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

Ms. Lewis was given a round of applause.

#### **8. Citizens’ Opportunity to Address the Council on General Topics Related to City Business or Services**

Mayor Thurmond stated that Edna Osborne had signed up to speak but was not present.

#### **9. General Council Business**

##### **A. 17-2165**

**Consideration, discussion, presentation, and acceptance of a Special Warranty Deed for the real property located at 709 Magnolia Court in Broken Arrow (the former Bever residence), from TCF Real Estate, LLC**

Councilman Lester related that his involvement in the journey that culminated in the item under consideration was sparked by Matt and Maggie Jacobsen, whom he pointed out in the audience, along with other former neighbors of the Bevers who contacted him. The need to address vandalism at the site and, especially, the need to honor the memory of the deceased and first responders on the scene, prompted a response on his part to seek an avenue that would foster healing and a sense of peace in the wake of the horrific tragedy. With his background in law enforcement and real estate, he saw an opportunity to help, being in the position to contact the right people. He contacted Phil Lankin, Tulsa City Councilor and the Chief Operating Officer of the Tulsa Community Foundation, who embraced the vision for rehabilitation of the property without hesitation. Mr. Lankin, in turn, put him in touch with his Chief Development Officer Mike Dobson, with whom, over the course of a few weeks, groundwork for a foundation for purchase of the Bever home was laid. The joint effort to purchase the Bever home received major financial support from Fraternal Order of Police Lodge 190, initially, and major contributions from Indians Spring III Homeowners Association, and Mike and Scott Case of Case and Associates Properties, Inc. followed, as did a \$5,000 check from the far-removed Faith Assembly of God Church. A lot of other private citizens and business people from Broken Arrow and the Tulsa metropolitan area who donated made realization of the project possible as well. Councilman Lester expressed his appreciation for their support and commended Cindy Morris for keeping the endeavor in the public eye by way of social media, also. Ark Wrecking Company stepped up and offered its demolition services once the City gained possession of the house. Waste Management Quarry Landfill had donated their services, as well; however, subsequently, there was a fire at the property and the lender was obliged to tear down what remained. Roses Inc. also reached out to the

community, offering to donate roses once the memorial garden was established. Sanders Nursery & Distribution Center Inc. and its parent company Berry Wholesale Nurseries also contacted Councilman Lester with an offer to make a donation of trees and shrubbery. Davis H. Elliot Utility Contractors offered to do site work, digging in all the utility lines and providing wiring materials, while Magnum Construction offered to build the gazebo and Action Roofing and Sheet Metal offered to provide labor and materials for the gazebo roof. Councilman Lester said he would be calling on more businesses to contribute and expressed his appreciation to Phil Lankin and the Tulsa Community Foundation for the enormous role they played in the proposed project.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.

**Move to accept the Special Warranty Deed**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

Mr. Lankin commented that it was a job well done in the planning, serving as an exceptional example of people helping people in every way, shape and form in the aftermath of a tragedy. He congratulated Councilman Lester on his leadership and thanked all those in the community and greater metropolitan area who stepped up to the challenge. Upon official recording of the deed transferring ownership from Fannie Mae (Federal National Mortgage Association) to Tulsa Community Foundation, the Foundation would honor its agreement to donate the property to Broken Arrow, allowing the City to turn the site into a place of peace.

**B. 17-2084**

**Consideration, discussion, and possible approval for the Mayor to execute an official ballot from the Oklahoma Municipal Assurance Group (OMAG) casting votes for three Trustee positions with three-year terms commencing July 1, 2017**

Ms. Hooks stated that she was presenting the item on behalf of Assistant City Manager of Administration Russell Gale. She noted that the Oklahoma Municipal Assurance Group (OMAG) was a quasi-governmental entity, created in 1977 to provide general liability, workers' compensation, property and risk management services to Oklahoma's cities and towns, including Broken Arrow. The City had utilized OMAG for a variety of insurance products for over 30 years. Presently, the City purchased property insurance coverage from OMAG. Ms. Hooks explained that OMAG was governed by a seven-member Board of Trustees, with all participating cities taking part in selection of members of the Board. The terms of three Board members were due to expire on June 30<sup>th</sup>. Staff was recommending the City cast its ballot for Earl Burson, City Manager of Harrah, Pam Polk, City Manager of Collinsville, both presently on the Board, and Roger Kolman, City Manager of Glenpool since 2013. It was the opinion of staff that all three were uniquely qualified, given the background knowledge and experience each possessed.

MOTION: A motion was made by Mike Lester, seconded by Johnnie Parks.

**Move to approve the Mayor's execution of the Oklahoma Municipal Assurance Group's official ballot**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

**C. 17-2129**

**Consideration, discussion, and possible acceptance of the City of Broken Arrow's Audit Report for Fiscal Year 2015-2016**

Ladonna Sinning, of Arledge & Associates, PC in Edmond, stated that her company served as the City's external auditors and once again, it had been a pleasure to work with Broken Arrow's highly competent Finance Department staff. She referred to the three documents her firm has sent to each Council member and the Mayor: a letter, a small, bound Single Audit report, and a stack of financial statements.

Ms. Sinning explained that the contents of the letter from Arledge & Associates was part of required communication conveying things the company was required to impart to the client under their professional standards. That included conveying some of the most sensitive estimates in financial statements and which disclosures in the financial statements they believed to be most significant. With regard to the single audit, Ms. Sinning explained that it was required of the City by June 30, 2016, since the City received more than \$750,000 in federal grant money. The Single Audit report contained several letters and reports from Arledge, including a "yellow book report," which was the report following government auditing standards. Pretty standard throughout, the report did contain two audit findings that stood out. The letter behind referred to that major program compliance, or the federal funding report. On page 8 could be found Arledge's determination of what it considered to be a major program, and that program in 2016, which they audited, was disaster grants.

Ms. Sinning turned the Council's attention to a couple of noteworthy audit findings. The first was found on page 9, pointing to a budget overrun within the Fire Department, and the second, on page 10 was a reporting finding having to do with the Single Audit. A report needed to be filed with the Federal Audit Clearinghouse by March 31<sup>st</sup> but, as Arledge indicated, the deadline

was missed. The auditor’s comments and City management’s response could be seen, which Arledge believed to be adequate. Finally, there was the large audited financial statement, including the Independent Auditor’s Report, the primary report they worked through as the City’s auditor. The report was an unqualified “clean” opinion, showing standard language throughout its two pages.

Ms. Sinning stated that for anyone who did not wish to read the entire audited financial statements, it was recommended that they read pages 4 through 10, the Management Discussion and Analysis, representing City management’s own abbreviated summary, typically more accessible to the layman in the language employed.

Commenting that it was always good to have an unqualified audit, Mayor Thurmond asked if there were any questions for Ms. Sinning. Councilman Parks asked if there were any concerns that third parties looking at the report could raise. Ms. Sinning said such issues were included in the upload to the Federal Audit Clearinghouse. The Clearinghouse received the Single Audit as well as the large Audited Financials in one large PDF file. It was there for public review and granting agencies’ review. It would be highly unusual, she added, on the type of finding by Arledge, for there to be any question about it whatsoever, because the City did not have issues like questioned costs that would drive a federal agency to ask questions. The reports would be uploaded to the State Auditor, as well, and a response from them was not anticipated either. Regarding the budget aforementioned overrun, while not common for Broken Arrow, it was not an unusual finding across the State. Councilman Eudey asked for confirmation that the City’s response properly addressed the issues to her satisfaction and Ms. Sinning replied that yes, especially since Broken Arrow didn’t have a history of overruns and there wasn’t much that could be done other than City pledging to do a better job at keeping an eye on the budget in the future. With regard to timeliness of the report and missing a deadline, she did not think it presented a problem though it had to be reported since the deadline related to a regulation. Clearly, it had been an unusual year for Broken Arrow and City reports had always been submitted in a timely manner, so failure on its part in one instance, was not significant.

City Attorney Beth Anne Childs inquired if the timeliness issue had to be reported by the Legal Department in its disclosures upon issue of General Obligation Bonds. Ms. Childs thought it would be required; however, Ms. Sinning argued that it would be apparent since the audited financials and findings would be known to the lender, who would generally be in possession of them. Cities that were consistently late could face problems with lenders but it was not the case with Broken Arrow. Arledge did see cities that were issuing two or more years late, and such cities faced problems due to the lack of current financial data on them. Ms. Childs responded that she did not ask the question thinking that it would necessarily be problematic, but rather with the matter of hiring outside counsel to assist with disclosures in mind.

MOTION: A motion was made by Scott Eudey, seconded by Mike Lester.

**Move to accept the Audit Report for Fiscal Year 2015-2016**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

**D. 17-2025**

**Consideration, discussion, and possible approval to purchase one (1) Full Sized Sport Utility Vehicle for the Police Department pursuant to the Oklahoma Statewide Contract**

Brandon Berryhill, Assistant to the Chief of Police, reported that the Police Department had recently researched full-sized sports utility vehicles with the plan to purchase one for the Emergency Management Director’s use. Chevrolet’s Tahoe was identified as the preferred vehicle. Pursuant to State contract, Vance Chevrolet would provide the Tahoe and identified options at a purchase price of \$38,000. Staff determined the vehicle to be the most advantageous in regard to the identified options and its dual battery system. Officer Berryhill told the Council that funds had been procured from the Sales Tax, Capital Improvement Fund, Public Safety Sales Tax. The Police Department recommended that Council approve purchase of the Chevrolet Tahoe.

MOTION: A motion was made by Mike Lester, seconded by Debra Wimpee.

**Move to approve purchase of one Chevrolet Tahoe from Vance Chevrolet pursuant to Oklahoma Statewide Contract**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

**E. 17-2122**

**Consideration, discussion and possible appointment of three (3) representatives and one alternate representative to the Indian Nations Council of Governments (INCOG) Board of Directors and one representative and one alternate to the INCOG General Assembly, each for a two-year term beginning in January, 2017**

Ms. Hooks stated that she was presenting the item on behalf of Mr. Gale. She reported that three positions on the Indian Nations Council of Governments’ (INCOG) Board of Directors had been allocated by the City. Each representative would serve a two-year term commencing January 1 of odd-numbered years. Since three Broken Arrow City Council members could not serve on the Board, the designated representatives had been two Council

members and the City Manager, with a third Councilman as the alternate. Since 2015, Mayor Thurmond, former Vice-Mayor Richard Carter, and City Manager Michael Spurgeon had served as Board members, with Councilman Mike Lester as alternate, and Mr. Spurgeon serving as an alternate on the INCOG General Assembly. Ms. Hooks informed the Council that as a participating member of INCOG, the City might also appoint one elected official as representative to the General Assembly. The recent election necessitated the election of INCOG representatives to the Board of Directors and General Assembly.

MOTION: A motion was made by Mike Lester, seconded by Debra Wimpee.

**Move to nominate Mayor Thurmond, Vice-Mayor Eudey, and City Manager Spurgeon as INCOG Board members, and Councilman Parks as the alternate**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

MOTION: A motion was made by Mike Lester, seconded by Debra Wimpee.

**Move to approve City Manager Spurgeon as a member of the INCOG General Assembly and Councilman Parks as the alternate**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

**10. Preview Ordinances**

There were no preview ordinances.

**11. Ordinances**

**A. 17-2141**

**Consideration, discussion, and possible adoption of Ordinance No. 3482, an amendment to the City of Broken Arrow Zoning Ordinance, Chapter 5, Development Standards, Section 5.9, Telecommunication Facilities, adding a section for definitions, separating the provisions for telecommunication towers and antennas, and creating new provisions for the requirements, placement, maintenance, zoning, relocation, removal and abandonment of small cell facilities; repealing all ordinances to the contrary; and declaring an emergency**

Ms. Childs expressed her appreciation to the planning staff in the Planning Department on their efforts in getting the amendment to the Zoning Ordinance ready for publication. She explained that the Legal Department added definitions to the Ordinance, feeling that it was critically important to be clear, considering the continual advance of technology. Ms. Childs thanked the City's friends at AT&T for providing a model ordinance containing very good ideas in terms of definitions. In addition, the Legal Department separated telecommunication towers and antennas with respect to provisions.

Ms. Childs explained that the genesis of the amendment was the small cell and she thanked IT and the Police Department for taking the time to enlighten her on the subject of small cell radio access nodes. Ms. Childs recalled that the City Manager approved retaining an attorney in Minnesota with extensive experience in the field to assist with review of the Ordinance. That attorney was also negotiating lease agreements on behalf of the City.

With regard to placement of small wireless facilities, the Legal Department slightly modified the AT&T model ordinance with regard to height, making the maximum height 50 feet. It was important to note that in amending the Ordinance, they wanted to give providers the option to locate small cells on City facilities other than utility poles, exclusively. Although it was anticipated that the majority of small cells would be placed on Public Service Company of Oklahoma's (PSO) existing poles, the City had significant infrastructure and structures that could be utilized to meet the demands of a growing population. The Planning Department and she recognized the importance of the City maintaining control over the right-of-way and only certain utilities had the ability to use the right-of-way. The proprietary powers reserved section of the Ordinance should give effective enough control to prevent any company from installing a pole in the middle of the City's right-of-way. It was their intention therefore, to work out lease agreements with companies that didn't have right-of-way. Mr. Spurgeon requested that a meeting be set up as soon as possible, in preparation of initiating the process of releasing permits. It was requested that Council adopt the Ordinance and approve the emergency clause.

Mr. Spurgeon pointed out that adoption of the Ordinance would allow individual entities to negotiate competitive agreements with the City. There were companies with assets within the community already, and an agreement would entail utilizing the City's facilities and assets. Mr. Spurgeon underscored the importance of the matter of right-of-way in the amendment. Agreements would be contingent on proof of benefit to the community.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.

**Move to adopt Ordinance No. 3482**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

MOTION: A motion was made by Johnnie Parks, seconded by Mike Lester.

**Move to approve the emergency clause**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

**B. 17-2102**

**Consideration, discussion, and possible adoption of Ordinance No. 3483, an ordinance repealing Chapter 7 of the Broken Arrow code, Article VI, Massage Establishments, Section 7-116; repealing all ordinance to the contrary; and declaring an emergency**

Ms. Childs informed the Council that the Ordinance allowed State statute control of massage establishments, recalling that the item had been preempted at the last meeting. It was recommended that Council adopt Ordinance No. 3483 and approve the emergency clause.

MOTION: A motion was made by Scott Eudey, seconded by Mike Lester.

**Move to adopt Ordinance No. 3483**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

MOTION: A motion was made by Mike Lester, seconded by Johnnie Parks.

**Move to approve the emergency clause**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

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

Mayor Thurmond echoed Mr. Spurgeon's praise of the City's staff. The City was fortunate to have amazing employees and he was cognizant of the fact that a lot of their work and efforts went unseen or unnoticed, unless a problem cropped up. He made mention of the work performed by staff in IT, Human Resources and the Emergency Operations Center as an example. As a citizen himself, he appreciated the great job they did and their service to the community. He added that he appreciated Councilwoman Wimpee's involvement in the voting that night.

Councilman Parks related that he had brought his construction class from Bartlesville to Broken Arrow that past week in an effort to impart to them how big and great economic development and construction was in the Tulsa area, and how many job opportunities there were. They paid a visit to the water plant and were impressed by the immaculate conditions at the plant and the level of science making it a state-of-the-art operation. He thanked the staff for the great job they were doing.

Vice-Mayor Eudey thanked Ms. McCormick again for her presentation, commenting that workforce development was a problem for communities everywhere. Filling open positions was difficult when training wasn't available, so he was thrilled to see her taking the bull by the horns to advance workforce development in Broken Arrow. The work she was doing would serve the community going forward.

Councilwoman Wimpee related that the day before she had the pleasure of spending time with Scott Esmond and his crew from Parks and Recreation. The week before she had appreciated her visit with Lee Zirk, Director of General Services, and enjoyed her tour of the General Services Department and meeting with dedicated and long serving staff members one on one. She visited the cemetery for the first time and was struck by the beauty of the site and well-kept and cared for grounds and memorials.

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

Mr. Spurgeon echoed the remarks of auditor, Ms. Sinning, on the outstanding job the Finance Department did. Clearly, the City was altogether very fortunate with respect to its financial picture. There was enough money to pay all the bills and the Council had maintained a policy of trying to make sure that there were some reserves for unforeseen circumstances and occurrences. He cited remarks in the second paragraph on page 1 of the Management letter which illustrated the high degree of oversight and internal control, on the part of Finance and Purchasing, in handling each and every monetary transaction in accordance with legislative authority or policy. He thanked them for their hard work.

Mr. Spurgeon gave an update on the City's status following heavy rainfall over a five-day period. Although Broken Arrow had no river, it was susceptible to overland and flash flooding. It was reported by Parks and Recreation that the Military History Museum experienced some leaking and the Utilities Department had to address overflow at a couple of lift stations and manholes. The City took in 16 million gallons of water – about four times the normal amount for that period. There was some minor flooding at fire stations and seven roads had to be closed intermittently. Overall, the City was fortunate, considering the amount of rainfall the City received. He thanked the crews that were on the scene addressing the effects of the storm.

Mr. Spurgeon reported that the Citizens’ Recycling Committee was continuing to meet and had had a meeting the night before. They would meet again in a month’s time. Mr. Gale informed him that the Committee was planning to engage the consultant to provide cost scenarios in connection with the options they were considering. The results would be reviewed by the Committee on June 12<sup>th</sup>, when the members would try to bring into focus a recommendation for the City Council’s consideration. Their recommendations, he believed, would not be just about what to do with regard to solid waste recycling, but would also include some other items, like greenways, in looking ahead. They might take a more comprehensive approach since their discussion were touching on other improvements that could be made around the City.

Mr. Spurgeon gave a preview of the next City Council meeting’s agenda, referencing a video that was created through the Communications Division the previous summer on the what City Council agendas consisted of. At the Council meeting, he would lead a brief discussion on the process involved in City Council meetings. New Council members were inquisitive about the process and Councilwoman Wimpee was no exception. She expressed the desire to learn more about how the agenda functioned in relation to City business and the way in which the Mayor and City Council were briefed in preparation of meeting. Mr. Spurgeon went on to say that he would ask the Council after Memorial Day, to consider to an initiative to hold one City Council meeting every quarter in a different part of the City. It would be a chance to go to the community more often and meet and greet citizens in the different wards, prior to the actual meeting at a facility of the Council members’ choosing. He added that he would ask the Council to discuss holding a special meeting sometime within the next three months, somewhere in South Broken Arrow, to talk about economic development. He believed discussion and education was needed in light of all the comments he continued to receive on the South’s lagging behind, while North Broken Arrow was growing. It was important that citizens be made aware of Council decisions and plans for investment in the area, along with the hard work they had put in to facilitate development. Assistant to the City Manager/Economic Development Coordinator Norm Stephens had contacted Danny Signorelli to speak on Aspen Creek and Mr. Signorelli, along with the Broken Arrow Economic Development Corporation (BAEDC), had agreed to attend the meeting.

Mr. Spurgeon announced that the Kenosha resurfacing project would be starting shortly. Two miles of road would be resurfaced. Road work was expected to run through September. Residents were being informed and the City would be putting out communications to the public throughout the project’s duration.

At Nienhuis Park, the new football field surface would be finished in time for football season. Mr. Spurgeon thanked Scott Esmond and Parks and Recreation staff for making the project happen.

The City Manager congratulated Fire Chief Jeremy Moore, who completed a leadership executive training program for fire chiefs. It was a year-long program, which Chief Moore, along with of 21 other trainees from around the United States and Canada had been selected to attend, from among 120 applicants. Chief Moore’s training was funded by a grant. Mr. Spurgeon commended the Chief’s on his diligence in applying and completing the course.

At approximately 8:33 p.m., Mayor Thurmond entertained a motion to recess in order to enter into the Broken Arrow Municipal Authority and Broken Arrow Economic Development Authority meetings.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.  
**Move to recess in order to enter into the Broken Arrow Municipal Authority meeting and the Broken Arrow Economic Development Authority meeting**  
The motion carried by the following vote:  
Aye: 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

At approximately 8:35 p.m., Mayor Thurmond reconvened the meeting and entertained a motion for a brief recess before entering into the Executive Session.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.  
**Move to recess before entering into the Executive Session**  
The motion carried by the following vote:  
Aye: 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

The Council returned to the room at approximately 8:38 p.m.

MOTION: A motion was made by Mike Lester, seconded by Scott Eudey.  
**Move to enter into the Executive Session**  
The motion carried by the following vote:  
Aye: 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

14. Executive Session

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

1. Discussing the purchase and appraisal of real property located at the Southwest corner of the intersection of South 23rd Street and East 114th Street South, and taking appropriate action in open session, including making an offer of purchase, under 25 O.S. § 307(B)(3); and
2. Discussing the purchase and appraisal of real property located at the Northeast corner of the intersection of South 9th Street and east New Orleans Street and taking appropriate action in open session, including making an offer of purchase, under 25 O.S. § 307(B)(3).

At approximately 8:52 p.m., Mayor Thurmond reconvened the regular session of the City Council meeting and the room was opened to the public.

MOTION: A motion was made by Scott Eudey, seconded by Mike Lester.

**Move to authorize the City Manager to formally negotiate for purchase of real property located at the Northeast corner of South 9<sup>th</sup> Street and East New Orleans Street**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

15. Adjournment

The meeting adjourned at approximately 8:54 p.m.

MOTION: A motion was made by Johnnie Parks, seconded by Debra Wimpee.

**Move to adjourn**

The motion carried by the following vote:

**Aye:** 5 - Debra Wimpee, Johnnie Parks, Mike Lester, Scott Eudey, Craig Thurmond

Attest:

\_\_\_\_\_  
Mayor

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