



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

City Hall  
220 S 1st Street  
Broken Arrow OK  
74012

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

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**Tuesday, May 17, 2016**

**6:30 PM**

**Council Chambers**

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**1. Call to Order**

**2. Invocation**

**3. Roll Call**

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

**5. Consideration of Consent Agenda**

- A. [16-515](#) Approval of Emergency City Council Meeting Minutes of April 22, 2016
- B. [16-528](#) Approval of City Council Meeting Minutes of May 3, 2016
- C. [16-534](#) Approval of and authorization to remove the Traffic Calming Measures on 61st Place between 117th East Avenue and 120th East Avenue in Melinda Park subdivision pursuant to the Traffic Calming Policy
- D. [16-535](#) Ratification of the Mayor's signature on the Application for FY15-16 Tulsa Urban County Community Development Block Grant (CDBG) Funds
- E. [16-538](#) Ratification of Workers' Compensation Court Order for Mark Jackson, Street and Stormwater Department Employee
- F. [16-523](#) Approval of and authorization to execute a Consulting Services Agreement for a tourism asset inventory and market research strategic planning project with Young Strategies, Inc.
- G. [16-549](#) Approval of and authorization to execute a Public Highway At-Grade Crossing Improvement Agreement between Union Pacific Railroad Company and the City of Broken Arrow
- H. [16-557](#) Approval of and authorization to execute Amendment No. 1 to Employment Contract for Professional Services with Dennis Sagely as Alternate Judge for the City of Broken Arrow's Municipal Court
- I. [16-542](#) Approval of and authorization to execute Amendment No. 2 to an agreement for Professional Consulting Services with Walter P. Moore and Associates,

Inc., for New Orleans Street Improvements, Olive Avenue to Aspen Avenue (Project No. ST1210)

- J. [16-547](#) Approval of and authorization to pay additional cost of oversight of the Non-Participating Costs of the Midway Road and East 101st Street Project (Project No. STPY-173D(177)UR, State Job No. 28905(04)), and seek reimbursement from the other local entities
- K. [16-519](#) Waiver of formal competitive bidding, and approval of and authorization to purchase and provide for the installation of audio visual equipment for the Broken Arrow Police/Fire Training Center, from Ford Audio-Video Systems, LLC as bid under the Oklahoma Statewide contract, SW1021, and approval of and authorization to execute a System Installation Agreement with Ford Audio-Video Systems, LLC
- L. [16-541](#) Review of bids received and award of the most advantageous bid to Clean Uniform and approval of and authorization to execute a Service Agreement for non-public safety employee uniform rental service
- M. [16-525](#) Approval of bids received and award of the most advantageous bid to Express Press to provide non-public safety uniform apparel purchases on a city wide basis
- N. [16-524](#) Approval of bids received, award of the lowest responsible bid to Ark Wrecking Company of Oklahoma, Inc., and approval of and authorization to execute a construction contract for demolition of the former Assembly of God Church owned by the City of Broken Arrow and located at 305 North Main Street (Project No. 161714)
- O. [16-520](#) Final acceptance of the public improvements for Walmart Neighborhood Market #4655, located at 1300 East Albany
- P. [16-544](#) Approval of and authorization to execute a Shared Parking and Mutual Access Easement Agreement with BA Holdings, LLC on City Owned Land associated with Hilton Garden Inn
- Q. [16-539](#) Acceptance of a Temporary Construction Easement for property located at the southwest corner of Albany Street and Olive Avenue for construction of Tulsa Water Line Connection Phase II (Project No. WL1611)
- R. [16-533](#) Approval of PT16-101, Conditional Final Plat, BAPS ES #15 & MS #6, 1 lot, 41.70 acres, A-1 to A-1/SP 275, located one-quarter mile north of Kenosha Street, west of 209th East Avenue
- S. [16-558](#) Approval of the Broken Arrow City Council Claims List for May 17,2016

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

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

- A. [16-556](#) Presentation and discussion of the proposed Fiscal Year 2016-2017 Budget for the General Fund, Broken Arrow Municipal Authority and other Funds of

the City of Broken Arrow

- B. [16-522](#) Presentation by Tulsa City-County Library Staff regarding the Summer Reading Program, and possible action encouraging participation in the program and acceptance of the Tulsa Mayor's challenge to area communities
- C. [16-552](#) Acceptance of the Gold Award for Tucson Street Widening from Aspen Avenue to Elm Place from American Public Works Association (APWA), Oklahoma Chapter

**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. [16-531](#) Consideration, discussion and possible approval of the City Council to publish the Legal Notice of Annexation for the voluntary annexation of property for a proposed Kum and Go No. 837 on 1.15 acres of land located at 9904 South 241st East Avenue, described as Lot 9, Block 2, Prairie Dale, a subdivision, in part of the E/2 of the SE/4 of Section 21, Township 18 North, Range 15 East of the Indian Base and Meridian, Wagoner County, State of Oklahoma, and to accomplish service by mailing in accordance with State Law
- B. [16-561](#) Consideration, discussion, possible approval of and authorization to execute a First Amendment to Employment Agreement with Michael L. Spurgeon, the City Manager
- C. [16-521](#) Consideration, discussion, and possible approval to declare certain City owned vehicles, supplies, materials and equipment as surplus and authorize the sale of those items by public auction

**10. Preview Ordinances**

- A. [16-517](#) Consideration, discussion and possible preview of an ordinance amending Section 3.1 (Table 3.1-1), Section 3.2.C, and Section 10.3.D.4 of the City of Broken Arrow Zoning Ordinance to accommodate Micro Food and Beverage Production
- B. [16-526](#) Consideration, discussion and possible preview of an ordinance amending the Broken Arrow Code, Chapter 4, Alcoholic Beverages, Article V, Low-Point Beverages, Section 4-96. - Suspensions and revocation of license, specifically allowing the City Manager to suspend or revoke a low-point beer license and allowing licensees subject to suspension or revocation to appeal the City Manager's decision to the City Council; repealing all ordinances to the contrary; and declaring an emergency.

**11. Ordinances**

- A. [16-527](#) Consideration, discussion and possible adoption of Ordinance No. 3424, an ordinance amending the Broken Arrow Code, Chapter 23, Traffic, Article II, Operations of Vehicles Generally, Section 23-71 - Specifically adopting

State Statute with regard to Composing, Sending, Reading Text Messages while Vehicle in Motion, Penalties - Exceptions; 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 City Council, the City Manager, and the City Attorney for the purpose of discussing Gina Orey v. City of Broken Arrow, Workers' Compensation Court Case Number 2001-02934F, 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