



City of Broken Arrow

Minutes
City Council

City Hall
220 S 1st Street
Broken Arrow OK
74012

Mayor Craig Thurmond
Vice Mayor Richard Carter
Councilor Mike Lester
Councilor Johnnie Parks
Councilor Scott Eudey

Tuesday, October 4, 2016

Time 6:30 p.m.

Council Chambers

1. Call to Order

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

2. Invocation

Pastor Rich Manganaro delivered the invocation.

3. Roll Call

Present: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

4. Pledge of Allegiance to the Flag

Boy Scout Jacob Shaw led the Pledge of Allegiance to the Flag.

5. Consideration of Consent Agenda

Mayor Thurmond asked if there were any items to be removed from the Consent Agenda. There being none, he asked for a motion.

MOTION: A motion was made by Mike Lester, seconded by Richard Carter.

Move to approve the Consent Agenda

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

- A. 16-960 Approval of City Council Meeting Minutes of September 20, 2016
- B. 16-1211 Approval of the Special Joint City Council and Convention and Visitors Bureau Meeting Minutes of September 20, 2016
- C. 16-1189 Acceptance of Planning Commission Meeting Minutes of August 25, 2016
- D. 16-1194 Approval of Site Utility Payment Request Number 9 for Davis H. Elliott Construction Company, Inc., through the Vision 2025 Sales Tax Program in association with the Stoney Creek Hotel and Conference Center
- E. 16-1193 Approval and authorization to execute Pay Request Number 10 for Professional Design Services through the Vision 2025 Sales Tax Program in association with the Stoney Creek Hotel and Conference Center
- F. 16-1133 Approval to waive formal competitive bidding, and approval and authorization to purchase CISCO Smartnet Maintenance Services from Chickasaw Telecom for computer network infrastructure and Voice Over Internet Protocol system functions, pursuant to the State contract
- G. 16-1185 Approval to reject bids on a construction contract for Westwind Charleston II Storm Sewer Improvements (Project No. SW1707), and find that rejection of bids is in the best interest of the Citizens of Broken Arrow
- H. 16-1217 Approval of bids received and award the most advantageous bid to WhiteStar Machinery for the purchase of a Bobcat E-55, 12,500-15,000-pound Mini Excavator for the Street Division
- I. 16-1182 Approval of bids received and award the lowest responsible bid to CPR of Tulsa for roof replacement services at Battle Creek
- J. 16-1186 Approval of BAZ-1963, 2.59 acres, A-RE to RE, one-quarter mile west of 23rd Street, one-half mile north of New Orleans Street
- K. 16-1202 Acceptance of a General Warranty Deed for a tract of land that is part of Lot One (1), Block Four (4), of Blocks 4 through 7, Arrow Village Addition, an addition to the City of Broken Arrow, Tulsa County, State of Oklahoma, according to the recorded

plat thereof for the 9th Street widening from Elgin to El Paso (Project No. ST1210)

- L. 16-1203 **Acceptance of a General Warranty Deed, Utility Easement, and Temporary Construction Easement conveyed to the City of Broken Arrow a tract of land that is part of Lot Four (4), Block Two (2), Lemon Addition, an addition to the City of Broken Arrow, Tulsa County, State of Oklahoma, according to the recorded plat thereof for the 9th Street widening from Elgin to El Paso (Project No. ST1210)**
- M. 16-1201 **Acceptance of a Utility Easement and Temporary Construction Easement for a tract of land that is part of Lots Six (6) and Seven (7), Block One (1), East Haskell Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma, according to the recorded plat thereof for the 9th Street widening from Elgin to El Paso (Project No. ST1210)**
- N. 16-834 **Approval of the Broken Arrow City Council Claims List for October 04, 2016**

6. Consideration of Items Removed from Consent Agenda

No items were removed from the Consent Agenda. No action was required or taken.

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

There were no public hearings, appeals, presentations, recognitions, or awards.

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

No citizens signed up to speak.

9. General Council Business

- A. 16-1198 **Consideration, discussion, and possible approval and authorization to execute a Second Amendment to the 2015 Employment Agreement, as amended between the City of Broken Arrow, Oklahoma and Michael L. Spurgeon**

City Attorney Beth Anne Wilkening recalled that in Executive Session at the previous meeting, they reviewed the City Manager's annual evaluation as provided for in his contract. She stated that in open session afterwards, the Council directed her to prepare an amendment making some adjustments to the original contract, as well as to the First Amendment that had already been added. The Legal Department had an opportunity before the meeting to take a look at some compensation packages, from a regional perspective. It proved an eye-opener, especially regarding compensation being offered to City Managers in Texas, where the compensation was very good and they had a retirement program of their own. Based on that, and keeping in line with the agreement reached with the Fraternal Order of Police (FOP), it was requested that an amendment be made to the contract. The Second Amendment provided for a 2½% wage increase effective September 21st and, just like the FOP Agreement, an additional 3%, effective January 1, 2017. Additionally, the contract provided for a 2% stipend, which was provided to other non-union employees, too. The Amendment brought the contract in line with Edmond and Norman, as well as with a number of other cities, and reflected a previous directive.

MOTION: A motion was made by Mike Lester, seconded by Richard Carter.

Move to approve the Second Amendment to the 2015 Employment Agreement and authorize its execution

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

- B. 16-1192 **Consideration, discussion, and possible approval and authorization to execute a Memorandum of Understanding related to the intersection improvements at 23rd Street and Dearborn Street associated with the proposed Wal-Mart Neighborhood Market No. 4622 at the northeast corner of 23rd Street and Dearborn Street, Broken Arrow, Tulsa County, State of Oklahoma**

Development Services Director Michael Skates stated that the item before them was one they had been working on, together with Wal-Mart and their consultant, for close to two years. He reported that City staff coordinated with the City of Tulsa, Tulsa County, in order to evaluate the intersection, which was in close proximity to a number of newer subdivisions. He stated that there was concern about improvements, primarily left turns, at the intersection, and Wal-Mart agreed to provide 25% of costs relating to signalization. Mr. Skates went on to report that, recently, Tulsa County had received approval from County Commissioners to move forward with projects at the intersection of 41st Street and County Line Road or 23rd Street and Dearborn Street, as well as 31st Street and County Line Road. He stated that it was originally thought that two miles of road widening could also be accomplished; however, Vision Funds were not sufficient. It was decided to focus on the intersection in question, beginning with design and moving to the construction phase right after January 1, 2017. As per the Memorandum, Wal-Mart and Tulsa County had taken it up with their respective administrations and had received approval. It was recommended that Council approve the Memorandum of Understanding and authorize its execution.

MOTION: A motion was made by Richard Carter, seconded by Johnnie Parks.

Move to approve the Memorandum of Understanding and authorize its execution.

The motion carried by the following vote:

Aye: 5 -

Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

C. 16-1197

Consideration, discussion, and possible approval of projects to be included in the next sale of General Obligation Bonds

City Manager Michael Spurgeon announced that included in the Council's packet was information on a recommendation from Administration, regarding General Obligation (GO) Bonds from the 2014 approval by Broken Arrow's citizens. He explained that the Council was being asked for permission to go ahead with the sale of \$18,720,000 worth of the \$48,860,000 in unsold bonds. He said that he was excited that the issuance included 27 projects and/or initiatives from the 2014 bond propositions approved by the voters, and stated that the proposed projects were listed in the packets provided. Mr. Spurgeon stated that Assistant City Manager of Operations Ken Schwab would touch on a few of the projects, explaining when they would be going out to bid before reaching the Engineering/Construction Department. Mr. Spurgeon commented that he was pleased that it seemed as if 2017 would be "the year of the parks," so to speak. He stated that Director of Parks and Recreation Scott Esmond was already busy with parks improvements approved by the voters. He said that, upon approval by Council, the bonds would go out to sale on the 18th. Ken Schwab commented that he was very excited about the presentation he was about to give, and that Finance Director Tom Caldwell would follow him, touching on the millage, the debt service, and the Resolution. Mr. Schwab displayed the projects listed under 2015 and 2016 for each of the propositions. He reported that the 2015 projects related to streets, public safety, public buildings, quality of life (Parks and Recreation), stormwater, and repurposing of the Conference and Arts Centers. He said that in 2015 about \$11.7 million in GO Bonds was sold, for five of the seven separate projects, a big part of which was the roughly \$5.85 million for the Conference Center. In 2016, \$6.6 million worth of GO Bonds was sold, in connection with another five projects. Some of the 2011 Bonds were sold, as well, toward the projects left over. Mr. Schwab reported that to date, all of the previous bond programs had been sold, with 2004 and 2008 in process of being closed out. He reiterated that major focus was on the 2014 Bonds, as described by Mr. Spurgeon. Mr. Schwab stated that the vast majority, numbering about 20, would be in construction by the end of the next summer. He stated that he, Mr. Spurgeon, and Assistant City Manager of Administration Russell Gale met with staff to look at how they could better position themselves on what projects were close to moving to the construction phase and which ones could get to construction as soon as possible, so that the Bonds could be closed out. He stated that the projects were rearranged a bit, splitting up some monies in connection with one stormwater project and moving one construction project back because it was presently in design, the latter regarding Washington Street, from Garnett Road to Olive Avenue, for which the design process started in summer, 2016. He stated that it was expected that by the time they got through with right-of-way and the utilities there, they would be returning in 2017 to request funding for construction. He commented that an exciting project concerned Nienhuis Park's field turf on two football fields, for which they had completed the design and were ready to bid on construction. He reported that feverish work is underway with Director Alex Mills' team in Engineering/Construction, designing the Kenosha Street mill and overlay from Aspen Avenue to Garnett Road, and that the intersection piece is almost complete, with the south mile from Washington to Houston Streets done. Mr. Schwab added that the north mile mill and overlay would likely be done by the end of the year. He said that another exciting project in the planning with regard to streets was the continuation of the Aspen Avenue mill and overlay, from Washington Street south to New Orleans Street and the intersection there. A third project in the design phase, was in connection with Albany Street to Kenosha Street (61st to 71st Streets), a two-lane street in which traffic was often backed up. Mr. Schwab concluded that overall, he believed they had positioned themselves better, with about \$9 million for streets, just under \$2 million for public safety, and with the quality of life Parks projects as mentioned. He said that Mr. Esmond was really moving things around so that design could proceed and then construction could be moved on quickly, for a total of 15 projects costing \$5.5 million.

Councilman Parks commented that he thought a lot of citizens were concerned about east-west travel from Broken Arrow back to US Hwy 169, in looking at the engineering plan for Houston Street. He stated that he knew that one of the biggest challenges in widening a street was right-of-way and asked if there was an idea of how much percentage of right-of-way existed. He stated that eventually a lot would have to be acquired for the five-lane widening from Elm Street to Garnett Road, if the percentage were low. Mr. Schwab replied that there was right-of-way where all the subdivisions were already platted and also where the nursing home was located, along with some other additional space. He stated that it constituted a fair amount of right-of-way along Houston Street from that stretch. Mr. Schwab confirmed that he did not think right-of-way would cause a hold-up, but rather that it would be utilities that presented the bigger issue. Mr. Schwab observed that, historically, Broken Arrow had been a north-south town up until construction of the

turnpike, and now with the increased east-west traffic catch-up had to be done to address that. He said that the Washington Street project would be a significant step in getting them there, along with the resurfacing of Kenosha Street, and focus had to begin on Houston Street and some other streets, as well.

Mr. Schwab called on Treasurer Tom Caldwell to speak about rates. Mr. Caldwell reported that he was in the midst of going over some procedures, as he did every year, but the important point was to identify the total amount of the Bond projects and by the different propositions also, since the next step was for Bond Counselor Don Kaiser to prepare a resolution setting the sale date. He explained that in that resolution, Mr. Kaiser would have to identify the projects with their corresponding dollar amounts, by proposition. He explained that the other important point was to specify the date that the Bonds would actually be sold. He said he had noted November 1st on the fact sheet because as he understood, a special meeting was to take place on November 7th. He conveyed that he recommended the actual sale date be covered at the meeting, which would give the rating agencies a little more time to get their ratings out. As alluded to previously, he said it was estimated that December 18th or 19th would mark the end of the bond sale. He stated that the situation was fairly equivalent to what had been sold the previous year. Although it was not yet official, he reported that the millage rate was expected to decrease from the 2016 rate of 17.1, to a little bit below 17 mills, and that it was awaiting confirmation from the County on that, after final evaluation. He stated that it was recommended, therefore, that the projects to be included in the next sale of General Obligation Bonds be approved. Mr. Schwab stated that Mr. Kaiser would be notified and get to work preparing the necessary documents for the next Council meeting.

Mayor Thurmond asked whether the decrease in millage was owing to an increase in their tax base due to growth. Mr. Caldwell responded that there were two factors involved: 1) When the projection for millage increase was done, Municipal Finance used 2½% and the assessed valuation growth came in at over 5%, and 2) a big judgment fell off the books that year.

Councilman Parks said he wanted to make sure that the public understood that it was with regard to a Bond issue voted upon previously where they had tried to keep the millage down for homes. He stated that the City could now afford to sell the Bonds and pay them off.

MOTION: A motion was made by Scott Eudey, seconded by Richard Carter.

Move to approve the projects to be included in the next sale of General Obligation Bonds

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

D. 16-1183

Consideration, discussion, and possible approval and authorization to execute Resolution No. 941, a resolution of the Broken Arrow City Council approving, authorizing and accepting a contract for sale of real estate for real property located at 845 East Elgin Place, in Broken Arrow, Oklahoma and more particularly described as beginning in the Northeast corner of Block Two (2), Mound View Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma, thence west fifty (50) feet; thence south one hundred forty (140) feet; thence east fifty (50) feet; thence north one hundred forty (140) feet to the point of beginning; approving and authorizing purchase of real estate pursuant to the contract for sale of real estate; and authorizing the City of Broken Arrow's expenditure of the sum of \$76,900.00 to effect such purchase, 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 containing other provisions relating thereto (9th street widening project-Elgin to El Paso)

Ms. Wilkening informed the Council that the procedure regarding acquisition was being changed, and the Resolution was designed to simplify the matter for the Council, enabling it to be handled by way of a single document. She stated that the Resolution authorized staff to move forward on purchase of property owned by West Tulsa Properties 88 LLC, in connection with the 9th Street widening project. Ms. Wilkening reported that the parties agreed to a purchase price in the amount of \$76,900.00 which was close to appraisal value. She stated that Council's approval would enable staff to move forward with closing on the property, in anticipation and in preparation of utility relocation and, ultimately, construction. It was requested that Council approve the Resolution and authorize its execution.

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

Move to approve Resolution No. 941 and authorize its execution

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

E. 16-1196

Consideration, discussion, and possible approval and authorization to execute Resolution No. 942, a resolution authorizing the City Legal Department to file a nuisance abatement action in District Court to obtain a Decree ordering the abatement of a public nuisance regarding the property located at 17639 East 101st Street, Broken Arrow, Oklahoma 74011

Ms. Wilkening explained that the City Council used to rule on nuisance abatement actions; however, the advent of revisions in the State statute made provision for a hearing officer, so that such cases were currently handled in that manner. She related that the history behind the item was that upon inspection of the property in January, staff determined that the structure was in disrepair and not structurally sound or sanitary, creating a problem from a health, safety, and welfare standpoint. On July 8th, the owners were provided notice of pending abatement action and a public hearing was held on August 4th. She explained that in the past, they handled abatement actions in that manner when a structure had to be demolished. While it would take a little more time, because they were initiating an action in District Court, allowing them to move forward with demolition, it was their opinion that it would, basically, eliminate all potential liability for the City and for the Council also. Photographs of the present structure were displayed and Ms. Wilkening added that notice at the site had been posted in accordance with law. Additionally, she stated that a quick title search would be conducted before proceeding, verifying all records on the property with the County also, so as to ensure that the proper parties were notified. It was requested that Council approve Resolution No. 942 and authorize its execution.

Councilman Lester observed that the Hamilton family’s property was next door, inquiring if they had contacted the family with regard to its status in relation to the property. Ms. Wilkening replied that she did not know, but would certainly find out and update Councilman Lester via email. Councilman Parks agreed that it was important to contact the family.

Councilman Eudey requested confirmation that Ms. Wilkening believed that service was sufficient for proper legal notice to warrant. Ms. Wilkening replied that it was her understanding that it was, and that everyone would receive notice. With respect to the title work, Councilman Eudey asked whether it was going to be a full, updated abstract with title opinion, or a stand-up one. Ms. Wilkening responded that typically, a stand-up would be done, explaining that as long as they complied with statutory provisions and received the information required from the proper office, they were considered to be in compliance.

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

Move to approve Resolution No. 942 and authorize its execution

The motion carried by the following vote:

Aye: 5 -

Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

F. 16-1176

Consideration, discussion, and possible approval and authorization to execute a Mayor’s Monarch Pledge from the National Wildlife Federation

Mr. Esmond stated that the City Manager spearheaded the move to establish Monarch butterfly habitats in Broken Arrow due to the decline of the Monarch because of degradation and loss of breeding habitat in the United States. He stated that Oklahoma was a key corridor in the Monarch butterfly migration pattern to and from Mexico. He reported that establishment of Monarch waystation habitats was part of a national effort being led by the National Wildlife Federation, monarchwatch.org, state and local agencies, schools and citizens. Mr. Esmond reported that the Communications Department had put together a very nice video that he would show which would serve as an educational/promotional tool. Mr. Esmond said that the year before, the National Wildlife Federation launched the Mayor’s Monarch Pledge, a campaign to enlist mayors to commit to helping save the Monarch butterfly by improving habitats for them with the help of citizens, and that more than 200 mayors had taken the pledge. He stated that the Citizens Advisory Committee was formed in Broken Arrow and the group was working very hard alongside staff, to accomplish specific action items. Mr. Esmond read the names of the Committee members, explaining that the group was made up of citizens, headed by Brad West of the Parks Department. He stated that a waystation was being established at Broken Arrow High School in cooperation with the Broken Arrow High School Science Department. He said that other action items included hosting a native plants sale or a milkweed seed giveaway event, and expanding of waystation sites on public property with every passing year. Mr. Esmond stated that he and the Committee respectfully requested that the Council approve the Mayor’s Monarch Pledge, authorizing its execution, as well.

Councilman Lester asked if it was the right time of year to plant milkweed. Mr. Esmond replied that they had until December to plant for the spring. Councilman Lester asked where the seeds could be acquired. Mr. West was called to answer, and replied that milkweed seeds were readily available, as were their plants, which typically were found in wildflower plots. Mr. Esmond stated that they were hoping that having public demonstration sites of the plant, and educating citizens on the relationship between Monarch butterflies and milkweed, would lead to more private citizens growing their own stands of milkweed. Mr. Spurgeon informed Councilman Lester that there would be a big push at the annual homeowner’s association meeting in February to get the word out on

restoration of Monarch habitats. He stated that seeds would be passed out at the meeting and would be available to the public by way of education events. Mr. West said they bought their seeds from a seed company, and a lot of the bigger nurseries carried milkweed plants. Mr. West report that they were in possession of 611 packets of seeds to be given away to the public. Councilman Eudey asked if milkweed were an annual or a perennial. Mr. Esmond said that he thought that it was an annual that reseeded itself, so it was perennial, for all intents and purposes. He stated that the seeds could easily be harvested, which would also be done. Mr. West handed a packet of seeds to Councilman Lester. Mr. Esmond added that the Communications Department would help get the word out, utilizing the video that was just presented. Mr. West handed out a brochure from monarchwatch.org. Marci Hawkins, another Committee member, stated that the organization's mission was to encourage planting of pollinator plants and milkweed, in particular, since Monarch larvae fed exclusively on the various milkweeds. She pointed out that milkweeds were native to Oklahoma and many of them were perennial. She said that she was very impressed by the team's commitment and that, furthermore, Broken Arrow should be very proud of itself since for over 19 years, its Relay for Life had featured the release of butterflies instead of balloons. She concluded by saying that Broken Arrow had a legacy, and taking the pledge would carry on that legacy. Councilman Carter remarked that it was a wonderful project and he was excited about it because they had to act to preserve bees and butterflies.

MOTION: A motion was made by Richard Carter, seconded by Scott Eudey.

Move to approve the Mayor's Monarch Pledge and authorize its execution

The motion carried by the following vote:

Aye: 5 -

Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

Mr. Esmond requested that the Mayor take a photo with the Citizens Advisory Committee and staff on the team. The Mayor thanked the citizens and staff for their work on another great project being undertaken by citizens of Broken Arrow.

10. Preview Ordinances

There were no preview ordinances. No action was required or taken.

11. Ordinances

A. 16-1191

Consideration, discussion, and possible adoption of Ordinance No. 3454, an ordinance amending the Broken Arrow Code of Ordinances Chapter 6, Buildings and Building Regulations, Article III.5 - International Residential Code (IRC), Section 6-36, Adopted; conflict with other regulations; Section 6-37, Amendments, specifically amending to become in compliance with the 2015 ICC International Residential Code, repealing all ordinances to the contrary

Ms. Wilkening reported that the Oklahoma Uniform Building Code Commission enacted changes to the residential code, which would take effect on November 1, 2016. She said that an aspect of particular importance to developers was that the requirement for residential sprinkler in one- and two-family dwellings was removed from the body of the Code, and, consequently, Council was no longer required to adopt such. She stated that, essentially, they had been operating under the previous code for a number of years and were ready to move forward, in accordance with the direction of the State of Oklahoma. It was requested that Council adopt Ordinance No. 3454. Ms. Wilkening stated that the Ordinance contained no emergency clause.

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

Move to adopt Ordinance No. 3454

The motion carried by the following vote:

Aye: 5 -

Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

12. Remarks and Inquiries by Governing Body Members

Councilman Lester thanked the IT Department for enhancing the Council Chambers' lighting.

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

Mr. Spurgeon announced that he was gathering names for the Citizens Recycling Committee, and was contacting each of the individuals personally, in order to ensure that they were fully committed to serving. He reported that he hoped to have an organizational meeting scheduled by the end of the month, or early the following month. He thanked the Council for submitting the names to him, and stated that each of the candidates with whom he had spoken expressed willingness and enthusiasm. Mr. Spurgeon reported that he had spoken with Councilmen Parks and Eudey earlier in the evening about their service with respect to the Recycling Committee, and Councilman Parks was eager to be involved and Councilman Eudey confirmed that he would volunteer as an alternate. Mr. Spurgeon said that he would keep all members of the Council informed and he appreciated the two

Council members volunteering since it was important that a representative from the governing be included.

Mr. Spurgeon related that the interactive fountain was open to the public and the grand opening had been tremendous. He wished to thank the Council publicly for its support of the initiative. He said that he was working on signage, having visited Guthrie Green and seen the sign there. He stated that his goal was to redo the sign so that it conveyed what they needed to impart without being wordy.

Mr. Spurgeon stated that he was going to Oklahoma City the next day to serve as an alternate on the Oklahoma Municipal League (OML) Board, noting that Mayor Thurmond was a Board member as well. He said he would be attending the Board's regular monthly meeting on behalf of the City. He also asked to serve on the committee searching for a new Executive Director, and stated that he could not think of a more important unelected position in the State than that of Executive Director of the Oklahoma Municipal League. He remarked that it was unfortunate that there were a lot of cities in the State that were not members, although they all shared the same interests. He explained that it really wasn't just about lobbying the State Capitol; there were programs that needed to be implemented and the OML was in need of strong leadership to take the State forward. He said he was excited about the opportunity of representing Broken Arrow in that capacity.

Mr. Spurgeon announced that Russell Gale would represent Broken Arrow on a trip to Cincinnati with the Tulsa Chamber of Commerce, the following day.

Mr. Spurgeon stated that he would not be in attendance at the next City Council meeting because he was going to New York City as part of an annual trip to meet with corporate leaders who had investments in Broken Arrow. He stated that either Ken Schwab or Russell Gale would be at the Council meeting in his stead.

Mr. Spurgeon recalled that several months back there was a purchase of software called OpenGov. He said that he believed in the long term it would improve transparency in the organization by giving citizens a clearer picture of how the City spent its funds by allowing the City budget to be perused.

Mr. Spurgeon mentioned that a press release had gone out that day, announcing that the City had partnered with a digital communications system company called SeeClickFix. He stated that the company offered a mobile application, or "app," that allowed citizens to report non-emergency issues by way of smartphone. He said it was entitled "The Action Center - Broken Arrow," and a lot of information would come in over the next year or two, he believed, as a result. He stated that the app would be transformational in allowing citizens to more effectively contact the City about things that needed to be taken care of. He assured that it would never replace a phone call to a Council member or the Mayor, but it would be a way for residents to report issues in a more convenient way for them and allow tracking response on the matter. He stated that he was excited about the roll out, which Executive Assistant to the City Manager Jennifer Hooks was leading.

Councilman Eudey stated that he had downloaded the app that afternoon and it looked good. Mr. Spurgeon said that it was very easy to use and a citizen could take a picture of an issue and submit a request for the City to address it. He expressed that the feature he liked best and found most effective was that a supervisor directly above was alerted if something was not taken care of, ensuring follow-up, accountability and transparency. There was a menu of choices, as well, indicating the type of problem being reported. The reporting citizen's choice was then transferred to the department or division that could take care of his or her request. Once taken care of, the citizen would receive a notice via email, or another means of communication, to that effect. They, in turn, could ask residents for feedback periodically, on the job they were doing. Having used it before, he felt it would probably take about 18 months for the program to catch on. Within that period of time, they would begin to see the number of phone calls go down, freeing up staff time and streamlining their internal response.

Mayor Thurmond entertained a motion to recess at approximately 7:22 p.m., in order to enter into the Broken Arrow Municipal Authority and the Broken Arrow Economic Development Authority meetings, prior to the Executive Session.

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 and Broken Arrow Economic Development Authority meetings

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

Mayor Thurmond reconvened the regular Council meeting at approximately 7:23 p.m. and entertained a motion for a brief recess prior to entering into Executive Session.

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

Move to recess prior to entering into the Executive Session

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

Mayor Thurmond reconvened the regular Council meeting at approximately 7:29 p.m. and asked for a motion to clear the room and enter into the Executive Session.

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 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, 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. Discussion of property located at 2001 Archdale Street, Broken Arrow, Oklahoma, including review of appraisal and possible authorization for acquisition and purchase of property for the public purpose of the 23rd Street Project, including acquisition of all necessary right-of-way and easements, under 25 O.S. § 307(B)(3).

2. Discussion of property located at 2002 Archdale Street, Broken Arrow, Oklahoma, including review of appraisal and possible authorization for acquisition and purchase of property for the public purpose of the 23rd Street Project, including acquisition of all necessary right-of-way and easements, under 25 O.S. § 307(B)(3).

At approximately 7:37 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 Richard Carter, seconded by Mike Lester.

Move to authorize staff to move forward with acquisition of 2001 Archdale Street to enter into formal negotiations for purchase

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

MOTION: A motion was made by Richard Carter, seconded by Mike Lester.

Move to authorize staff to move forward with acquisition of 2002 Archdale Street to enter into formal negotiations for purchase

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

15. Adjournment

The meeting adjourned at approximately 7:38 p.m.

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

Move to adjourn

The motion carried by the following vote:

Aye: 5 - Scott Eudey, Johnnie Parks, Mike Lester, Richard Carter, Craig Thurmond

Attest:

Mayor

City Clerk