



# City of Broken Arrow

City Hall  
220 S 1st Street  
Broken Arrow OK  
74012

## Meeting Agenda

### City Council

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

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Tuesday, November 17, 2015

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.**     [15-636](#)       Approval of and authorization to execute the City of Broken Arrow Services Contract with the Broken Arrow Arts Council

**Attachments**   [City of Broken Arrow Services Contract](#)  
[Timeline Summary of Primary Consultant Activities](#)

- B.**     [15-589](#)           Approval of and authorization to execute an Enterprise Enrollment Agreement and relevant Amendment with Microsoft Corporation for Microsoft software, products, and licenses
- Attachments**   [Broken Arrow EA Proposal](#)  
                          [O365 What we've delivered.pdf](#)  
                          [Office 365 Information](#)  
                          [Quote EA Year 1](#)  
                          [Quote EA Year 2](#)  
                          [Quote EA Year 3](#)  
                          [Amendment-CSD \(NEW\).pdf](#)  
                          [EnrollmentAffiliate Registration Form Supplemental Contact For Enterprise Enrollment \(Indirect\).docx](#)  
                          [Product Selection Form-0373556.002\\_PSF.PDF](#)  
                          [Signature Form.pdf](#)
- C.**     [15-670](#)           Approval of bids received and award the most advantageous bid to 911 Custom for the purchase of police vehicle equipment
- Attachments**   [16.104 PPV EQUIP bid tab](#)
- D.**     [15-678](#)           Approval of Minor Change Order C01 for Construction Contract ST1505, Stacey Lynn 6th Addition - Mill & Overlay
- Attachments**   [Change Order C01](#)
- E.**     [15-653](#)           Approval of and authorization to execute the Traffic Calming Policy for Yellowood Avenue between Kenosha Street and Madison Avenue
- Attachments**   [Results of Survey](#)  
                          [HOA Endorsement Statement Yellowood](#)  
                          [Verification Statement Yellowood](#)  
                          [Traffic Calming Petition Yellowood Avenue](#)
- F.**     [15-681](#)           Approval of the Claims List 11-17-2015
- Attachments**   [11-17-15 CL.pdf](#)

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

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

- A. [15-662](#) Presentation, consideration, discussion and possible approval of the Jim and Peggy Nelson Commemorative Rose Garden Design Plan at Central Park

**Attachments** [KBAB Agreement for Rose Garden](#)  
[CentralParkRoseGarden 129-overall plan - email](#)  
[CentralParkRoseGardenFinalPlan 129-final plan](#)  
[CentralParkRoseGarden129-final perspective images](#)  
[RoseGardenCostEstimate 09 11 15-Jim Peggy Nelson Commem.](#)

**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. [15-673](#) Consideration, discussion and possible acceptance of the Broken Arrow Fire Department Analysis Study completed by the Ludwig Group

**Attachments** [Ludwig Report - Final](#)

- B. [15-675](#) Consideration and possible approval of BACP 147, Crossing's at Lynn Lane, 60.00 acres, Levels 2, 3 and 6, to Level 2, north and east of the northeast corner of Washington Street and 9th Street

**Attachments** [1-PUBLISHED FACT SHEET.PC NOV 5 2015.BACP 147.pdf](#)  
[2-CASE MAP.BACP-147.pdf](#)  
[3-AERIAL.BACP 147.pdf](#)  
[4-COMP PLAN.BACP 147.pdf](#)  
[5-CONCEPTUAL PLAT.BACP 147.pdf](#)  
[6-INFORMATION SUBMITTED BY APPLICANT.pdf](#)

- C. [15-684](#) Consideration, discussion, possible ratification of a Settlement Agreement and Mutual Release between the Broken Arrow Municipal Authority, Crossland Heavy Contractors, Inc., Crossland Construction Company, Inc., and Oil Capital Electric, LLC regarding the Verdigris Water Treatment Plant

**Attachments** [Settlement Agreement and Mutual Release.pdf](#)

**10. Preview Ordinances**

- A. [15-606](#) Consideration, discussion and possible preview of an Ordinance annexing property for a Planned Unit Development named Walnut Grove on 7.834 acres of land located in the South Half (S/2) of the Northwest Quarter (NW/4) of Section Eight (8), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma and located south of the Southeast corner of the intersection of East 131st and South Garnett Road, repealing all ordinances to the contrary; and declaring an emergency

**Attachments** [11-17-2015 Preview Ordinance - Annexing Walnut Grove.doc](#)  
[Second Amended Legal Notice of Annexation.pdf](#)  
[Annex\\_WalnutGrove\\_RADIUS.pdf](#)  
[Annexation map.pdf](#)

- B. [15-680](#) Consideration, discussion and possible preview of an ordinance amending Chapter 16, Offenses, Article I, In General, Section 16-28.1. -Prohibiting possession, delivery or manufacture of drug paraphernalia; exception; penalty; repealing all ordinances to the contrary; and declaring an emergency

**Attachments** [11-09-2015 Chapter 16, Section 16-28.1 Prohibiting possession, c](#)

## 11. Ordinances

- A. [15-672](#) Consideration, discussion and possible adoption of Ordinance No. 3370, an ordinance amending Chapter 25, Stormwater Management - Article I, Section 25-304. - Basis for establishing the regulatory flood area; specifically incorporating the revised preliminary date of January 9, 2015 for the "Flood Insurance Study" which regulates the areas within FIRM Panel 40145C0085J; repealing all ordinances to the contrary; and declaring an emergency.

**Attachments** [11-17-2015 Ordinance No. 3370 - Chapter 25, Stormwater Mana;](#)

- B. [15-679](#) Consideration, discussion and possible adoption of Ordinance No. 3371, an ordinance amending Chapter 23, Traffic, Article I, In General, Sec. 23-37. - Use of child passenger restraining system required; exceptions; penalty; specifically amending Section 23-37 to be in compliance with State Statute; repealing all ordinances to the contrary; and declaring an emergency

**Attachments** [11-17-2015 Ordinance No. 3371 - Sec. 23-37. - Use of child pas;](#)

**12. Remarks and Inquiries by Governing Body Members****13. Remarks by City Manager****14. Executive Session**

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

- (1) economic development and specifically discussing an economic development proposal involving a commercial and retail establishment proposed for the north side of Tiger Hill (on the southwest corner of Lynn Lane and Kenosha), to include the potential transfer of property, financing, and the creation of a proposal to entice a business to locate within the City of Broken Arrow, and taking appropriate action in open session, including direction to the City Manager and Staff to negotiate for an economic development proposal, under 25 O.S. §307(C)(10); and
- (2) the possible appraisal of the north side of Tiger Hill (on the southwest corner of Lynn Lane and Kenosha) and possible action in open session, including authorization to obtain additional appraisals for this real property, under 25 O.S. §307(B)(3).

In the opinion of the City Attorney, the Council is advised that the Executive Session is necessary to protect the confidentiality of the businesses and also that disclosure will impair the ability of the City Council to process the pending appraisal and development of an economic development proposal 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