



City of Broken Arrow

City of Broken Arrow
Council Chambers
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

Tuesday, July 21, 2015

6:30 PM

Council Chambers

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

5. Consideration of Consent Agenda

- A. [15-174](#) Approval of Broken Arrow City Council meeting minutes of July 7, 2015
- B. [15-165](#) Acceptance of minutes of Planning Commission meeting held, June 11, 2015
- C. [15-096](#) Approval of and authorization to execute Budget Amendment Number 1 for Fiscal Year 2015-2016
- D. [15-195](#) Approval of a Letter of Agreement with Employer Advocates, LLC to provide employee health, welfare and human resources consulting services
- E. [15-173](#) Approval of and authorization to execute a single day fee reduction for the Family Aquatic Center
- F. [15-186](#) Approval of Pay Request Number 2 for Professional Design Services through the Vision 2025 Sales Tax Program in association with the Stoney Creek Hotel and Conference Center

- G.** [15-183](#) Approval of and authorization to execute an Amendment to the Vision 2025 Capital Improvements Agreement for Nienhuis Park Infrastructure
- H.** [15-177](#) Approval of and authorization to execute a contract for professional services between the City of Broken Arrow and Family and Children's Services to provide a Violence Response Program for Broken Arrow in Fiscal year 2015-2016
- I.** [15-144](#) Approval of proposals received, award of the most advantageous proposal to Hillcrest Exercise and Lifestyle Programs for the Broken Arrow Fire Department uniformed employee's biennial physical examinations, and approval of and authorization to execute a Letter of Intent for provision of these services
- J.** [15-179](#) Ratification of Amendment Number One to the Site Use/Lease Agreement between the City of Broken Arrow and Sprint Spectrum Realty Company, L.P.
- K.** [15-154](#) Approval of and authorization to execute a Use Agreement with the Broken Arrow Genealogical Society for fiscal year 2015-16
- L.** [15-129](#) Approval of and authorization for the sole source purchase of a Toastmaster VDesk video production and streaming system for the City Council Chambers from Rushworks.tv
- M.** [15-190](#) Approval of and authorization to execute Major Change Order MC01 for Construction Contract ST1212, Henshaw Industrial Park Mill and Overlay
- N.** [15-191](#) Approval of and authorization to execute Major Change Order MC01 for Construction Contract 116035C, Chisholm Trail Park South Electrical Phase 2
- O.** [15-181](#) Approval of and authorization to execute Major Change Order Number 1 to include additional bid items to the Nuisance Abatement Property Structure Securing Contract with Momentum Services, LLC
- P.** [15-168](#) Acceptance of a Utility Easement on an unplatted area belonging to Double Eagle Estates, LLC, located one-third mile east of Olive Avenue, one-half mile south of Tucson Street, Broken Arrow, Tulsa County, State of Oklahoma (Section 04, T17N, R14E)

- Q.** [15-194](#) Acceptance of a Utility Easement located 1081 feet west and 24.75 feet north of the Tucson Street (East 121st Street) and South Aspen Avenue (South 145th East Avenue) intersection from Burnstein Family Investment Company, LLC and the Revocable Inter Vivos Trust of John F. Hausam (Section 33 T18N R14E)(Project #S.1307)(Sanitary Sewer Improvements Aspen Creek Relief Line)
- R.** [15-169](#) Acceptance of a Non-Exclusive Utility Easement on an unplatted area belonging to Forest Ridge Development Limited Partnership, for an area south of Kenosha Street and east of Midway Road, Broken Arrow, Wagoner County, State of Oklahoma (Section 11, T18N, R15E)
- S.** [15-170](#) Approval of PT15-107, Conditional Final Plat, The Reserve at Aspen Creek, 1 lot, 12.21 acres, A-1 to PUD 220B/RM, one-quarter mile west of Elm Place, north of Tucson Street
- T.** [15-166](#) Approval of PUD 238, a Planned Unit Development, and BAZ 1939, OK Transmissions, 1.03 acres, CH to PUD 238/IL, located west of the southwest corner of Albany Street and Aspen Avenue
- U.** [15-097](#) Approval of the July 21, 2015 Claims List

6. Consideration of Items Removed from Consent Agenda

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

- A.** [15-178](#) Conduct a public hearing regarding the Police Department's application for the Edward Byrne Memorial Justice Assistance Grant (JAG), and authorization to submit the grant application

8. Citizens' Opportunity to Address the Council on General Topics

9. General Council Business

- A.** [15-201](#) Consideration, discussion, and possible appointment of a City Manager and possible direction for the City Attorney to draft an Employment Agreement for consideration at the next City Council Meeting
- B.** [15-202](#) Consideration, discussion, and possible approval to pursue renewal of the Vision 2025 sales tax for City of Broken Arrow and Tulsa County purposes and discussion and possible direction for Staff to schedule a second Town Hall Meeting on this potential Vision 2025 extension

- C. [15-206](#) Consideration, discussion, possible approval of and direction to publish a Legal Notice of Annexation for the voluntary annexation of approximately 14 acres of land located in the West Half of the Northwest Quarter of the Northwest Quarter (W/2 NW/4 NW/4) of Section Nine (9), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, and generally located on the Southeast corner of 131st Street and 129th East Avenue (Olive) and being adjacent to and abutting 131st Street and 129th Street East Avenue (Olive)
- D. [15-145](#) Consideration and possible approval of BACP 145 (Comprehensive Plan Change) and BAZ 1938 (Zoning Change), 201 W. Commercial Parking Lot, 0.40 acres, Level 2 to Level 5 and R-3 to DM, southwest corner of Ash Avenue and Commercial Street
- E. [15-167](#) Consideration and possible approval of PUD 239 and BAZ 1940, Oak Grove Estates, 13.04 acres, A-1 to PUD 239/RS-2, located one-quarter mile south of the southeast corner of Jasper Street and Garnett Road

10. Preview Ordinances - NONE

11. Ordinances

- A. [15-193](#) Consideration, discussion and possible adoption of Ordinance No. 3355, an ordinance amending Chapter 7, Article I, In General, Section 7-2 of the Broken Arrow Code, License tax for itinerant merchants specifically prohibiting merchants from conducting business within 250 feet of a special event in which the City has entered into a contract authorizing such event; repealing all ordinances to the contrary and declaring an emergency

12. Remarks and Inquiries by Governing Body Members

13. Remarks by Acting City Manager

14. Executive Session

Executive Session for the purpose of confidential communications between the City Council, the Acting City Manager, and the City Attorney, and possible action in open session regarding a pending litigation offer of settlement and taking appropriate action in open session in First Priority Bank v. City of Broken Arrow, a pending tort claim, 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:**

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