



City of Broken Arrow
Meeting Agenda
Broken Arrow City Council

Mayor Craig Thurmond
Vice Mayor Scott Eudey
Council Member Mike Lester
Council Member Johnnie Parks
Council Member Debra Wimpee

Tuesday, May 16, 2017

6:30 PM

Council Chambers
220 S. 1st Street
Broken Arrow, OK

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

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

- A. [17-2177](#) Presentation and discussion of agendas for public meetings, including the process used by City Administration to prepare the City Council, Broken Arrow Municipal Authority, and Broken Arrow Economic Development Authority agendas, how the process works, transparency, and an explanation of the processes for review and approval

Attachments: [Agenda Reading Guide YouTube Video](#)
 [Agenda Preparation Guide 2017](#)

- B. [17-2197](#) Presentation by the 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

Attachments: [BA Libraries Presentation 2017](#)

6. Consideration of Consent Agenda

- A. [17-1673](#) Approval of City Council Meeting Minutes of May 2, 2017

Attachments: [05-02-17 Council Minutes](#)

- B. [17-2223](#) Acceptance of Planning Commission meeting minutes of March 23, 2017

Attachments: [MARCH 23, 2017.pdf](#)

- C. [17-2218](#) Approval of and authorization to declare May 20, 2017 as Kids to Parks Day in the City of Broken Arrow

Attachments: [Kids to Parks Day Proclamation 2017](#)

- D. [17-2205](#) Approval to declare certain City owned vehicles and equipment as surplus and authorize the sale of those items by an online public auction

Attachments: [AUCTION LIST June 2017 \(003\)](#)

- E. [17-2210](#) Approval of and authorization to execute Amendment No. 1 to Agreement for Professional Consultant Services with Garver, LLC for Design of Relocation of 12-inch Waterline along Washington Street from Garnett Road to Olive Avenue (Project No. ST1616)

Attachments: [170510 Garver Amendment No. 1 signed by Legal](#)

- F. [17-2190](#) Approval of and authorization to execute an Interlocal Agreement between Broken Arrow Public Schools (Independent School District No. 3) and the City of Broken Arrow to provide funding for school crossing guards

Attachments: [FY17 BA Crossing Guards](#)

- G. [17-2191](#) Approval of and authorization to execute an Interlocal Agreement between the Union School District (Independent School District No. 9) and the City of Broken Arrow to provide funding for school crossing guards

Attachments: [FY18 Union Crossing Guards](#)

- H. [17-2192](#) Approval of and authorization to execute an Interlocal School Resource Officer Agreement between the Union School District (Independent School District No. 9) and the City of Broken Arrow for the provision of a school resource officer

Attachments: [FY18 Union SRO](#)

- I. [17-2214](#) Approval of and authorization to execute service agreement quotes with Custom Service for heating, ventilation, and air conditioning service and ADDCO Electric for electrical service

Attachments: [Quote HVAC bid tab 2017](#)
[quote electrical bid tab 2017](#)
[Quote Agreement Addco electrical Services 2017](#)
[quote HVAC agreement custom 2017](#)

- J. [17-2213](#) Approval of and authorization to execute a service agreement quote with Davis H. Elliot, Inc. for street light repair services

Attachments: [Quote Street light repair bid tab 2017](#)
[quote agreement Elliot street light 2017](#)

- K. [17-2216](#) Approval of and authorization to execute the City of Broken Arrow Parks and Recreation Use Agreement between the City of Broken Arrow and the R.C. Dickenson Family YMCA of Greater Tulsa for use of the Family Aquatic Center to teach swim lessons

Attachments: [Signed YMCA Swim Lesson Contract 2017](#)

- L. [17-2217](#) Award the most advantageous bids to A&B Construction for the purchase of one (1) 65' x 100' building kit and to Clearspan Fabric for two (2) 55' x 55' building kits
Attachments: [17.164 Salt Storage buildings bid tab](#)
- M. [17-2206](#) Award the most advantageous bid to Aeroflex Wichita, Inc. for the purchase of one (1) Cobham 8800SX Digital Radio Test Set
Attachments: [Digital Test Equipment Bid Sheet.pdf](#)
- N. [17-2202](#) Award the lowest responsible bid to Cherokee Pride Construction, Inc., and approve and authorize execution of a construction contract for Chisolm Park South (Events Park) East Access Road (Project No. 116016B)
Attachments: [170510 Bid Tab Certified Events Park Access Rd](#)
- O. [17-2226](#) Award the most advantageous bid to Colburn Electric for the purchase of three (3) power distribution units for the Events Park
Attachments: [17.161 PDU Events Park](#)
- P. [17-2203](#) Award the lowest responsible bid to TGE, Inc., and approve and authorize execution of a construction contract for Indian Springs Sports Complex (ISSC) additional Soccer Field Lighting (Project No. 176042)
Attachments: [170510 Bid Tab Certified Addl ISSC Soccer Lighting](#)
- Q. [17-2187](#) Approval of and authorization to execute Change Order C01-Final for Construction Contract 161713 for the Liberty Parkway Trail Retaining Wall Repairs
Attachments: [Final Change Order](#)
[Final Quantities Report](#)
- R. [17-2200](#) Approval of and authorization to execute Change Order C03 for Construction Contract ST1509A for Leisure Park I Mill and Overlay
Attachments: [Change Order CO-03 and Back up Documents](#)
- S. [17-2221](#) Approval of BAZ 1976 (re-zoning request), The Preserve, 26.31 acres, A-1 to RS-3, west of the southwest corner of 37th Street and Omaha Street
Attachments: [1-PLANNING COMMISSION FACT SHEET.BAZ 1976.pdf](#)
[2- CASE MAP.BAZ-1976.pdf](#)
[3-AERIAL.BAZ 1976.pdf](#)
[4-COMPREHENSIVE PLAN.pdf](#)
- T. [16-1558](#) Approval of the Broken Arrow City Council Claims List for May 16, 2017
Attachments: [05-16-17 CL](#)

7. Consideration of Items Removed from Consent Agenda

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. [17-2207](#) Consideration, discussion, and possible action to schedule quarterly City Council meetings at various locations throughout the City
- B. [17-2208](#) Consideration, discussion, and possible action to schedule a special meeting regarding economic development in South Broken Arrow
- C. [17-2222](#) Consideration, discussion, and possible approval of and authorization to publish a Notice of Availability of Annual Audit for Fiscal Year 2015-2016

Attachments: [2015-2016 Notice of Availability of Annual Audit](#)

- D. [17-2224](#) Consideration, discussion, and possible approval of PUD-260 (Planned Unit Development), Aspen Crossing, 49.52 acres, RS-3, RD & CG/PUD-260, northeast corner of Jasper Street and Aspen Avenue

Attachments: [1-PC PUBLISHED FACT SHEET](#)
[2-CASE MAP.PUD 260](#)
[3-AERIAL.PUD 260](#)
[4-COMPREHENSIVE PLAN](#)
[5-PUD 260 TEXT](#)
[6-CONCEPTUAL SITE PLAN AND EXHIBITS](#)
[7-Southtowne Estates recorded plat](#)
[8-PDF OF POWERPOINT PRESENTED VIRGIL VANDUSEN AT PLANNING](#)

- E. [17-2228](#) Consideration, discussion, and possible approval of Resolution No. 1022, a Resolution approving and authorizing the execution of a Master Services Agreement between the Regional 9-1-1 Board, the Cities of Claremore, Collinsville, Glenpool, Jenks, Owasso, Sand Springs, Sapulpa, and Tulsa, the Town of Skiatook, Rogers County, Oklahoma, and Southwestern Bell Telephone, L.P., d/b/a/ AT&T Oklahoma ("AT&T"), for the sale or lease of certain equipment, database management, and network transport services for use by the named municipalities to provide Enhanced 9-1-1 services; approving and authorizing the execution of Addendum No. 1 to the Master Services Agreement, whereby AT&T provides hosted E9-1-1 Service (the provision of equipment and services necessary to provide accurate service, including call taking systems) and providing for payment by the municipalities of their proportional share; approving and authorizing the execution of Addendum No. 2 to the Master Services Agreement, whereby AT&T provides installation, warranty, maintenance and training for all equipment, hardware, software and services necessary to provide turn-key 9-1-1 Caller to Dispatcher installation and providing for payment by the municipalities of their proportional share; approving and authorizing the execution of Addendum No. 3 to the Master Services Agreement, whereby AT&T provides frame relay services (network services) and providing for payment by municipalities of their proportional share; approving and

authorizing the execution of Addendum No. 4 to the Master Services Agreement, whereby AT&T provides database management services and related support; approving and authorizing the execution of Addendum No. 5 to the Master Services Agreement, whereby AT&T provides mapping hardware and software, including repair, replacement, upgrades and support, and providing for payment by municipalities of their proportional share; approving and authorizing Addendum No. 6 to the Master Services Agreement, whereby Bixby, Oklahoma, was added as a party to the Master Services Agreement and all related addenda, providing for payment by municipalities based upon their proportional share, and identifying Southwestern Bell Telephone dba AT&T Oklahoma as the successor in interest to Southwestern Bell Telephone, L.P. dba AT&T Oklahoma; approving and authorizing the execution of Addendum No. 7 to the Master Services Agreement, whereby the parties agreed to extend the terms of the Master Services Agreement to May 1, 2015, as well as AT&T's provision and installation of equipment, software, and services, as well as a warranty, clarifying notice provisions, and providing for payment by municipalities of their proportional share; approving and authorizing the execution of Addendum No. 8 to the Master Services Agreement, whereby the parties agreed to extend the terms of the Master Services Agreement to May 1, 2016, as well as AT&T's provision and installation of equipment compatible software and services in the 9-1-1 centers (with related warranties), clarifying notice provisions, and providing for payment by municipalities of their proportional share; approving and authorizing the execution of Addendum No. 9 to the Master Services Agreement, whereby Broken Arrow, Oklahoma, was added as a party to the Master Services Agreement and all related addenda, and providing for the acquisition and payment of equipment and services set forth; and approving and authorizing Addendum No. 10 to the Master Services Agreement, whereby AT&T will provide a fiber network and LTE backup network, and providing for payment by municipalities of their proportional share; 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 Master Services Agreement and related addenda; and containing other provisions related thereto

Attachments: [Resolution 1022.doc](#)
 [MSA Addenda 1-10.pdf](#)

- F. [17-2163](#) Consideration, discussion, and possible approval of the reappointment of Steven Knight to the City of Broken Arrow Board of Adjustment for a three-year term to expire May 1, 2020

10. Preview Ordinances -- NONE

11. Ordinances

- A. [17-2204](#) Consideration, discussion, and possible adoption of Ordinance 3484, an Ordinance amending Ordinance 3410 which temporarily established an alternative process for the review and issuance of building permits for

buildings or structures designed for residential uses and proposed for location in downtown Broken Arrow, in an area more specifically described as the one-half square mile south of Kenosha Street, north of Houston Street, east of Elm Place and west of First Street, provided for an appeal process, effective and repeal dates, and severability; amending Ordinance 3439 which extended the effective date of Ordinance No. 3410 to August 16, 2017; said amendment will extend the effective date of Ordinance No. 3410 to December 31, 2017 to allow additional time for approval and implementation of the proposed downtown overlay district; said amendment to; and declaring an emergency

Attachments: [5-9-2017 ORDINANCE NO. 3484 - Downtown coordinating committee 2nd ext](#)

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

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 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 115th 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 litigation involving City of Broken Arrow vs. R.E.I.P., LLC, et al., Case No. CJ-2017-01169 in the District Court of Tulsa County, State of Oklahoma, under 25 O.S. § 307(B)(4);**

In the opinion of the City Attorney, the Council is advised that the Executive Session is necessary to discuss the purchase and appraisal of real property in accordance with State Statute. Also, 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