



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

Thursday, June 15, 2017

6:30 PM

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

RESCHEDULED REGULAR MEETING

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

5. Consideration of Consent Agenda

- A. [17-2255](#) Approval of the Special Joint City Council, Broken Arrow Municipal Authority and Broken Arrow Economic Development Authority Meeting Minutes of May 22, 2017
- B. [17-2308](#) Approval of the Payroll and Benefit Calendar for Fiscal Year 2017-18
- C. [17-2310](#) Approval of and authorization to execute Resolution No. 1025 for Renewal of Tulsa Urban County 2016 Community Development Block Grant Contract for College Addition Waterline, extending the contract expiration date from June 30, 2017 to June 30, 2018 (Project No. WL1701)
- D. [17-2311](#) Approval of and authorization to execute Resolution No. 1026 for Renewal of Tulsa Urban County 2016 Community Development Block Grant Contract for East Kenosha Street Multipurpose Trail, extending the contract expiration date from June 30, 2017 to June 30, 2018 (Project No. 176032)
- E. [17-2312](#) Approval of and authorization to execute Resolution No. 1027 for Renewal of Tulsa Urban County 2016 Community Development Block Grant Contract for 4th Street Sidewalk, extending the contract expiration date from June 30, 2017 to June 30, 2018 (Project No. ST1708)
- F. [17-2297](#) Approval of and authorization to execute Engagement Letters with Arledge & Associates, P.C. to conduct the Fiscal Year 2017 Audit and State Auditor and Inspector's Report

- G. [17-2271](#) Approval of and authorization to enter into a Billing Services Agreement between EMS Management and Consultants, Inc. and the City of Broken Arrow for EMS billing services
- H. [17-2309](#) Approval of and authorization to execute a Consulting Services Agreement with Evergreen Solutions, LLC to conduct a Compensation and Classification Study and Analysis
- I. [17-2304](#) Approval of and authorization to execute revised Engineering Contract Funding Agreement between Oklahoma Department of Transportation (ODOT) and the City for engineering services involving Broken Arrow: Main Street Bicycle Facilities (Project No. 166026)
- J. [17-2302](#) Approval of and authorization to execute a Professional Consultant Contract with Traffic Engineering Consultants, Inc., for a 2017 Update of Transportation System Operational Analysis (Project No. 175210)
- K. [17-2325](#) Approval to purchase the Fiscal Year 2017-18 Property and General Liability Coverage Policy with The Hartford for the city-owned building occupied by Bass Pro Shops
- L. [17-2327](#) Approval to purchase the Fiscal Year 2017-18 Citywide Property Insurance Policies with the Oklahoma Municipal Assurance Group (OMAG) and Chubb Insurance
- M. [17-2326](#) Approval to purchase the Fiscal Year 2017-18 Battle Creek Golf Course Business Insurance Policy with Philadelphia Insurance Companies
- N. [17-2296](#) Award the most advantageous bid to SourceOne Management Services, Inc. for grounds maintenance at the Public Safety Complex, Broken Arrow Training Center, and Animal Shelter and authorization to execute an agreement with SourceOne Management Inc.
- O. [17-2298](#) Approval of amended covenants for recorded plat, PT15-103, Riverstone Estates, 103 lots, 27.28 acres, RS-3, one-third mile east of Olive Avenue, south of Tucson Street
- P. [17-2305](#) Acceptance of a Deed of Dedication from Raymond L Bagwell, on property located east of the southeast corner of Washington Street and Elm Place between Atlanta Street and Washington Street, Tulsa County, State of Oklahoma, (Section 23, T18N, R14E)
- Q. [17-2303](#) Acceptance of a Utility Easement from Raymond L Bagwell, on property located east of the southeast corner of Washington Street and Elm Place between Atlanta Street and Washington Street, Tulsa County, State of Oklahoma, (Section 23, T18N, R14E)
- R. [17-2293](#) Acceptance of a Drainage Easement from Tucson Village, LLC on a portion of unplatted property just east 23rd Street and adjacent to Tucson Village subdivision, shown as Exhibit E, located at the southwest corner of Tucson Street and 23rd Street (Section 01, T17N, R14E)

- S. [17-2291](#) Acceptance of a Utility Easement from Tucson Village, LLC on a portion of unplatted property south of Tucson Street and just west and adjacent to Tucson Village subdivision, shown as Exhibit A, located at the southwest corner of Tucson Street and 23rd Street (Section 01, T17N, R14E)
- T. [17-2294](#) Acceptance of a Utility Easement from Tucson Village, LLC on a portion of unplatted property just east and adjacent to Tucson Village subdivision, shown as Exhibit H, located at the southwest corner of Tucson Street and 23rd Street (Section 01, T17N, R14E)
- U. [17-2292](#) Acceptance of a Utility Easement from Tucson Commercial, LLC on a portion of unplatted property just east and adjacent to Tucson Village subdivision, shown as Exhibit C, located at the southwest corner of Tucson Street and 23rd Street (Section 01, T17N, R14E)
- V. [17-2276](#) Acceptance of a Permanent Easement on a tract of land lying in part of the NE1/4 of Section 10, Township 18 North, Range 15 East, Wagoner County to the City of Broken Arrow for the Kenosha and Midway Traffic Signal Project (Project No. 175115)
- W. [16-1565](#) Approval of the Broken Arrow City Council Claims List for June 15, 2017

6. Consideration of Items Removed from Consent Agenda

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

- A. [17-2301](#) Presentation to recognize Broken Arrow students Braden Price and Grace Robinson for their acceptance to the United States Air Force Academy Class of 2021

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. [17-2319](#) Consideration, discussion, and possible approval of Resolution No. 1020, a Resolution of the Broken Arrow City Council, adopting the Fiscal Year 2017-2018 Annual Budget for the City in accordance with the provisions of the Municipal Budget Act
- B. [17-2284](#) Consideration, discussion, and possible approval of and authorization to execute a Master Lease Agreement between New Cingular Wireless PCS, LLC d/b/a AT&T Mobility and the City of Broken Arrow, Oklahoma, regarding the placement of communication facilities on City properties and utility poles
- C. [17-2269](#) Consideration, discussion, and possible acceptance of the Federal Emergency Management Agency (FEMA) Fiscal Year 2016 Assistance to Firefighters Grant (AFG) for the purchase of six (6) Stryker Power-LOAD Ambulance Cot Fastening Systems
- D. [17-2324](#) Consideration, discussion, and possible approval to terminate the purchase

order of 110 Self-Contained Breathing Apparatus (SCBA) and pertinent accessories/equipment previously issued to Casco Industries, Inc. and approval of and authorization to execute a letter advising Casco of this decision and authorizing the return of all SCBA's and related equipment

- E. [17-2323](#) Consideration, discussion, and possible approval of and authorization for the sole source purchase of Harris communications system upgrades from Harris Corporation, to include replacement of primary and secondary cores, a five channel P25 Phase 2 Communication Site, replacement of C3 Dispatch Consoles, and portable and mobile radios, all as set forth in the Statement of Work, and approval of and authorization to execute the Domestic Standard Condition of Sale
- F. [17-2300](#) Consideration, discussion, and possible approval of PUD-261 (Planned Unit Development) and BAZ-1978 (Re-Zoning), Chestnut Creek, +/-11.06 acres, PUD-261/RS-2, one-quarter of a mile west of the northwest corner of Jasper Street and Aspen Avenue
- G. [17-2299](#) Consideration, discussion, and possible approval of the appointment of Pablo Aguirre to the City of Broken Arrow Board of Adjustment for a three-year term to expire May 1, 2020

10. Preview Ordinances

- A. [17-2288](#) Consideration, discussion, and possible preview of an Ordinance amending the Broken Arrow Code of Ordinances, Chapter 10, Fire Prevention and Protection, Article I, In General Section 10-1. - Life Safety Code; penalty for violation, specifically amending to adopt The International Fire Code as the Life Safety Code for the City; repealing Section 10-2. -Fire Protection standards-Nonsprinklered multifamily residences, Section 10-2.2, Multifamily with sprinkler system, specifically amending the requirements for multifamily fire suppression systems, Article II.- Fire Department, Division 1.- Generally, Section 10- 27.- Specialized services, specifically amending to reference the International Fire Code and the Manual of Fees, Article III.- Fire Prevention Code, Section 10-51.- International Fire Code including Appendix B, Appendix C, Appendix D, Appendix E, Appendix F, Appendix G, and Appendix I, general regulations of explosives; adopted by reference; conflicts; amendments, specifically amending Fire Department Connection requirements; repealing all ordinances to the contrary and declaring an emergency
- B. [17-2290](#) Consideration, discussion, and possible preview of Ordinance 7.12, mobile food vendors; repealing all ordinances to the contrary; and declaring an emergency

11. Ordinances

- A. [17-2321](#) Consideration, discussion, and possible adoption of Ordinance No. 3485, amending Chapter 22, Taxation, Article V, Use Taxes, Division 1, Nine-One-One Emergency, Section 22-78, Emergency Telephone service fee, of the Broken Arrow Code; 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 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 appraisal of real property located on the North side of Tiger Hill (the Southwest corner of Lynn Lane and Kenosha), and specifically discussing an economic development proposal involving this real property to include the transfer of property and the creation of a proposal to entice businesses to locate within the City of Broken Arrow, taking appropriate action in open session, including direction to the City Manager and Staff to continue negotiations for an economic development proposal and obtaining additional appraisals, and taking appropriate action in open session, under 25 O.S. §307(B)(3) and 25 O.S. §307(C)(10); and**
- 2. Discussing potential litigation involving a Notice of Tort Claim filed by John Franklin Loerch, Jr. demanding damages in excess of \$125,000.00 for an incident that occurred on or about July 13, 2016 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 appraisal of real property and to protect the confidentiality of the proposed businesses in accordance with State Statute. Also, in the opinion of the City Attorney, the Council is advised that disclosure of the potential litigation 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