



## 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*

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**Tuesday, March 19, 2019**

**6:30 PM**

**Council Chambers  
220 South 1st Street  
Broken Arrow, OK**

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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. [19-6](#) Approval of the City Council Meeting Minutes of March 5, 2019
- B. [19-335](#) Accept Planning Commission meeting minutes of February 14, 2019
- C. [19-361](#) Ratification of Workers' Compensation Settlement for Kevin Smith, former Fire Department employee
- D. [19-338](#) Approval of and authorization to execute a Proclamation declaring the week of March 25, 2019 Arbor Week
- E. [19-363](#) Approval of and authorization to execute a Certificate of Recognition declaring June through August 2019 as "Play Ball Summer" throughout the City of Broken Arrow
- F. [19-304](#) 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
- G. [19-305](#) 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
- H. [19-303](#) Approval of and authorization to execute an Interlocal School Resource Officer Agreement between the Union School District and the City of Broken Arrow
- I. [19-329](#) Approval of and authorization to purchase one (1) Ford Fusion from Bill Knight Ford, pursuant to the Oklahoma Statewide Contract, for the City Hall staff pool car
- J. [19-354](#) Award the most advantageous bid to Construction Sales and Service Inc. for the purchase of one (1) four-wheel-drive tractor for the Battle Creek Golf course
- K. [19-341](#) Approval of and authorization to execute Change Order CO1 for Construction Contract ST1210; 9th Street Widening, Elgin to El Paso
- L. [19-342](#) Approval of and authorization to execute Change Order CO1 for Construction Contract 171703; Tiger Hill Soldier Pile Retaining Wall
- M. [19-334](#) Approval of PUD-280A (Planned Unit Development) and BAZ-2023 (Rezoning), The

Villages at Seven Oaks South, 0.43 acres, A-1 to RS-3 (BAZ-1622) to RS-3 to RS-4/PUD-280A, located one-quarter mile east of 9th Street, south of New Orleans Street

- N. [18-1423](#) Approval of the Broken Arrow City Council Claims List for March 19, 2019

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

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

- A. [19-337](#) Presentation of a Certificate of Recognition to Zeeco, Inc. for reaching the milestone of 40 years of business in Broken Arrow
- B. [19-353](#) Presentation regarding update on the City Street Maintenance Program funded through Street Sales Tax
- C. [19-339](#) Presentation of the City of Broken Arrow Project Website
- D. [19-351](#) Consideration, discussion, possible approval of, and authorization to execute a Proclamation declaring support for and encouraging participation in the 2019 Wyland National Mayor's Challenge for Water Conservation

## **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. [19-367](#) Consideration, discussion, and possible approval of and authorization for concrete pours for the Milestone project located at 305 North Main Street, Broken Arrow, Oklahoma pursuant to Broken Arrow Code of Ordinances, Chapter 16, Section 16-12
- B. [19-349](#) Consideration, discussion, and possible approval of and authorization to execute an agreement between the City of Broken Arrow and Adroit Event Solutions, LLC to host the 2019 Patriots in the Park event, providing a sponsorship and event license
- C. [19-350](#) Consideration, discussion, and possible approval to appoint one council member to the Broken Arrow Public Schools' Redefining Ready Planning Committee
- D. [19-360](#) Consideration, discussion and possible approval of Resolution No. 1199, a Resolution of the City of Broken Arrow, Oklahoma (the "City") approving the incurrence of indebtedness by the Broken Arrow Economic Development Authority (the "Authority") issuing its Tax Increment Revenue Note, Taxable Series 2019 (the "note"); providing that the organizational document creating the Authority is subject to the provisions of the indenture authorizing the issuance of said note; waiving competitive bidding with respect to the sale of said note and approving the proceedings of the Authority pertaining to the sale of said note; approving and authorizing execution of a security agreement by and between the City and the Authority pertaining to the pledge of certain sales tax increment revenues and ad valorem tax increment revenues; and containing other provisions relating thereto

## **10. Preview Ordinances**

## **11. Ordinances**

- A. [19-358](#) Consideration, discussion and possible adoption of Ordinance No. 3092-CORRECTED, an Ordinance partially closing a utility easement located on Lot 3, Block 1, Stonebridge Park an addition to the City of Broken Arrow, Tulsa County, Oklahoma, according to the recorded plat thereof; providing for reservation of rights within the closed easement; specifically correcting the legal description; 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 City Council, the City Manager, the City Attorney and any other pertinent staff members discussing and conferring on matters pertaining to:

1. A claim, potential litigation or action related to Council approval of the Broken Arrow Zoning Ordinance (BAZ) No. 1986 and Planned Unit Development (PUD) No. 266 and the alleged violations of the Open Meeting Act; under 25 O.S. §307(B)(4); and
2. Economic development and specifically discussing an economic development proposal involving real property located west of the Creek Turnpike, north and south of Highway 51, to include the financing, and the creation of a proposal to entice a business to locate within the City of Broken Arrow, taking appropriate action in open session, including direction for the City Manager and staff to enter into formal negotiations for an economic development proposal under 25 O.S. §307(C)(10); and

In the opinion of the City Attorney, the Council is advised that the Executive Session is necessary to protect the confidentiality of businesses and to process the pending claim, litigation and possible litigation and that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation or proceeding 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