



City of Broken Arrow

Meeting Agenda Broken Arrow City Council

Mayor Craig Thurmond

Vice Mayor Scott Eudey

Council Member Johnnie Parks

Council Member Debra Wimpee

Council Member Christi Gillespie

Tuesday, October 20, 2020

6:30 PM

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

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

5. Consideration of Consent Agenda

- A. [20-19](#) Approval of the City Council Meeting Minutes of October 6, 2020
- B. [20-1281](#) Acceptance of Planning Commission meeting minutes of September 24, 2020
- C. [20-1044](#) Acceptance of Drainage Advisory Committee meeting minutes of July 27, 2020
- D. [20-1305](#) Acceptance of Drainage Advisory Committee meeting minutes of August 31, 2020
- E. [20-1229](#) Approval of and authorization to execute Budget Amendment Number 6 for Fiscal Year 2021
- F. [20-1289](#) Approval of and authorization to execute Budget Amendment Number 11 for Fiscal Year 2021
- G. [20-1290](#) Approval of and authorization to execute Budget Amendment Number 12 for Fiscal Year 2021
- H. [20-1317](#) Approval of and authorization to execute the engagement letter with Arledge & Associates, PC for fiscal year ending June 2020
- I. [20-1307](#) Approval of and authorization to execute Resolution No. 1346, a Resolution confirming the supplementation and publication of the City of Broken Arrow's Code of Ordinances
- J. [20-1302](#) Approval of and authorization to accept a grant from the Oklahoma District Attorneys Council for the City of Broken Arrow (Victims of Crime Act Grant) to provide a Victim Response Program for the City of Broken Arrow in fiscal year 2020-2021
- K. [20-1303](#) Approval of and authorization to execute a contract for professional services between the City of Broken Arrow and Family & Children's Services (F&CS) to provide a Victim Response Program for the City of Broken Arrow in fiscal year 2020-2021
- L. [20-1294](#) Approval of and authorization to execute a Parks and Recreation addendum between the City of Broken Arrow and the Broken Arrow Softball Club, Incorporated
- M. [20-1221](#) Approval of and authorization to execute a Promotional License on City Property allowing Ruts N Guts, LLC to host the 2020 Ruts N Guts event

- N. [20-1300](#) Approval of and authorization to execute Amendment to Capital Improvements Agreement with the Board of County Commissioners of Tulsa County for Vision 2025 Surplus Funds for Broken Arrow Albany & Stonewood Intersection Improvements Project
- O. [20-1297](#) Approval of and authorization to execute Amendment to Capital Improvements Agreement with the Board of County Commissioners of Tulsa County for Vision 2025 Surplus Funds for Broken Arrow Conference Center Project
- P. [20-1252](#) Approval of and authorization to execute Capital Improvements Agreement with the Board of County Commissioners of Tulsa County for Vision 2025 Surplus Funds for Broken Arrow Elm Place & New Orleans Improvements Project
- Q. [20-1301](#) Approval of and authorization to execute Capital Improvements Agreement with the Board of County Commissioners of Tulsa County for Vision 2025 Surplus Funds for Broken Arrow E. Dallas & 1st St. Parking Lot Improvements Project
- R. [20-1298](#) Approval of and authorization to execute Capital Improvements Agreement with the Board of County Commissioners of Tulsa County for Vision 2025 Surplus Funds for Broken Arrow Gateway Signage Project
- S. [20-1324](#) Approval of and authorization to execute a Parks and Recreation Use Agreement between the City of Broken Arrow and the Broken Arrow Amateur Basketball Association, Incorporated
- T. [20-1163](#) Notification of City Manager's and Assistant City Manager's execution of Professional Consultant Agreements and Amendments to an Agreement, as well as public Construction Contracts not subject to the Competitive Bid Act, with a Contract value of less than \$25,000
- U. [20-1304](#) Acceptance of the Drainage Advisory Committee's recommendation of the expenditure of up to a maximum of \$15,000.00 to design, obtain necessary easements and construct the drainage and erosion control improvements to the watercourse in Waterford Park II subdivision
- V. [20-1306](#) Acceptance of the Drainage Advisory Committee's recommendation of the design and construction of drainage and erosion control improvements near the intersection of 9th Street and Natchez Avenue and direction to staff to obtain necessary easements for such drainage improvements and authorization of the expenditure of 2018 General Obligation Bond, Proposition 6 funds for the improvements
- W. [20-1313](#) Approval of and authorization to execute Resolution No. 1347, a Resolution authorizing acceptance of a Quit Claim Deed from AVB Bank conveying The North 5 feet of Lot Sixteen (16) and all of Lots Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-one (21) and Twenty-two (22), and the East 10 feet of the vacated alley adjacent to the West lines thereto, in Block Fifty-five (55), ORIGINAL TOWN OF BROKEN ARROW, Creek Nation, Indian Territory, according to the Recorded Plat filed at the Bureau of Indian Affairs in Muskogee, October 17, 1902 generally located at the southwest corner of Main Street and Dallas Street in the Southwest Quarter of Section 11, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma, for future construction of the Creative Arts Center (Project No. 161715)

- X. [20-1308](#) Acceptance of a Temporary Construction Easement consisting of 0.09 acres from the Kansas City Life Insurance Company, a Missouri corporation, the owner, on property located at 2224 N Olive Avenue, Broken Arrow, Oklahoma, a tract of land that is part of Lot 1, Block 3, Commerce Crossing, a Subdivision in located in the Northeast Quarter of Section 5, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma for the Olive Avenue Improvements, Kenosha to Albany, Parcel 19.A. (Project No. ST1710)
- Y. [20-1327](#) Acceptance of a Temporary Construction Easement for a tract of land in Tiger Hill Plaza in the City of Broken Arrow, Tulsa County, State of Oklahoma for the construction of wall improvements for the Tiger Hill Modified Soldier Pile Retaining Wall, Project No. 171703
- Z. [20-1204](#) Approval of BAZ-2063 (Rezoning), 121st Street Rezoning, 40 acres, A-1 (Agricultural) to RS-3 (Single-Family Residential), south of Tucson Street (121st Street), one-half mile west of Aspen Avenue (145th East Avenue)
- AA. [20-1279](#) Approval of PT15-117C, Conditional Final Plat, Ninety One - Phase 4, 24.58 acres, 76 lots, A-1 to RS-3, one-half mile east of 9th Street (Lynn Lane/177th E. Avenue), north of Washington Street (91st Street)
- AB. [20-1205](#) Approval of PUD-317 (Planned Unit Development), Tytan Station, R-3 (Single-Family Residential), Downtown Residential Overlay District (DROD) Area 5, located at the southeast corner of Fort Worth Street and 1st Street
- AC. [20-1269](#) Approval of and authorization for Final Acceptance and donation of the public improvements at Stone Horse Phase IV located at ¼ mile East of Olive Avenue and Tucson Street
- AD. [20-1325](#) Approval of and authorization to execute Resolution No. 1351, a Resolution of the Broken Arrow City Council identifying additional funding source for the design and construction of 37th Street Park and Highland Park improvements
- AE. [20-1285](#) Ratification of the Claims List Check Register dated October 13, 2020

6. Consideration of Items Removed from Consent Agenda

7. Public Hearings, Presentations, Recognitions, Awards

- A. [20-1220](#) Presentation and annual programming update by the Broken Arrow History Museum (Museum Broken Arrow)
- B. [20-1314](#) Presentation and acceptance of a Proclamation declaring November 1, 2020 as Extra Mile Day in the City of Broken Arrow, Oklahoma
- C. [20-1292](#) Presentation and discussion regarding the COVID-19 Infection rate for Broken Arrow
- D. [20-1310](#) Public hearing regarding the issuance of General Obligation Refunding Bonds by the City of Broken Arrow, Oklahoma, for the purpose of refunding the outstanding balance of the City's General Obligation Bonds, Series 2011A and General Obligation Bonds, Series 2011B

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. [20-1196](#) Consideration, discussion, and possible approval of one voting delegate and one alternate voting delegate for the National League of Cities Annual Business Meeting held via teleconference on Friday, November 20, 2020
- B. [20-1284](#) Consideration, discussion, and possible approval of the appointment of Judd Hatch to the City of Broken Arrow Board of Adjustment for a three-year term to expire May 1, 2023

- C. [20-1316](#) Consideration, discussion, and possible approval of the appointment of Max Grunoff to the City of Broken Arrow Board of Adjustment for the remainder of a three-year term to expire March 5, 2022
- D. [20-1323](#) Consideration, discussion and possible approval to direct the City Manager and staff to proceed with retention of Consulting Firm/s to conduct a study for creating the New Orleans Square Overlay District (NOSOD)
- E. [20-1330](#) Consideration, discussion and possible approval to direct the City Manager and staff to proceed with possible retention of Consulting Firm/s to have a traffic, walkability, and streetscape study preformed for New Orleans Square.
- F. [20-1329](#) Consideration, discussion, and possible approval to modify Resolution No. 1345, a Resolution of the Broken Arrow City Council approving and authorizing the formation of a Citizen Advisory Committee, for New Orleans Square, and approving and authorizing the appointment of at least five (5) individuals to assist the City Council and the City Manager towards guidance for future projects to benefit the rejuvenation of New Orleans Square and authorizing this committee to meet with City staff's assistance through 2021 at which time the City Council may continue this Resolution and its intent
- G. [20-1318](#) Consideration, discussion, and possible approval of and authorization to take the necessary actions to restructure the City's General Services Department
- H. [20-1270](#) Consideration, discussion and possible approval of BACP-131A (Comprehensive Plan Change), Oak Pond, 6.1 acres, Level 1 (Rural Residential) to Level 3 (Transition Area), north of Washington Street (91st Street), one-quarter mile west of 9th Street (177th E. Avenue)
- I. [20-1271](#) Consideration, discussion and possible approval of BACP-171 (Comprehensive Plan Change), Bricktown East, 23.5 acres, Level 3 (Transition Area) and Level 6 (Regional Employment/Commercial) to Level 3 (Transition Area), one-quarter mile north of Kenosha Street (71st Street), one-quarter mile west of Aspen Avenue (145th E. Avenue)
- J. [20-1273](#) Consideration, discussion and possible approval of BACP-170 (Comprehensive Plan Change), Honey Springs at Battle Creek, 75.276 acres, Level 2 (Urban Residential), Level 3 (Transition Area) and Level 4 (Commercial/Employment Nodes) to an increased amount of Level 2 and Level 3 and a decreased amount of Level 4, southeast corner of Aspen Avenue (145th E. Avenue) and Dearborn Street (41st Street)
- K. [20-1278](#) Consideration, discussion, and possible approval of BACP-172 (Comprehensive Plan Change), Robson North, 69.47 acres, Level 2, Level 3, Level 4, and Greenway/Floodplain to Level 2 and Greenway/Floodplain, generally located one-eighth mile north of Kenosha Street (71st Street), one-quarter mile east of 65th Street (241st E. Avenue/Oneta Road)
- L. [20-1272](#) Consideration, discussion, and possible approval of PUD-318 (Planned Unit Development) and BAZ-2064 (Rezoning), Bricktown East, 23.5 acres, CG (Commercial General) and IL (Industrial Light) to PUD-318/RS-4 (Single-family Residential), located one-quarter mile north of Kenosha Street (71st Street), one-quarter mile west of Aspen Avenue (145th E. Avenue)

- M. [20-1288](#) Consideration, discussion, and possible approval of Resolution 1348, a Resolution of the City Council of the City of Broken Arrow, Oklahoma (the “City”) providing for the sale and issuance of General Obligation Refunding Bonds in the sum of not to exceed Ten Million Two Hundred Fifty Thousand Dollars (\$10,250,000.00) by the City of Broken Arrow, State of Oklahoma, for the purpose of refunding certain outstanding general obligation bonds including the outstanding portions of the General Obligation Bonds, Series 2011A of the City and the General Obligation Bonds, Series 2011B of the City; waiving competitive bidding for the bonds; prescribing form of bonds; providing for a bond issue designated “General Obligation Refunding Bonds, Taxable Series 2020A”; providing for registration thereof; designating the registrar for the issue; providing levy of an annual tax for payment of principal and interest on the bonds; approving the forms of a Continuing Disclosure Agreement, an Escrow Agreement, and an Official Statement; and fixing other details of the issue
- N. [20-1309](#) Consideration, discussion, and possible approval of Resolution 1349, a Resolution fixing the amount of General Obligation Bonds, Series 2020B to mature each year; fixing the time and place the bonds are to be sold; designating a Paying Agent/Registrar and Disclosure Counsel; approving the Preliminary Official Statement and distribution thereof; and authorizing the Clerk to give notice of said sale as required by law and fixing other details of the issue
- O. [20-1311](#) Consideration, discussion, and possible approval of Resolution 1350, a Resolution fixing the amount of General Obligation Bonds, Series 2020C to mature each year; fixing the time and place the bonds are to be sold; designating a Paying Agent/Registrar and Disclosure Counsel; approving the Preliminary Official Statement and distribution thereof; and authorizing the Clerk to give notice of said sale as required by law and fixing other details of the issue

10. Preview Ordinances - NONE

11. Ordinances - NONE

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 - NONE

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 _____, 2020, at _____ a.m./p.m.

City Clerk