

**BROKEN ARROW CITY COUNCIL
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
February 3, 2015**

6:30 PM

- 1. Call to Order**
- 2. Invocation**
- 3. Roll Call**
- 4. Pledge of Allegiance to the Flag**
- 5. Consideration of Consent Agenda**
 - A. Approval of meeting minutes of January 20, 2015
 - B. Acceptance of minutes of Planning Commission meeting held December 18, 2014
 - C. Approval of and authorization to execute a Parks and Recreation Use Agreement between the City of Broken Arrow and the Broken Arrow Youth Baseball Association for use of the baseball fields at Indian Springs Sports Complex from the date of execution through December 31, 2019
 - D. Approval of PT14-108, Conditional Final Plat, 51 Aspen RV Storage, 8.01 acres, 1 lot, A-1 to IL/PUD 227, south of State Highway 51, one-quarter mile west of Evans Road
 - E. Approval of PT14-110, Conditional Final Plat, Rib Crib Addition, 1.37 acres, 1 lot, R-2, CN, and CH to CN/PUD 232, south of Kenosha Street between Ash Avenue and Main Street
 - F. Approval of a Partial Vacation of Plat, Termination of Owner's Certificate of Dedication and Restrictive Covenants for Brown's Addition (Plat No. 1744), for Lots One (1), Two (2), Three (3), Twelve (12) and Thirteen (13), of Block Four (4), City of Broken Arrow, Tulsa County, Oklahoma, generally located at the southwest corner of Kenosha Street and Main Street; subject to the platting of Rib Crib Addition
 - G. Acceptance of a Corrective Deed of Dedication from AG Equipment on a property located south of Albany Street and east of North Olive Avenue on Block 1, Lots 4 & 5 and Block 3, Lot 1 of 61st Street Industrial Park City of Broken Arrow (AG Equipment)
 - H. Acceptance of an Emergency Access Easement on an unplatted portion of the Stone Horse LLC subdivision, belonging to Stone Horse LLC, located east of Olive Avenue, one-half mile north of Jasper Street, Broken Arrow, Tulsa County, State of Oklahoma (Section 04, T17N, R14E)(Stone Horse Subdivision)
 - I. Acceptance of a Utility Easement in Block 3 of Stone Horse of Broken Arrow, belonging to Stone Horse, LLC, east of Olive Avenue, one-half mile north of Jasper Street, Broken Arrow, Tulsa County, State of Oklahoma (Section 04, T17N, R14E)(Stone Horse Subdivision)
 - J. Acceptance of a Utility Easement in Block 1 of Stone Horse of Broken Arrow, belonging to Stone Horse, LLC, east of Olive Avenue, one-half mile north of Jasper Street, Broken Arrow, Tulsa County, State of Oklahoma (Section 04, T17N, R14E)(Stone Horse Subdivision)
 - K. Acceptance of a Utility Easement on an unplatted lot belonging to Stone Horse, LLC, east of Olive Avenue, one-half mile north of Jasper Street, Broken Arrow, Tulsa County, State of Oklahoma (Section 04, T17N, R14E)(Stone Horse Subdivision)

L. Acceptance of a Utility Easement on an unplatted lot belonging to Stone Horse, LLC, east of Olive Avenue, one-half mile north of Jasper Street, Broken Arrow, Tulsa County, State of Oklahoma (Section 04, T17N, R14E)(Stone Horse Subdivision)

M. Approval of the Claims List

6. Consideration of Items Removed from Consent Agenda

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

A. None

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. Consideration and possible approval of PUD 233 and BAZ 1926, Wal-Mart Neighborhood Market, 11.35 acres for PUD 233 and 8.49 acres for BAZ 1926, RM and RD to CG, north and east of the northeast corner of 9th Street and Albany Street

B. Consideration, discussion and possible approval and direction to publish a Legal Notice of Annexation for the voluntary annexation of approximately 27 acres located near the southwest corner of New Orleans Street and Olive Avenue

C. General Fund Financial Presentation for the six months ending December 31, 2014

D. Consideration of and possible approval of a one percent stipend with a minimum payment of \$600 for all non-union City employees

10. Preview Ordinances

A. Consideration, discussion and possible preview of an ordinance closing a utility easement on property located on part of the Southwest Quarter (SW/4), Northeast Quarter (NE/4) of Section 4, Township 18 North, Range 14 East, Tulsa County, Oklahoma, generally located approximately one-half mile south of West Albany Street, east of North Olive Avenue (AG Industrial Park East); repealing all ordinances to the contrary; and declaring an emergency

B. Consideration, discussion and possible preview of an Ordinance amending the Broken Arrow Code of Ordinances by amending Chapter 23, Traffic, Article I, In General, Section 23-1 Definitions, specifically adopting definitions for words and phrases when used in this Chapter as defined by State Statute; Section 23-11 Size and weight of vehicles, specifically deleting subsection (b) to be in compliance with State Statute; Section 23-18 Riding on portion of vehicle not intended for passengers, clarifying the fine and court costs that can be imposed; Section 23-19 Clinging to vehicles, specifically amending to be in compliance with State Statute; Section 23-33 Unattended children or vulnerable adults left in vehicles, specifically defining the term motor vehicle and clarifying the fines and costs that may be imposed; Section 23-35 Owners security verification form required; Section 23-36 Operators and front seat passengers to wear safety belts; Section 23-37 Use of child passenger restraining system required; exceptions; penalty; Article II, Operation of Vehicles Generally, Section 23-47 Duty to drive on right side of roadway; Section 23-50 Same-Duty of driver of overtaken vehicle; Section 23-52 Same-No-passing zones; specifically amending these sections to become in compliance with State Statute; repealing all ordinances to the contrary; and declaring an emergency

11. Ordinances

- A. Consideration, discussion and possible adoption of Ordinance No. 3295, an ordinance amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1893, granting RS-3 zoning classification be placed upon the tracts, located one-quarter mile north of Florence Street on the west side of 9th Street at 10804 South Lynn Lane Road, Broken Arrow, Oklahoma and repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- B. Consideration, discussion and possible adoption of Ordinance No. 3309, an ordinance amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1909, granting a DM zoning classification be placed upon the tracts, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- C. Consideration, discussion and possible adoption of Ordinance No. 3330, an Ordinance amending the Broken Arrow Code of Ordinances by amending Chapter 20, Riot Prevention and Disaster Control, Section 20-4, Powers of mayor during state of emergency; specifically removing subsection (5) which regulates the possession of firearms during a state of emergency; 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

- A. 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 pending litigation, settlement discussions and taking appropriate action in open session in Jered Henry and Christina Henry, natural parents on behalf of their Minor child, L.M.H. vs. Jordan Hunter, et al. Tulsa County District Court Case Number CJ-2014-1277, 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: *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