

**BROKEN ARROW CITY COUNCIL
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
February 2, 2010**

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 regular meeting minutes of January 5, 2010
 - B. Approval of regular meeting minutes of January 19, 2010
 - C. Acceptance of the minutes of the Planning Commission meeting held January 14, 2010.
 - D. Consideration and possible approval of a letter to support PSO's Wind and Solar Manufacturer Tariff
 - E. Approval of Architect-Engineer contract with Planning Design Group, Inc. for design of a Spray Playground at Jackson Park, Project No. 106030
 - F. BACP 108, 13.66 acres, 1 lot, Level 3 to Level 4, south of Kenosha Street (71st Street), west of Evans Road (225th East Avenue)
 - G. PT09-104, preliminary/conditional final Plat, Moore Center, 5.96 acres, 2 lots, R-1, CG (BAZ 1837), one-fourth mile west of the southwest corner of Olive Avenue (129th East Avenue) and Kenosha Street (71st Street)
 - H. PT09-105, preliminary/conditional final plat for CVS #4896, 1.74 acres, 1 lot, CN and CN/PUD 74, northeast corner of Washington Street (91st Street) and Aspen Avenue (145th East Avenue).
 - I. PT09-106, preliminary/conditional final plat for Castlegate Amended, 6.65 acres, 25 lots, ON/PUD 120B, one-fourth mile north of Washington Street (91st Street), one-fourth mile east of Garnett Road (113th East Avenue)
 - J. Acceptance of a utility easement and right-of-way located in the Southwest Quarter of Section 15, Township 18N, Range 14E, from Lucky 4 Holdings, LLC, M.M.O. LLC, and R.H.M., LLC, by Tommy Woods, Manager and Aspen Square, Inc. by R. Carlile Roberts, President (S15 T18N R14E) project: CVS Pharmacy)
 - K. Acceptance of Public Improvement for Foster Lewis Acreage/Smith Lot Split
 - L. 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**
- 9. General Council Business**
 - A. Consideration and possible approval of Resolution No. 639 supporting funding for design and construction of the proposed Aspen Avenue and Creek Turnpike interchange

- B. Acceptance of representatives from the Taxing Jurisdictions for a Review Committee to consider a project and a Tax Increment District for the FlightSafety Project under the Local Development Act
- C. Submission of one citizen, among three of who will represent the public at large, to a Review Committee to consider a project and a Tax Increment District for the FlightSafety Project under the Local Development Act
- D. Consideration and acceptance of the City of Broken Arrow's Audit Report for Fiscal Year 2008-2009
- E. Approval of appointment of Jim Boze to Broken Arrow Economic Development Corporation Board of Directors to replace Ed Huckeby
- F. Approval of appointment of Intern to the Youth City Council for the 2009-2010 school year

10. City Manager's Report

- A. None

11. Preview Ordinances

- A. None

12. Ordinances

- A. Adopt Ordinance 3091, an ordinance closing partial utility easements in the southerly portions of Lot 2, Block 1, I.D.C. Center II and Lot 1 Block 1, I.D.C. Center II
- B. Adopt Ordinance 3092, 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

13. Remarks and Inquiries by Governing Body Members

- 14. Executive Session** for the purpose of confidential communications between the City Attorney, the City Manager, and the City Council regarding the potential purchase and appraisal of real property in the vicinity of 209th East Avenue and Kenosha, and taking appropriate action in open session under 25 O.S. § 307(B)(3); and a pending claim against Phil Roland and Roland Investments, Ltd. and taking appropriate action in open session 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 Council to process this claim 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 to matters relevant to the Authority's business*

All cell phones and pagers must be turned OFF or operated SILENTLY during Council meetings.

Exhibits, petitions, pictures, etc., presented to the authority 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 _____, 2009, at _____ a.m./p.m.

City Clerk