

**BROKEN ARROW CITY COUNCIL
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
June 7, 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 the corrected meeting minutes for the City Council meeting of May 4, 2010
 - B. Approval of the meeting minutes of May 18, 2010
 - C. Acceptance of the minutes of the Planning Commission meeting held May 13, 2010
 - D. Approval of the Renewal Agreement with Blue Cross Blue Shield of Oklahoma to Provide Third Party Administration Services and Re-insurance Coverage for Fiscal Year 2010-11.
 - E. Approval of the Renewal of the Citywide Property Insurance Policy
 - F. Approval of the Battle Creek Golf Course Business and Auto Insurance Policy.
 - G. Approval of an Architect-Engineer contract for Battle Creek Golf Course Irrigation Pump Station and authorize the City Manager to execute the contract
 - H. Approval of and authorization to Execute a Use Agreement with the Broken Arrow Historical Society
 - I. Approval of and authorization to purchase of Holmatro rescue tools and cost of retro fitting current tools from Blaze Enterprises
 - J. Approval of bids received, award the most advantageous bid to Lowry & Hemphill Construction Company, Inc., and authorize the City Manager to execute a construction contract implementing this award for the Animal Shelter
 - K. Approval of bids received, award the most advantageous bid to Paragon Contractors, LLC and authorize the City Manager to execute a construction contract implementing this award for Covington Creek Floodplain Storage Improvements
 - L. Approval of SP 236, Community Action Resource and Development Early Head Start, 0.86 acres, 1 lot, CG, one-eighth mile east of Elm Place (161st East Avenue) and south of New Orleans Street (101st Street)
 - M. Acceptance of Special Warranty Deed from Armory, L.L.C. for the Washington Lane Regional Detention Facility
 - N. Approval of the Claims List
- 6. Consideration of Items Removed from Consent Agenda**
- 7. Public Hearings, Appeals, Presentations, Recognitions, Awards and Oaths**
 - A. General Fund Financial Presentation for the ten months ending April 30, 2010

8. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services

9. General Council Business

- A. Consideration, possible approval and authorization to execute Resolution 580, a Resolution of the Broken Arrow City Council, adopting the Fiscal Year 2010-2011 Annual Budget for the City in accordance with the provisions of the Municipal Budget Act
- B. Consideration and possible approval of Resolution Number 652, a Resolution prescribing the principal amount of bonds to be issued, Establishing the principal amount of bonds to mature each year, Establishing the time and place said bonds are to be sold, and authorizing the Clerk to give notice of said sale as required by law; Ratifying and confirming a Legal Services agreement and a Financial Advisor services agreement with respect to the issuance of such bonds and approving the Preliminary Official Statement pertaining thereto; and Authorization for the Mayor to execute the resolution.
- C. Consideration and possible approval of Resolution Number 653, a Resolution prescribing the principal amount of bonds to be issued, Establishing the principal amount of bonds to mature each year, Establishing the time and place said bonds are to be sold, and authorizing the Clerk to give notice of said sale as required by law; Ratifying and confirming a Legal Services agreement and a Financial Advisor services agreement with respect to the issuance of such bonds and approving the Preliminary Official Statement pertaining thereto; and Authorization for the Mayor to execute the resolution.
- D. Consideration and possible approval of the Fiscal Year 2009-10 Labor Agreement with the Fraternal Order of Police Lodge # 170
- E. Consideration, possible approval and authorization to execute a letter of intent to the Stoney Creek Hospitality Corporation concerning the proposed conference center project
- F. Consideration, possible approval of and authorization to Execute the Washington Lane Regional Stormwater Detention Use Agreement between Armory, LLC and the City of Broken Arrow
- G. Consideration of and possible Approval of BACP 111, Comprehensive Plan Amendment, 14.31 acres, changing the Comprehensive Plan designation from Public Recreation to Level 6 for Tract A (0.26 acres) and Tract B (1.60 acres) and from Level 6 to Public Recreation for Tract C (12.45 acres), north of the Broken Arrow Expressway, east of Aspen Avenue (145th East Avenue), and south of Granger Street
- H. Consideration and possible approval of PUD 94-O, Major Amendment, Battle Creek, 69.32 acres, north of the Broken Arrow Expressway, east of Aspen Avenue (145th East Avenue), and south of Granger Street
- I. Consideration of and possible approval of PUD 94-P, Major Amendment, Battle Creek, 20.92 acres, one-fourth mile east of the northeast corner of the Broken Arrow Expressway and Aspen Avenue (145th East Avenue)
- J. Consideration of and possible approval of PUD 94-Q, Major Amendment, Battle Creek, 75.33 acres, southeast corner of Dearborn Street (41st Street) and Aspen Avenue (145th East Avenue)
- K. Consideration of and possible approval of appointment of Mike Barron to the Downtown Advisory Board
- L. Consideration and possible approval of appointment of Jill Norman to the Downtown Advisory Board
- M. Consideration and possible approval of reappointment of members to the Low Impact Development Committee
- N. Consideration and possible approval of appointment of Glen Shaw to the Planning Commission

10. City Manager's Report

- A. None

11. Preview Ordinances

A. None

12. Ordinances

- A. Corrected Ordinance No. 3110 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1802, and Specific Use Permit No. 225 and granting CH zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- B. Ordinance 3112 - An ordinance amending Chapter 23, Article I, Section 23-22.1 of the Broken Arrow Code pertaining to Operation of electric personal assistive mobility device on sidewalks, walking trails, bikeways, and municipal streets with certain limitations; requirements for operation of device; providing penalty; repealing all ordinances to the contrary; and declaring an emergency.
- C. Ordinance 3111 - An ordinance amending Chapter 5, Article I, Section 5-11 of the Broken Arrow Code pertaining to Restriction on location of stables, kennels, coops, etc.; repealing all ordinances to the contrary; and declaring an emergency.

13. Remarks and Inquiries by Governing Body Members

14. Executive Session for the purpose of confidential communications and possible action in open session between the City Council, the City Manager, and the City Attorney regarding the evaluation of and Employment Agreement with David L. Wooden, under 25 O.S. § 307 (B)(1); litigation involving the City of Broken Arrow v. Helen M. Blankenship, et al., Tulsa County District Court Case Number: CJ-2008-01125; and City of Broken Arrow v. David A. Center, et al., Tulsa County District Court Case Number CJ-2007-07888; and pending litigation involving Okon C. Udoumoh v. City of Broken Arrow, under 25 O.S. § 307(B)(4). The Council is advised that disclosure will seriously impair the ability of the public body to process this pending litigation and 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 _____, 2010, at _____ a.m./p.m.

City Clerk