

**AMENDED AGENDA**  
**BROKEN ARROW CITY COUNCIL**  
**COUNCIL CHAMBERS**  
**220 SOUTH FIRST STREET**  
**BROKEN ARROW, OKLAHOMA 74012**  
**August 16, 2011**

**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 August 2, 2011
  - B. Acceptance of the minutes of the Planning Commission meeting held July 28, 2011
  - C. Approval of and authorization to execute an Inter-Local Agreement between the City of Broken Arrow and the Broken Arrow Public Schools District for provision of funds to help offset the cost of school crossing guards
  - D. Approval of and authorization to execute an Inter-local Agreement between the City of Broken Arrow and the Union School District for provision of one School Resource Officer
  - E. Approval of and authorization to execute an Inter-Local Agreement between the City of Broken Arrow and the Union School District for provision of three (3) school crossing guards
  - F. Approval of Union Public Schools request to move "No Parking" signs
  - G. Approval of and authorization to execute Amendment No. 1 to Architect-Engineer contract with Mehlburger Brawley, Inc., for final design of 23rd Street Improvements between Kenosha and Houston Streets
  - H. Approval of and authorization to execute Oklahoma Department of Transportation (ODOT) Supplemental Engineering Contract #1 - Financing Agreement for Engineering Services Involving 23rd Street Improvements from Kenosha to Houston
  - I. Approval of and authorization to execute Work Order Number W02 on the Portland Cement Concrete Street Repair Contract
  - J. Approval of and authorization to execute a Contract with Tulsa County for Community Development Block Grant ("CDBG") Program Year 2011 Social Services Funding
  - K. Acceptance of the Old Town Streets Final Study
  - L. Approval of and authorization to execute Major Quantity Change Order No. MQ01 for additional solid slab sod on Olive Avenue Widening, Washington to Kenosha
  - M. Approval of the Claims List

- 6. Consideration of Items Removed from Consent Agenda**
- 7. Public Hearings, Appeals, Presentations, Recognitions, Awards and Oaths**
- 8. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services**
- 9. General Council Business**
  - A. Consideration and possible ratification of the Workers' Compensation Court Order on Robert Baird, a Police Department employee and consideration of and possible action on an offer to Joint Petition this case
  - B. Consideration, discussion, and possible action on parking requirements for places of assembly
  - C. Approval of Resolution No. 708 authorizing the City Attorney to enter into a final Journal Entry of Judgment in the matter of Gerald D. Barnes and Katherine C. Barnes v. City of Broken Arrow, et al., Tulsa County District Court Case Number CV-2011-0724
  - D. Approval of Resolution No. 709 authorizing the City Legal Department to file an action in District Court to obtain a Decree ordering the abatement of a public nuisance regarding the property located at 11423 East 62nd Place, Broken Arrow, Oklahoma 74012
  - E. Approval of Resolution No. 710 adopting a Title VI Plan for the City of Broken Arrow
  - F. Approval of Resolution No. 711 of the Council of the City of Broken Arrow, Oklahoma, establishing the Wireline Nine-One-One (911) Emergency Telephone Fee, of Five Percent (5%) for calendar year 2012 pursuant to State Statute and Ordinance
- 10. City Manager's Report**
  - A. Standard Operating Procedure for Nuisance Abatements and Statistical Report
- 11. Preview Ordinances**
  - A. None
- 12. Ordinances**
  - A. Adopt Ordinance No. 3169 corrected amending the City of Broken Arrow Land Subdivision Code Section 4.1.w, related to right-of-way dedication at arterial street intersections
  - B. Adopt Ordinance No. 3171 amending Chapter 1, General Provisions, Section 1-13 of the Broken Arrow Code pertaining to Enforcement of City Codes specifically eliminating the provision that individuals receiving citations are to appear in Municipal Court within ten days; repealing all ordinances to the contrary; and declaring an emergency
  - C. Adopt Ordinance No. 3172 amending Chapter 23, Article I, Section 23-32 of the Broken Arrow Code pertaining to citations and arrests for traffic violations and eliminating the provision that individuals receiving citations are to appear in Municipal Court within ten days; 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, specifically settlement negotiations, (and taking appropriate action in open session) between the City Council, the City Manager, and the City Attorney for the purpose of discussing David Geiger v. The City of Broken Arrow, et al., United States District Court for the Northern District of Oklahoma Case Number 11CV-179-CVE, 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 to matters relevant to the City Council's business*

All cell phones and pagers must be turned OFF or operated SILENTLY during 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 \_\_\_\_\_, 2011, at \_\_\_\_\_ a.m./p.m.

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City Clerk