

**BROKEN ARROW CITY COUNCIL
MINUTES
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
January 18, 2011
6:30 PM**

1. Call to Order

Section Minutes: Mayor Lester called the meeting to order at approximately 6:30 p.m.

2. Invocation

Section Minutes: There was no one present to deliver the invocation.

3. Roll Call

Present:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Absent:	None

4. Pledge of Allegiance to the Flag

Section Minutes: Vice-Mayor Thurmond led the Pledge of Allegiance to the Flag.

5. Consideration of Consent Agenda

Section Minutes: No items were removed from the Consent Agenda but City Attorney Beth Anne Wilkening requested that item 5J should be pulled from the agenda. Mayor Lester then asked for a motion to approve the Consent Agenda except for Item 5J which was pulled from the agenda.

Motion:	Move to approve the Consent Agenda except for item 5J
Motion by:	Wade McCaleb
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- A. Approval of regular meeting minutes of January 4, 2011
- B. Approval of and authorization to execute a Financial Services Agreement with Municipal Finance Services, Inc. for services related to the approval and issuance of General Obligation Bonds in one or more series to be voted on in April 2011
- C. Approval of and authorization to execute a Legal Services Agreement with Kiser Law Firm, PLLC for services related to the approval and issuance of General Obligation Bonds in one or more series to be voted on in April 2011
- D. Approval of and authorization to execute a professional services contract with Mehlberger Brawley, Inc. for computer aided drafting and design (CADD) services
- E. Approval of and authorization to execute a Use Agreement with the Broken Arrow Youth Baseball Association
- F. Approval of a revised Sales Tax Capital Improvements Allocation Policy
- G. Approval of a revised Vehicle Replacement Policy

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3. Roll Call

Lesser

Present: Jill

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McCaleb, cCaleb

Present:

None

Absent: None

4. Pledge of Allegiance to the Flag

Section Minutes: Vice-Mayor Thurmond led the Pledge of Allegiance to the Flag.

5. Consideration of Consent Agenda

Section Minutes: No items were removed from the Consent Agenda but City Attorney Beth Anne Wilkening requested that item 5J should be pulled from the agenda. Mayor Lester then asked for a motion to approve the Consent Agenda except for Item 5J which was pulled from the agenda.

Motion: Move to approve the Consent Agenda except for item 5J

Motion b Wade McCaleb

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

A. Approval of regular meeting minutes of January 4, 2011

B. Approval of and authorization to execute a Financial Services Agreement with Municipal Finance Services, Inc. for services related to the approval and issuance of General Obligation Bonds in one or more series to be voted on in April 2011

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F. Approval of a revised Sales Tax Capital Improvements Allocation Policy

G. Approval of a revised Vehicle Replacement Policy

January 18, 2011

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- H. Approval of bids received and authorization to award a construction contract for 9th Street Improvements from Kenosha to Elgin
- I. Approval of Final Acceptance for the Public Improvement at Wellston II, Sanitary Sewer Manholes 47, 52 - 57
- J. Acceptance of a Sewer Line Easement and a Temporary Construction Easement located approximately 1165 feet South and 1870 feet East of the intersection of E 23rd St (193rd E Ave) and E Kenosha St (E 71st St) from Joe Kirkland, Trustee of the Jimmy Kathryn Kirkland Revo Trust (S6 T18N R15E) (Project: Adams Creek NW Sewer Improvements Phase 1 #S.0405)
- K. Acceptance of a Utility Easement and a Temporary Construction Easement located approximately 1165 feet South and 1870 feet East of the intersection of E 23rd St (193rd E Ave) and E Kenosha St (E 71st St) from Joe Kirkland, Trustee of the Jimmy Kathryn Kirkland Revo Trust (S6 T18N R15E) (Project: Adams Creek NW Sewer Improvements Phase 1 #S.0405)
- L. Approval of the claims List

6. Consideration of Items Removed from Consent Agenda

Section Minutes: There were no items removed from the Consent Agenda. Item 5J was pulled from the agenda and there was no discussion regarding that item.

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

Section Minutes: There were no public hearings, appeals, presentations, recognitions, awards, or oaths.

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

Section Minutes: No one signed up to address the Council on general topics related to city business or services.

9. General Council Business

- A. Discussion, consideration and possible acceptance of the City of Broken Arrow's Audit Report for Fiscal Year 2009-2010

Item Minutes: Finance Director Tom Caldwell informed the Council that the auditing firm of Hogan Taylor, LLP, conducted this year's audit. He then introduced Nate Rozman, manager of the engagement, who gave a brief presentation on the results of the audit.

Mr. Rozman thanked the Council for giving Hogan Taylor the opportunity to perform the audit again this year, and he thanked Tom Caldwell and Tom Cook for their assistance. He said both a financial statement audit and a single audit were performed; auditor opinions for both of these audits were unqualified, meaning that they were clean opinions. Mr. Rozman added that there were no findings, no material weaknesses or deficiencies, and concluded that the audits went very well again this year. He then offered to answer questions; there were none.

Motion:	Move to accept the Audit Report for Fiscal Year 2009-2010
Motion by:	Wade McCaleb
Second by:	Jill Norman
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- B. Consideration, possible approval of and ratification by the Broken Arrow City Council of the Water Supply Agreement for Permanent Services between the Broken Arrow Municipal Authority (BAMA) and the Tulsa Metropolitan Utility Authority (TMUA)

H. Approval of bids received and authorization to award a construction contract for 9th Street Improvements from Kenosha to Elgin

1. Approval of Final Acceptance for the Public Improvement at Wellston II, Sanitary Sewer Manholes 47, 52 57

J. Acceptance of a Sewer Line Easement and a Temporary Construction Easement located approximately 1165 feet South and 1870 feet East of the intersection of E 23rd St 193rd E Ave) and E Kenosha St E 71st St) from Joe Kirkland, Trustee of the Jimmy Kathryn Kirkland Revo Trust S6 T18N R1SE) Project: Adams Creek NW Sewer Improvements Phase 1 #S.0405)

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L. Approval of the claims List

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

Section Minutes: No one signed up to address the Council on general topics related to city business or services.

9. General Council Business

A. Discussion, consideration and possible acceptance of the City of Broken Arrow's Audit Report for Fiscal Year 2009-2010

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Mr. Rozman thanked the Council for giving Hogan Taylor the opportunity to perform the audit again this year, and he thanked Tom Caldwell and Tom Cook for their assistance. He said both a financial statement audit and a single audit were performed; auditor opinions for both of these audits were unqualified, meaning that they were clean opinions. Mr. Rozman added that there were no findings, no material weaknesses or deficiencies, and concluded that the audits went very well again this year. He then offered to answer questions; there were none.

Motion: Move to accept the Audit Report for Fiscal Year 2009-2010

Motion b Wade McCaleb

Second b Jill Norman

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

B. Consideration, possible approval of and ratification by the Broken Arrow City Council of the Water Supply Agreement for Permanent Services between the Broken Arrow Municipal Authority (BAMA) and the Tulsa Metropolitan Utility Authority (TMUA)

Broken Arrow City Council Page 2 of 7 January 18, 2011

Item Minutes: City Manager Dave Wooden stated that this item will be tabled until after the Broken Arrow Municipal Authority meeting. He informed the Council that the City has been receiving treated water from the Oklahoma Ordinance Works Authority since the early 1980's, and the current contract expires December 31, 2012. Mr. Wooden noted that it's important to have a contract in place at least a year before the current one expires, and said after extended negotiations with the Oklahoma Ordinance Works Authority, discussions were opened with the City of Tulsa. He also noted that the City of Tulsa's price, while a little higher than the price charged by the Oklahoma Ordinance Works Authority, was almost equal when the cost of pumping the water from Pryor was included. In addition, Mr. Wooden said the agreement is for 40 years beginning January 1, 2013, and the terms of the contract with the City of Tulsa are very favorable to Broken Arrow. He further stated that there is no take or pay restriction, resulting in a savings of about one million dollars a year compared to past costs. Mr. Wooden said the City of Tulsa will provide a guaranteed maximum of 20 million gallons per day; if they have more available and Broken Arrow needs it, they will provide more. He added that Broken Arrow's average take is anticipated to be five million gallons per day, based on construction of the new plant which should start sometime this year. Mr. Wooden also stated that the master meter will be located at Dearborn (41st) and Elm (161st East Avenue), and one 24-inch water line from that location to the five million gallon water tower will need to be installed. He said Broken Arrow will realize a cost savings due to the fact that there is sufficient pressure in Tulsa's system and thus no need to increase the pressure on the system. Mr. Wooden described this as one of the most advantageous contracts he's seen since he's been with the City, and asked that Council table this item until after the Broken Arrow Municipal Authority acts on it.

Mayor Lester asked if there were any questions; there being none, he asked for a motion to table this item.

Motion:	Move to table item 9B until after the Broken Arrow Municipal Authority meeting
Motion by:	Richard Carter
Second by:	Jill Norman
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Mayor Lester returned to item 9B at approximately 6:54 p.m. following the conclusion of the Broken Arrow Municipal Authority meeting. Mr. Wooden said that the information for this item was presented prior to BAMA. Mayor Lester asked for a motion.

Motion:	Move to approve the water supply agreement for permanent service between the Broken Arrow Municipal Authority and the Tulsa Metropolitan Utility Authority
Motion by:	Craig Thurmond
Second by:	Wade McCaleb
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- C. Consideration and possible approval to reschedule the Broken Arrow City Council meeting of March 15, 2011 to March 22, 2011; to reschedule the June 7, 2011 meeting to June 6, 2011; to reschedule the June 21, 2011 meeting to June 20, 2011; and, to change the time of the April 5, 2011 meeting from 6:30 P.M. to 5:30 P.M.

Item Minutes: City Manager Dave Wooden explained the reasons for the proposed City Council meeting schedule changes: several council members will be at the National League of Cities meeting on March 15th, making it hard to get a quorum; June 7 and June 21 are to be rescheduled due to the Concert in the Park; and April 5th is election day. In addition, Mr. Wooden said a time change for the February 1st meeting will be presented for approval at the next City Council meeting due to precinct meetings on that date. He said Staff recommends that the Council approve the scheduling changes as presented.

Motion:	Move to approve the rescheduling
Motion by:	Craig Thurmond
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Item Minutes: City Manager Dave Wooden stated that this item will be tabled until after the Broken Arrow Municipal Authority meeting. He informed the Council that the City has been receiving treated water from the Oklahoma Ordinance Works Authority since the early 1980's, and the current contract expires December 31, 2012. Mr. Wooden noted that it's important to have a contract in place at least a year before the current one expires, and said after extended negotiations with the Oklahoma Ordinance Works Authority, discussions were opened with the City of Tulsa. He also noted that the City of Tulsa's price, while a little higher than the price charged by the Oklahoma Ordinance Works Authority, was almost equal when the cost of pumping the water from Pryor was included. In addition, Mr. Wooden said the agreement is for 40 years beginning January 1, 2013, and the terms of the contract with the City of Tulsa are very favorable to Broken Arrow. He further stated that there is no take or pay restriction, resulting in a savings of about one million dollars a year compared to past costs. Mr. Wooden said the City of Tulsa will provide a guaranteed maximum of 20 million gallons per day; if they have more available and Broken Arrow needs it, they will provide more. He added that Broken Arrow's average take is anticipated to be five million gallons per day, based on construction of the new plant which should start sometime this year. Mr. Wooden also stated that the master meter will be located at Dearborn 41St) and Elm 161St East Avenue), and one 24-inch water line from that location to the five million gallon water tower will need to be installed. He said Broken Arrow will realize a cost savings due to the fact that there is sufficient pressure in Tulsa's system and thus no need to increase the pressure on the system. Mr. Wooden described this as one of the most advantageous contracts he's seen since he's been with the City, and asked that Council table this item until after the Broken Arrow Municipal Authority acts on it.

Motion: Move to table item 9B until after the Broken Arrow Municipal Authority meeting

Motion b Richard Carter

Second b Jill Norman

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Mayor Lester returned to item 9B at approximately 6:54 p.m. following the conclusion of the Broken Arrow Municipal Authority meeting. Mr. Wooden said that the information for this item was presented prior to

Motion: Move to approve the water supply agreement for permanent service

between the Broken Arrow Municipal Authority and the Tulsa

Metropolitan Utility Authority

Motion b Craig Thurmond

Second b Wade McCaleb

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

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Motion: Move to approve the rescheduling

Motion b Craig Thurmond

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Mayor Lester asked if there were any

BAMA. Mayor Lester asked for a motion.

Questions; there being none, he asked for a motion to table this item.

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- D. Consideration of, possible approval and authorization to execute a Memorandum of Understanding with Main Street Tavern, an Oklahoma Limited Liability Corporation, for the City to incentivize location of a restaurant / tavern to be located at 200 South Main Street

Item Minutes: Noting that Economic Development Coordinator Norman Stephens was ill and unable to attend the Council meeting, City Manager Dave Wooden said the Main Street Tavern is an Oklahoma Limited Liability company that he believes will be a tremendous addition to the City. He said Staff recommends that the City provide \$20,000 in incentives to the Main Street Tavern, which is leasing 3,509 square feet for a moderately priced tavern-style restaurant, serving high-quality appetizers and food. He added that they plan to be open for lunch, dinner, and late night meals, and will be a welcome addition to downtown Broken Arrow. Mr. Wooden said Staff recommends that Council approve and authorize execution of the Memorandum of Understanding.

Next Jason Scarpa, managing partner of Main Street Tavern, L.L.C., introduced himself to the Council. Mayor Lester asked Mr. Scarpa about the time frame for the tavern, and Mr. Scarpa answered that they plan to open in late March, taking about two months to build the space out. There were no further questions for Mr. Scarpa.

Motion:	Move to approve and authorize execution of a Memorandum of Understanding with Main Street Tavern
Motion by:	Richard Carter
Second by:	Wade McCaleb
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- E. Consideration, possible approval of and authorization to increase the Downtown Advisory Board meetings from one (1) meeting per month to two (2) meetings per month to be held on the first and third Tuesdays of each month at 4:00 p.m., beginning in February, 2011

Item Minutes: City Manager Dave Wooden explained that at their January 4, 2011 meeting, the Downtown Advisory Board voted to increase its meetings per month from one to two, citing increased responsibilities and the need to provide the Council with answers to a number of questions. He said Staff supports this requests and recommends that Council approve it.

Motion:	Move to increase the Downtown Advisory Board meetings from one meeting per month to two meetings per month
Motion by:	Wade McCaleb
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- F. Consideration and possible approval of nomination of Michelle Guillory to the Convention and Visitors Bureau

Item Minutes: City Manager Dave Wooden explained that Mr. Russell Parker was on the Convention and Visitors Bureau until his term expired on September 30, 2010. He said Councilor Carter has recommended that Michelle Guillory, an instructor of Event, Entertainment, and Tourism classes at Tulsa Technology Center, fill this position. He stated that she has the credentials and will be a valuable asset to the Bureau.

Councilor Carter added that he has visited with Ms. Guillory and she is eager to accept the position if it is offered to her. Councilor McCaleb commented that she seems to have good credentials for this position.

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Motion: Move to approve and authorize execution of a Memorandum of Understanding with Main Street Tavern

Motion b Richard Carter

Second b Wade McCaleb

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

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Motion b Wade McCaleb

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

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Broken Arrow City Council Page 4 of 7 January 18, 2011

Motion:	Move to approve the nomination of Michelle Guillory to the Broken Arrow Convention and Visitors Bureau with a term expiring September 30, 2012
Motion by:	Richard Carter
Second by:	Jill Norman
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

10. City Manager's Report

Section Minutes: There was no City Manager's report.

11. Preview Ordinances

Section Minutes: There were no preview ordinances.

12. Ordinances

A. Adopt Ordinance No. 3145, an Ordinance not to be Codified authorizing the calling and holding of a special election in the City of Broken Arrow, State of Oklahoma, for the purpose of submitting to the registered qualified electors of said City the question of the issuance of the bonds of said City in one or more series in amounts not to exceed the following sums: Twenty-seven million dollars (\$27,000,000) for the purpose of constructing, reconstructing, improving and repairing streets within said City; Ten million dollars (\$10,000,000) for the purpose of purchasing, constructing, and repairing public safety utilities to be owned exclusively by said City; Five million one hundred thousand dollars (\$5,100,000) for the purpose of purchasing, constructing and repairing parks and recreation utilities to be exclusively owned by the City and Two million three hundred thousand dollars (\$2,300,000) for the purpose of constructing, reconstructing, improving and repairing stormwater facilities to be owned exclusively by said City; All of the foregoing amounts including costs of issuance; levying and collecting an annual tax, in addition to all other taxes, upon all the taxable property in said City for the payment of the interest on and principal of said bonds; Authorizing a professional services agreement with the Kiser Law Firm, PLLC for Bond Counsel services and authorizing a professional services agreement with Municipal Finance Services, Inc. for Financial Advisory services; Authorizing the Mayor to call the election by proclamation and requesting the Tulsa County Election Board to conduct said election and declaring an emergency

Item Minutes: City Manager Dave Wooden explained that this ordinance is not to be codified but calls for a special election for the purpose of submitting to voters the bond issue of 27 million dollars for streets, 10 million dollars for public safety, 5.1 million dollars for Parks and Recreation, and 2.3 million dollars for stormwater drainage. He said this issue has been carefully evaluated by bond counsel and advisors, and he believes the ballot is a good one. Mr. Wooden said Staff recommends that the Council adopt the ordinance and approve the emergency clause separately.

Motion:	Move to adopt Ordinance 3145
Motion by:	Jill Norman
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Motion:	Move to adopt the emergency clause for Ordinance 3145
Motion by:	Wade McCaleb
Second by:	Jill Norman
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Motion: Move to approve the nomination of Michelle Guillory to the Broken Arrow Convention and Visitors Bureau with a term expiring September 30, 2012

Motion b Richard Carter

Second b Jill Norman

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

10. City Manager's Report

Section Minutes: There was no City Manager's report.

11. Preview Ordinances

Section Minutes: There were no preview ordinances.

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Motion: Move to adopt Ordinance 3145

Motion b Jill Norman

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Motion: Move to adopt the emergency clause for Ordinance 3145

Motion b Wade McCaleb

Second b Jill Norman

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Broken Arrow City Council Page 5 of 7 January 18, 2011

- B. Adopt Ordinance No. 3146 amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving PUD 189 zoning classification be placed upon the tract repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency

Item Minutes: Noting that this item had been previewed by the Council at a prior meeting, City Manager Dave Wooden said this is an ordinance approving PUD 189 zoning classifications and repealing all conflicting ordinances. He said Staff recommends that Council adopt the ordinance and approve the emergency clause separately.

Motion:	Move to adopt Ordinance 3146
Motion by:	Wade McCaleb
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Motion:	Move to adopt the emergency clause for Ordinance 3146
Motion by:	Wade McCaleb
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- C. Adopt Ordinance No. 3147, an ordinance closing a water line, roadway and access and utility easements in Section 11, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma; and repealing all ordinances to the (Project: Flight Safety)

Item Minutes: City Manager Dave Wooden described Ordinance 3147 as the closing of the water line easement and roadway across the Flight Safety property. He said Staff recommends that Council adopt this ordinance.

Motion:	Move to adopt Ordinance 3147
Motion by:	Wade McCaleb
Second by:	Jill Norman
Ayes:	Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	Wade McCaleb

13. Remarks and Inquiries by Governing Body Members

Section Minutes: There were no remarks or inquiries by governing body members.

At approximately 6:48 p.m., Mayor Lester asked for a motion to recess into the Broken Arrow Municipal Authority meeting and the Broken Arrow Economic Development Authority meeting.

Motion:	Move to recess into the Broken Arrow Municipal Authority followed by the Broken Arrow Economic Development Authority meeting.
Motion by:	Craig Thurmond
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

B. Adopt Ordinance No. 3146 amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma Ordinance No. 2931) approving PUD 189 zoning classification be placed upon the tract repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency

Item Minutes: Noting that this item had been previewed by the Council at a prior meeting, City Manager Dave Wooden said this is an ordinance approving PUD 189 zoning classifications and repealing all conflicting ordinances. He said Staff recommends that Council adopt the ordinance and approve the emergency clause separately.

Motion: Move to adopt Ordinance 3146

Motion b Wade McCaleb

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Motion: Move to adopt the emergency clause for Ordinance 3146

Motion b Wade McCaleb

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

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Item Minutes: City Manager Dave Wooden described Ordinance 3147 as the closing of the water line easement and roadway across the Flight Safety property. He said Staff recommends that Council adopt this ordinance.

Motion: Move to adopt Ordinance 3147

Motion b Wade McCaleb

Second b Jill Norman

Ayes: Jill Norman, Richard Carter, Craig Thurmond, Mike Lester

Nays: Wade McCaleb

13. Remarks and Inquiries by Governing Body Members

Section Minutes: There were no remarks or inquiries by governing body members.

At approximately 6:48 p.m., Mayor Lester asked for a motion to recess into the Broken Arrow Municipal Authority meeting and the Broken Arrow Economic Development Authority meeting.

Motion: Move to recess into the Broken Arrow Municipal Authority followed by the Broken Arrow Economic Development Authority meeting.

Motion b Craig Thurmond

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Broken Arrow City Council Page 6 of 7 January 18, 2011

Mayor Lester reconvened the regular Council meeting at approximately 6:54 p.m.

Mayor Lester returned to item 9B.

At approximately 6:55 p.m., Mayor Lester asked for a motion to take a short break in order to clear the room prior to entering into Executive Session.

Motion:	Move to take a recess prior to entering into Executive Session
Motion by:	Wade McCaleb
Second by:	Jill Norman
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Mayor Lester reconvened the regular session of the City Council meeting at approximately 6:58 p.m.

Motion:	Move to enter into Executive Session
Motion by:	Craig Thurmond
Second by:	Wade McCaleb
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

14. **Executive Session** for the purpose of confidential communications between the City Council, the City Manager, the City Attorney, and the Human Resources Director for the purpose of discussing settlement negotiations with the IAFF, under 25 O.S. §307(B)(2) and taking appropriate action in open session. 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 negotiation 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.

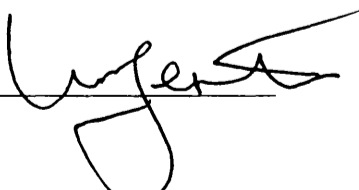
Mayor Lester reconvened the regular session of the City Council meeting at approximately 7:08 p.m., and the room was opened for those in attendance.

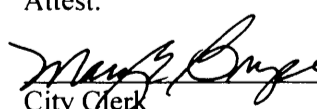
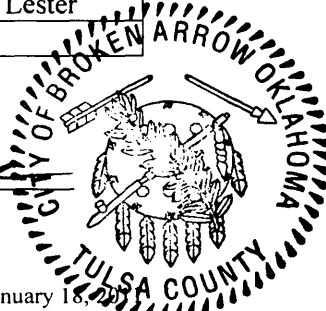
Motion:	Move to authorize Staff to draft an agreement with the International Association of Fire Fighters (IAFF) for fiscal year 2011 to be presented at the next City Council Meeting
Motion by:	Craig Thurmond
Second by:	Richard Carter
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

15. **Adjournment**

Section Minutes: The meeting adjourned at approximately 7:09 p.m.

Motion:	Move to adjourn
Motion by:	Wade McCaleb
Second by:	Jill Norman
Ayes:	Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Mayor 
Broken Arrow City Council

Attest:

City Clerk


Mayor Lester reconvened the regular Council meeting at approximately 6:54 p.m.

Mayor Lester returned to item 9B.

At approximately 6:55 p.m., Mayor Lester asked for a motion to take a short break in order to clear the room prior to entering into Executive Session.

Motion: Move to take a recess prior to entering into Executive Session

Motion b Wade McCaleb

Second b Jill Norman

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Mayor Lester reconvened the regular session of the City Council meeting at approximately 6:58 p.m.

Motion: Move to enter into Executive Session

Motion b Craig Thurmond

Second b Wade McCaleb

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

14. Executive Session for the purpose of confidential communications between the City Council, the City Manager, the City Attorney, and the Human Resources Director for the purpose of discussing settlement negotiations with the IAFF, under 25 O.S. 307(B)(2) and taking appropriate action in open session. 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 negotiation 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.

Mayor Lester reconvened the regular session of the City Council meeting at approximately 7:08 p.m., and the room was opened for those in attendance.

Motion: Move to authorize Staff to draft an agreement with the International Association of Fire Fighters IAFF) for fiscal year 2011 to be presented at the next City Council Meeting

Motion b Craig Thurmond

Second b Richard Carter

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: fNone

15. Adjournment

Mayor

Section Minutes: The meeting adjourned at approximately 7:09 p.m.

Motion: Move to adjourn

Motion b Wade McCaleb

Second b Jill Norman

Ayes: Jill Norman, Wade McCaleb, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

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Attest:

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