

**BROKEN ARROW CITY COUNCIL
MINUTES
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
June 6, 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: Chaplain Richard Manganero delivered the invocation.

3. Roll Call

Present:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Absent:	None

4. Pledge of Allegiance to the Flag

Section Minutes: Councilor Norman led the Pledge of Allegiance to the Flag.

5. Consideration of Consent Agenda

Section Minutes: Mayor Lester said Items C, D, and G needed to be pulled from the Consent Agenda. He then asked if there were any other items to be removed; there being none, he asked for a motion.

Motion:	Move to approve the Consent Agenda with the exception of Items 5C, 5D, and 5G
Motion by:	Craig Thurmond
Second by:	Jill Norman
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- A. Approval of meeting minutes of May 17, 2011
- B. Acceptance of minutes of the Planning Commission meeting held May 12, 2011
- C. Ratify Proclamation declaring that Fields 15 and 16 at the Indian Springs Sports Complex be named the "Jim Cheatham Baseball Fields" in memoriam
- D. Ratify Proclamation congratulating the Broken Arrow Public Schools Tigers Baseball team for winning the 2011 6A State Baseball Championship
- E. Approval of termination of the Low Impact Development Committee
- F. Approval of and authorization to execute Budget Amendment Number 12 for Fiscal Year 2011
- G. Approval of Resolution No. 701 a Resolution of Necessity to condemn property located in the West Half of the Southeast Quarter (W/2 SE/4) of Section Two (2), Township Eighteen (18) North, Range Sixteen (16) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma (36197 East 71st Street South, Broken Arrow, Wagoner County, Oklahoma - Water Supply Improvements)
- H. Approval of and authorization to execute a contract renewal with ONEOK for third party gas supply ("Exhibit A" NOMINATION ORDER)

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Present: Parks,

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Absent: N

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4. Pledge of Allegiance to the Flag

Section Minutes: Councilor Norman led the Pledge of Allegiance to the Flag.

5. Consideration of Consent Agenda

Section Minutes: Mayor Lester said Items C, D, and G needed to be pulled from the Consent Agenda. He then asked if there were any other items to be removed; there being none, he asked for a motion.

Motion: Move to approve the Consent Agenda with the exception of Items SC, SD, and 5G

Motion b Craig Thurmond

Second b Jill Norman

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

Nays: None

A. Approval of meeting minutes of May 17, 2011

B. Acceptance of minutes of the Planning Commission meeting held May 12, 2011

C. Ratify Proclamation declaring that Fields 15 and 16 at the Indian Springs Sports Complex be named the Jim Cheatham Baseball Fields" in memoriam

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East of the Indian Base and Meridian, Tulsa County, State of Oklahoma 36197 East 71st Street South, Broken Arrow, Wagoner County, Oklahoma Water Supply Improvements)

H. Approval of and authorization to execute a contract renewal with ONEOK for third party gas supply Exhibit

A" NOMINATION ORDER)

Broken Arrow City Council Page 1 of 7
June 6, 2011

- I. Receive annual update information on quotes for HVAC and electrical service contractors
- J. Approval of bids received and award of the most advantageous bid to GT Distributors for the purchase of police car prisoner transports and gun rack
- K. Approve bids received, award of the most advantageous and authorization to execute an unencumbered construction contract to Earth Smart Construction, Inc., for Portland Cement Concrete Street Repairs
- L. Approval of BAZ 1865, 2.47 acres, RM, CG, and PUD 40 to CG, about 900 feet west of 9th Street (Lynn Lane/177th E. Avenue), north of Albany Street (61st Street) on the northeast corner of 7th Street and Albany Street
- M. Approval of Final Acceptance for Public Improvements at Eagle Ridge Village, Phase I, located at N. Elm Pl. and Albany St.
- N. Approval of Final Acceptance for Public Improvements at Eagle Ridge Village, Phase II, located at N. Elm Pl. and Albany St.
- O. Acceptance of a General Warranty Deed located approximately 1,980 feet North and 1,320 feet East of the intersection of E Kenosha St and North Lone Star Road, property situs is 35941 E 71 St South. The General Warranty Deed is from Joe J. Kinzer, a single person (Sec 2 T18N R16E)(Project: Water Supply Improvements #075036)
- P. Acceptance of a General Warranty Deed located approximately 2,640 feet North and 2,640 feet east of the intersection of East Kenosha and North Lone Star Road, property situs is 36503 E 66th St So. The General Warranty Deed is from Juel and Doilene Asher (Sec 2 T18N R16E)(Project: Water Supply Improvements #075036)
- Q. Acceptance of a Temporary Construction Easement located in the east ten (10) feet of Lot 7 Block 45 and the south ten (10) feet of Lots 5 and 6 according to the plat of the original town of Broken Arrow, OK, situated at 209 East Commercial Street, Broken Arrow. The Temporary Construction Easement is from Sandy and Susan Flores.
- R. Approval of the Claims List

6. Consideration of Items Removed from Consent Agenda

5G. Approval of Resolution No. 701 a Resolution of Necessity to condemn property located in the West Half of the Southeast Quarter (W/2 SE/4) of Section Two (2), Township Eighteen (18) North, Range Sixteen (16) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma (36197 East 71st Street South, Broken Arrow, Wagoner County, Oklahoma - Water Supply Improvements)

Item Minutes: Mayor Lester asked for a motion to table Item 5G.

Motion:	Move to table Item 5G until the next meeting
Motion by:	Richard Carter
Second by:	Jill Norman
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

The Mayor returned to items 5C and 5D.

5C. Ratify Proclamation declaring that Fields 15 and 16 at the Indian Springs Sports Complex be named the "Jim Cheatham Baseball Fields" in memoriam

Item Minutes: Councilor Parks then explained that he felt Item 5C deserved a separate motion by the Council. As one who knew Jim Cheatham, he said Mr. Cheatham was always involved with the youth of Broken Arrow. Councilor Parks said he wanted to compliment him and the work he did, and also expressed appreciation to the

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- Item Minutes: Mayor Lester asked for a motion to table Item 5G.
- Motion: Move to table Item 5G until the next meeting
- Motion b Richard Carter
- Second b Jill Norman
- Ayes: Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
- Nays: None
- The Mayor returned to items 5C and 5D.
- 5C. Ratify Proclamation declaring that Fields 15 and 16 at the Indian Springs Sports Complex be named the Jim Cheatham Baseball Fields" in memoriam
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Mayor in naming these fields after Mr. Cheatham. Mayor Lester said he, too, knew Jim Cheatham, and said he was one of the original organizers of youth baseball years before he became a City employee.

Motion:	Move to ratify the proclamation that the Mayor presented and that Fields 15 and 16 be named the "Jim Cheatham Baseball Fields"
Motion by:	Johnnie Parks
Second by:	Richard Carter
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

5D. Ratify Proclamation congratulating the Broken Arrow Public Schools Tigers Baseball team for winning the 2011 6A State Baseball Championship

Item Minutes: Councilor Parks then explained that he felt that Item 5D also deserved public acknowledgment and described it as a great task, adding that the whole youth organization is what keeps Broken Arrow a healthy community; he also stated his desire to publically compliment the Broken Arrow Tigers Baseball Team. Mayor Lester said he had the honor of presenting the Proclamation at their banquet.

Motion:	Move to ratify the Proclamation congratulating the Tiger Baseball Team for their State Championship
Motion by:	Johnnie Parks
Second by:	Jill Norman
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

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

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

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

Section Minutes: Mayor Lester said no one signed up to address the Council except on specific items of General Council Business.

9. General Council Business

A. Approval of PUD 98A, Sterling House/Clare Bridge, 9.32 acres, one-third mile south of New Orleans Street (101st Street), east of Aspen Avenue (145th East Avenue) at 4001 South Aspen Avenue

Item Minutes: City Planner Farhad Daroga said this item is a request for a major amendment to PUD 98 and pertains to the Sterling House assisted living facility south of New Orleans Street on the east side of Aspen Avenue. Mr. Daroga said Sterling House has applied to add a second building to their property, and the Planning Commission recommends approval with all the listed conditions. He said several homeowners from the adjoining Silvertree Addition have expressed concerns regarding the growth in this area, and have requested that this expansion be located on a different part of the property; however, Mr. Daroga explained that these other areas are designated for stormwater detention and future additional expansion by Sterling House. Councilor Parks asked if the street south of the property will remain a stub street, and Mr. Daroga said although it may serve as an emergency point of access if needed, it will remain a dead-end, closed street.

Bob Gummer of PDC Midwest, Inc., architect and construction manager representing the owner, then addressed the Council. He described the proposal as a continuation of a long-range plan that occurred some time ago, and detailed efforts that have been made to ascertain and address the concerns of neighboring residents. He then offered to answer questions. Councilor Thurmond asked Mr. Gummer if his client agreed with the conditions set by the Planning Commission, and Mr. Gummer said yes. Mayor Lester and Councilor Norman asked Mr. Gummer to confirm that only three residents attended a public hearing regarding this expansion, although around 560 were notified; Mr. Gummer did so.

Mayor in naming these fields after Mr. Cheatham. Mayor Lester said he, too, knew Jim Cheatham, and said he was one of the original organizers of youth baseball years before he became a City employee.

Motion: Move to ratify the proclamation that the Mayor presented and that Fields 15 and 16 be named the Jim Cheatham Baseball Fields"

Motion b Johnnie Parks

Second b Richard Carter

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

Nays: None

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Motion: Move to ratify the Proclamation congratulating the Tiger Baseball Team for their State Championship

Motion b Johnnie Parks

Second b Jill Norman

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

Nays: None

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

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

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

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General Council Business

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Broken Arrow City Council Page 3 of 7 June 6, 2011

Mr. H. Keith Hays, a resident of a house directly affected by this development, then addressed the Council. He expressed concerns regarding a reduction in property values for himself and his neighbors and concerns about security issues related to residents of the new Sterling House facility for Alzheimer's patients. In response to a couple of question from Mayor Lester, Mr. Hayes said he has lived at this residence for three or four years, and he did not check on the zoning on the Sterling House property prior to purchasing his home. Based on his experience in the construction and real estate business, Mayor Lester stated that facilities such as this do not impact residential values. Mayor Lester also pointed out that this property has been zoned for this purpose for a number of years. Councilor Carter then addressed Mr. Hayes' safety concerns by stating that Alzheimer's facilities are very careful to secure their facilities for the safety of their patients.

Councilor Parks then asked Mr. Daroga to confirm that the PUD does not restrict development to an Alzheimer's facility, and Mr. Daroga confirmed that fact.

Motion:	Move to approve PUD98A with Staff recommendations
Motion by:	Craig Thurmond
Second by:	Richard Carter
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- B. Consideration and possible approval of variance to Section 10-3 of the Broken Arrow Code to allow Heritage United Methodist Church to operate and sell fireworks during the 2011 firework season

Item Minutes: City Manager Dave Wooden said the Heritage United Methodist Church on Kenosha has requested this variance to allow them to sell fireworks inside the City. He said no variances have been allowed since this code was adopted, and on that basis staff recommends that the request for variance be denied. Councilor Parks asked for clarification on the codes regarding setting off fireworks within the City, and Mr. Wooden confirmed that such activity is allowed with a permit.

Mr. Stacy Rushing, a member of Heritage United Methodist Church, then addressed the Council, stating that the Church is looking for new ways to raise funds while reaching out to the community. Councilor Norman asked where the church is located, and Mr. Rushing said it was on 71st Street just east of the Indian Nations Turnpike. Mayor Lester and Councilor Carter expressed sympathy for the Church's desires, but described the problems that would ensue if the City granted an exception to this ordinance.

Motion:	Move to deny the request of Heritage United Methodist Church to operate a fireworks stand
Motion by:	Richard Carter
Second by:	Jill Norman
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- C. Consideration and possible approval of Resolution No. 699 designating the support of the City of Broken Arrow for favorable treatment to be given for a Low Income Housing Tax Credit Award under the Oklahoma Affordable Housing Tax Credit Program for the proposed Oakland Place located north of the intersection of Elder Place and West Oakland Place in the City of Broken Arrow

Item Minutes: City Manager Dave Wooden said the Oakland Place Limited Partnership is proposing to construct a senior living facility to be called Oakland Place, to be located just north of their existing facility at the intersection of Elder Place and West Oakland Place. He said the existing facility, Kenosha Landing, was also a Low Income Tax Credit Award project, and they have done an excellent job with that facility. Councilor Thurmond asked if this facility would be for residents age 62 and older, and Mr. Wooden confirmed that.

Motion:	Move to approve Resolution Number 699 and authorize its execution
Motion by:	Jill Norman
Second by:	Richard Carter
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Mr. H. Keith Hays, a resident of a house directly affected by this development, then addressed the Council. He expressed concerns regarding a reduction in property values for himself and his neighbors and concerns about security issues related to residents of the new Sterling House facility for Alzheimer's patients. In response to a couple of question from Mayor Lester, Mr. Hayes said he has lived at this residence for three or four years, and he did not check on the zoning on the Sterling House property prior to purchasing his home. Based on his experience in the construction and real estate business, Mayor Lester stated that facilities such as this do not impact residential values. Mayor Lester also pointed out that this property has been zoned for this purpose for a number of years. Councilor Carter then addressed Mr. Hayes' safety concerns by stating that Alzheimer's facilities are very careful to secure their facilities for the safety of their patients. Councilor Parks then asked Mr. Daroga to confirm that the PUD does not restrict development to an Alzheimer's facility, and Mr. Daroga confirmed that fact.

Motion: Move to approve PUD98A with Staff recommendations

Motion b Craig Thurmond

Second b Richard Carter

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

Nays: None

B. Consideration and possible approval of variance to Section 10-3 of the Broken Arrow Code to allow Heritage United Methodist Church to operate and sell fireworks during the 2011 firework season

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Motion: Move to deny the request of Heritage United Methodist Church to operate a fireworks stand

Motion b Richard Carter

Second b Jill Norman

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

Nays: None

C. Consideration and possible approval of Resolution No. 699 designating the support of the City of Broken Arrow for favorable treatment to be given for a Low Income Housing Tax Credit Award under the Oklahoma Affordable Housing Tax Credit Program for the proposed Oakland Place located north of the intersection of Elder Place and West Oakland Place in the City of Broken Arrow

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Motion: Move to approve Resolution Number 699 and authorize its execution

Motion b Jill Norman

Second b Richard Carter

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

Nays: None

Broken Arrow City Council Page 4 of 7 June 6, 2011

- D. Consideration of and possible approval of allocation of Tax Increment Financing (TIF) Funds as recommended by the Downtown Advisory Board

Item Minutes: City Manager Dave Wooden said the Downtown Advisory Board has looked at the Tax Increment Financing District funding for the downtown area in response to requests from the community to know how these funds would be allocated. He reminded the Council that this is both an ad valorem tax and a sales tax, and said the current recommendation from the Board is to set aside 2.5 million for public improvements, 3 million for property and structure acquisition, and 500,000 for incentive financing.

Motion:	Move to approve the attached allocation of Tax Increment Financing funds for the downtown area
Motion by:	Craig Thurmond
Second by:	Richard Carter
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- E. Consideration of, possible approval of and authorization to issue a Request for Proposals (RFP) seeking a consultant for the branding of the Downtown area of the City of Broken Arrow as recommended by the Downtown Advisory Board

Item Minutes: City Manager Dave Wooden reminded the Council that the Downtown Advisory Board forwarded a recommendation to the Council to set up a naming and sales program for the downtown area; Council then returned it to them with a request to put together and approve a Request for Proposals to hire an outside firm to take care of the branding and to set up an advertising and operations program for the downtown area. He said after proposals are reviewed they will be presented to Council and a funding source will also be presented at that time. Mr. Wooden then said staff recommends that Council approve the attached request for proposals. Mayor Lester asked about the timing of this process, and Mr. Wooden said the timeframe has been extended to take into account the summer vacation season. In response to a question from Councilor Parks, Mr. Wooden confirmed that although this branding process will begin with the downtown area, with Council's approval at some future date it will extend to the City as a whole.

Motion:	Move to approve the attached request for the proposal to select a consultant for the branding of the downtown area of the City of Broken Arrow
Motion by:	Richard Carter
Second by:	Johnnie Parks
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

- F. Consideration and possible approval of the renewal contract with Blue Cross Blue Shield of Oklahoma to provide third party administration and re-insurance protection for the employee health and dental plan for fiscal year 2011-12

Item Minutes: This item was withdrawn from the agenda. No action was required or taken.

- G. Consideration and possible approval of a contract with Mutual Assurance Administrators, Inc to provide third party administration and HM Insurance Group to provide re-insurance protection for the employee health and dental plan for fiscal year 2011-12

Item Minutes: Human Resources Director Russell Gale said this item is to select a third-party administrator and re-insurer for the employee health and dental plan for Fiscal Year 2012. He said the Fact Sheet included in the Agenda Packet contains background information summarizing how the plan operates, how long the City has been doing it, and who presently manages the plan. Mr. Gale explained that in March, proposals were solicited to see if the current plan's fees and re-insurance fees were competitive; through that process as well as a detailed review, the conclusion has been reached that Mutual Assurance Administrators is the best choice to administer the plan for the coming year, and that HM Group is the best choice for re-insurance coverage. He added that about 90% of plan assets go to pay

D. Consideration of and possible approval of allocation of Tax Increment Financing (TIF) Funds as recommended by the Downtown Advisory Board

Item Minutes: City Manager Dave Wooden said the Downtown Advisory Board has looked at the Tax Increment Financing District funding for the downtown area in response to requests from the community to know how these funds would be allocated. He reminded the Council that this is both an ad valorem tax and a sales tax, and said the current recommendation from the Board is to set aside 2.5 million for public improvements, 3 million for property and structure acquisition, and 500,000 for incentive financing.

Motion: Move to approve the attached allocation of Tax Increment Financing funds for the downtown area

Motion b Craig Thurmond

Second b Richard Carter

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

Nays: None

E. Consideration of, possible approval of and authorization to issue a Request for Proposals (RFP) seeking a consultant for the branding of the Downtown area of the City of Broken Arrow as recommended by the Downtown Advisory Board

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Motion: Move to approve the attached request for the proposal to select a consultant for the branding of the downtown area of the City of Broken Arrow

Motion b Richard Carter

Second b Johnnie Parks

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

Nays: None

F. Consideration and possible approval of the renewal contract with Blue Cross Blue Shield of Oklahoma to provide third party administration and re-insurance protection for the employee health and dental plan for fiscal year 2011-12

Item Minutes: This item was withdrawn from the agenda. No action was required or taken.

G. Consideration and possible approval of a contract with Mutual Assurance Administrators, Inc to provide third party administration and HM Insurance Group to provide re-insurance protection for the employee health and dental plan for fiscal year 2011-12

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June 6, 2011
Broken Arrow City Council Page 5 of 7

claims, so the greatest savings can be generated through fixed costs such as administrative fees and re-insurance premiums. Mr. Gale then detailed the financial considerations involved as well and presented the conclusion that the total fixed cost expenses with Mutual Assurance Administrators would be approximately \$512,000 while that of Blue Cross Blue Shield would be approximately \$575,000. Over a period of two years, he said the savings could go as high as \$150,000. Mr. Gale pointed out that the City has used Mutual Assurance Administrators before and has had a good working relationship with them. In terms of impact on the employee, he said the benefit structure would remain unchanged, but there would be a change in the network. Mr. Gale said the recommendation is to go with Mutual Assurance Administrators for the coming year, and with HM Group as the re-insurer.

Councilor Thurmond asked how employee's premiums would be impacted; Mr. Gale answered that although the final details are not yet available, he expects a slight increase in premium costs over the current rate. City Manager Dave Wooden reminded the Council that employees pay a set percentage of the cost, and said that percentage will remain the same. In response to a question from Mayor Lester, Mr. Gale said in some cases an employee's current doctor may not be in the new network, and added that Southcrest Hospital is not in the new network.

Motion:	Move to approve and authorize execution of a contract with Mutual Assurance Administrators to provide third-party administration service, and to approve and authorize execution of a contract with HM Insurance Group to provide re-insurance protection for the employee health and dental plan for Fiscal Year 2011-2012
Motion by:	Craig Thurmond
Second by:	Jill Norman
Ayes:	Johnnie Parks, Jill Norman, 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. 3164, an ordinance partially closing a utility easement dedicated to the public located on Lot 1 Block 2, approximately one half mile north of Washington Street (91st Street South) and on the east side of South Garnett Road, in The Villages at Wood Creek III, a subdivision in the City of Broken Arrow, Tulsa County, Oklahoma, according to the recorded plat thereof; and providing for reservation of rights within the closed easement (17 T18N R14E) (The Villages at Wood Creek)

Item Minutes: City Manager Dave Wooden said there have been no changes to this ordinance since it was previewed by the Council.

Motion:	Move to adopt Ordinance Number 3164
Motion by:	Jill Norman
Second by:	Richard Carter
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

13. Remarks and Inquiries by Governing Body Members

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

claims, so the greatest savings can be generated through fixed costs such as administrative fees and re-insurance premiums. Mr. Gale then detailed the financial considerations involved as well and presented the conclusion that the total fixed cost expenses with Mutual Assurance Administrators would be approximately \$512,000 while that of Blue Cross Blue Shield would be approximately \$575,000. Over a period of two years, he said the savings could go as high as \$150,000. Mr. Gale pointed out that the City has used Mutual Assurance Administrators before and has had a good working relationship with them. In terms of impact on the employee, he said the benefit structure would remain unchanged, but there would be a change in the network. Mr. Gale said the recommendation is to go with Mutual Assurance Administrators for the coming year, and with HM Group as the re-insurer.

Councilor Thurmond asked how employee's premiums would be impacted; Mr. Gale answered that although the final details are not yet available, he expects a slight increase in premium costs over the current rate. City Manager Dave Wooden reminded the Council that employees pay a set percentage of the cost, and said that percentage will remain the same. In response to a question from Mayor Lester, Mr. Gale said in some cases an employee's current doctor may not be in the new network, and added that Southcrest Hospital is not in the new network.

Motion: Move to approve and authorize execution of a contract with Mutual Assurance Administrators to provide third-party administration service, and to approve and authorize execution of a contract with IIM Insurance Group to provide re-insurance protection for the employee health and dental plan for Fiscal Year 2011-2012

Motion b Craig Thurmond

Second b Jill Norman

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

Na s: 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. 3164, an ordinance partially closing a utility easement dedicated to the public located on Lot I Block 2, approximately one half mile north of Washington Street 91st Street South) and on the east side of South Garnett Road, in The Villages at Wood Creek III, a subdivision in the City of Broken Arrow, Tulsa County, Oklahoma, according to the recorded plat thereof; and providing for reservation of rights within the closed easement 17 T18N R14E) The Villages at Wood Creek)

Item Minutes: City Manager Dave Wooden said there have been no changes to this ordinance since it was previewed by the Council.

Motion: Move to adopt Ordinance Number 3164

Motion b Jill Norman

Second b Richard Carter

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

Nays: None

13. Remarks and Inquiries by Governing Body Members

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

Broken Arrow City Council Page 6 of 7 June 6, 2011

At approximately 7:26 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:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Mayor Lester reconvened the regular Council meeting at approximately 7:33 p.m.

Mayor Lester then 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:	Richard Carter
Second by:	Craig Thurmond
Ayes:	Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester
Nays:	None

Mayor Lester reconvened the regular session of the City Council meeting at approximately 7:37 p.m.

Motion:	Move to enter into Executive Session
Motion by:	Jill Norman
Second by:	Craig Thurmond
Ayes:	Johnnie Parks, Jill Norman, 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 the CWA and IAFF employee union groups and fiscal year 2012 negotiations, under 25 O.S. §307(B)(2) and taking appropriate action in open session. 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.

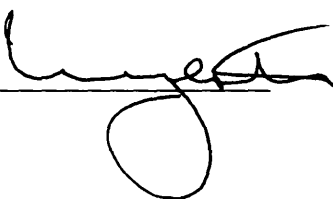
Mayor Lester reconvened the regular session of the City Council meeting at approximately 7:49 p.m., and the room was opened for those in attendance. He stated there were no motions to be made. No action was required or taken.

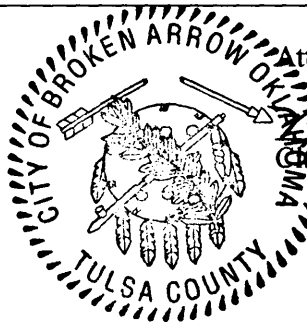
15. **Adjournment**


Section Minutes: The meeting adjourned at approximately 7:49 p.m.

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

Mayor



Attest:



City Clerk

At approximately 7:26 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: Johnnie Parks, Jill Norman, Richard Carter, Craig Thurmond, Mike Lester

Nays: None

Mayor Lester reconvened the regular Council meeting at approximately 7:33 p.m.

Mayor Lester then 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 Richard Carter

Second b Craig Thurmond

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

Nays: None

Mayor Lester reconvened the regular session of the City Council meeting at approximately 7:37 p.m.

Motion: Move to enter into Executive Session

Motion b Jill Norman

Second b Craig Thurmond

Ayes: Johnnie Parks, Jill Norman, 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 the CWA and IAFF employee union groups and fiscal year 2012 negotiations, under 25 O.S. 307(B)(2) and taking appropriate action in open session. 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 7:49 p.m., and the room was opened for those in attendance. He stated there were no motions to be made. No action was required or taken.

15. Adjournment

Section Minutes: The meeting adjourned at approximately 7:49 p.m.

Motion: Move to adjourn

Motion b Jill Norman

Second b Craig Thurmond

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

Nays: None

Broken Arrow City Council

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June 6, 2011