

**BROKEN ARROW CITY COUNCIL  
AGENDA  
COUNCIL CHAMBERS  
220 SOUTH FIRST STREET  
BROKEN ARROW, OKLAHOMA 74012  
September 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 corrected regular meeting minutes of August 3, 2010
  - B. Approval of regular meeting minutes of August 17, 2010
  - C. Acceptance of the minutes of Planning Commission meeting held August 12, 2010
  - D. Approval of and authorization to execute Budget Amendment Number 4 for Fiscal Year 2010-2011
  - E. Consideration and Possible Approval of Final Major Quantity Change MQ01 to Contract # ST0534A, Washington Street Widening, 1st Place to 9th Street
  - F. Consideration, possible approval of and authorization to execute a Contract with Tulsa County for Community Development Block Grant ("CDBG") PY2010 Social Services Funding
  - G. Approval of the 2011 One Voice Legislative Agenda
  - H. Approval of the Youth City Council Program and expenses for the school year 2010-2011
  - I. Consideration, possible approval of and authorization to execute a Professional Services Agreement with Scott B. Wood, Attorney at Law, of Wood, Puhl, & Wood, P.L.L.C.
  - J. Approval of and authorization to execute a Service agreement with Blackboard Connect-CTY
  - K. Consideration, possible approval of, and authorization to execute the City of Broken Arrow Youth Counseling Agreement
  - L. Consideration & Approval of a Use Agreement with the Broken Arrow Soccer Club
  - M. Approval of bids received, award of the most advantageous bid, and authorization to execute a construction contract for Fiber Optic Line Relocation at the Flight Safety Site on Tiger Hill, south of Kenosha Street and west of 9th Street
  - N. Approval of bids received, award of the most advantageous bid, and authorization to execute a construction contract for North 38th Street, north of Kenosha and west of the Creek Turnpike

- O. Approval of Bids Received and award of the Most Advantageous Bid for the purchase of three dump trucks
- P. Consideration of and possible approval of BACP 113, 0.71 acres, 1 lot, Level 2 to Level 6, one-quarter mile south of Kenosha Street (71st Street), one-quarter mile west of 9th Street (Lynn Lane/177th East Avenue) at 702 East Elgin Place
- Q. Consideration of and possible approval of BACP 114, 1.70 acres, 1 lot, Level 2 to Level 6, one-quarter mile south of Kenosha Street (71st Street), one-quarter mile west of 9th Street (Lynn Lane/177th East Avenue) at 710 East Elgin Place
- R. Consideration of and possible approval of BACP 115, 0.67 acres, 1 lot, Level 2 to Level 6, one-quarter mile south of Kenosha Street (71st Street), one-quarter mile west of 9th Street (Lynn Lane/177th East Avenue) at 808 East Elgin Place
- S. Consideration of and possible approval of SP 241, First Baptist Church, 0.52 acres, 1 lot, R-1, northeast corner of Elm Place (161st East Avenue) and Albany Street (61st Street)
- T. Consideration of and possible approval of SP 242, Broken Arrow Beauty College Expansion, 0.96 acres, 1 lot, CN, ¼ mile north of Houston Street (81st Street), west of Elm Place (161st East Avenue)
- U. Acceptance of a Temporary Construction Easement from Paul and Theda Anderson (S23 T18N R14E)(Project: Arrow Acres Sanitary Sewer Improvements)
- V. Acceptance of a Temporary Construction Easement from Gordon Fine (S23 T18N R14E)(Project: Arrow Acres Sanitary Sewer Improvements)
- W. Acceptance of a Temporary Construction Easement from John R. Koons Trust (S23 T18N R14E) (Project: Arrow Acres Sanitary Sewer Improvements)
- X. Acceptance of a Temporary Construction Easement from Bryan Payne (S6 T18N R15E) (Project: Woodstock Drainage Improve)
- Y. Acceptance of a Temporary Construction Easement from Donn and Grace Weber (S6 T18N R15E) (Project: Woodstock Drainage Improvements)
- Z. Acceptance of a Temporary Construction Easement from Storybook Properties, Inc (S23 T18N R14E)(Project: Arrow Acres Sewer Improvements)
- AA. Acceptance of a Temporary Construction Easement from Storybook Properties Inc (S23 T18N R14E) (Project: Arrow Acres Sanitary Sewer Improvements)
- BB. Acceptance of a Utility Easement from Storybook Properties, Inc (S23 T18N R14E) (Project: Arrow Acres Sanitary Sewer Improvements)
- CC. Acceptance of Utility Easement and Deed of Dedication located in a tract of land in the northwest quarter of Section Fourteen (14), Township Eighteen (18) North, Range Fourteen (14) East, in the City of Broken Arrow, County of Tulsa and State of Oklahoma(Project: BA Schools - Southside Elementary)
- DD. Acceptance of Utility Easement and Deed of Dedication located on Lot 5, Block 5, Sun City IV, and addition to the City of Broken Arrow, Wagoner County
- EE. Acceptance of Public Improvements for Park at Mission Hills
- FF. 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 the final statement of cost of improvements to the stormwater systems in Steeple Chase Farms and Amended Glen Eagles Subdivisions including cost of engineering, advertising, legal, right of way, easements and other expenses.
  - B. Consideration and possible approval of a request from the contractor for Main Street, Kenosha to El Paso, Mill and Overlay to work at night
  - C. Consideration and possible approval of the Adopt-a-Corner Program Policy
  - D. Consideration and possible approval of nomination of Betty Gerber for reappointment to the Convention and Visitors Bureau
  - E. Consideration and possible approval of nomination of Mark Frie for reappointment to the Convention and Visitors Bureau
  - F. Consideration and possible approval of nomination of Jeff Hewett for reappointment to the Convention and Visitors Bureau
- 10. City Manager's Report**
  - A. None
- 11. Preview Ordinances**
  - A. An ordinance amending Chapter 23, Article II, Section 23-88, which pertains to Careless driving; failure to devote full time and attention
- 12. Ordinances**
  - A. Adopt Ordinance no. 3121, the Land Subdivision Code, the first publication of the Land Subdivision Code as adopted by Ordinance No. 3121.
  - B. Adopt Ordinance no. 3122, an ordinance amending Article II, Section 3.7 of the Broken Arrow Code, Alarms
  - C. Adopt Ordinance no. 3123, an ordinance amending Chapter 16, Article III, Section 16-60.1 of the Broken Arrow Code pertaining to Authority to Confiscate Signs Located on Rights-of-Way; Reclamation Destruction; 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 between the City Council, the City Manager, and the City Attorney for the purpose of discussing the potential purchase and appraisal of real property located in the vicinity of Albany and Elm Place within the City of

Broken Arrow for a conference center and taking appropriate action in open session, under 25 O.S. §307(B)(3); litigation and offers of settlement and taking appropriate action in open session in City of Broken Arrow v. David A. Center, et al., Tulsa County District Court Case Number CJ-2007-07888; and City of Broken Arrow, Oklahoma v. Kenco Properties, L.L.C., et al., Tulsa County District Court Case Number CJ-2009-990, 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 City Council 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