

**BROKEN ARROW CITY COUNCIL SPECIAL MEETING MINUTES
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
December 23, 2009**

Time: Immediately following the Broken Arrow Municipal Authority meeting which began at 6:30 p.m.

1. Call to Order

Section Minutes: Mayor Lester called the special meeting of the City Council to order at 6:33 p.m. immediately following the Broken Arrow Municipal Authority meeting

2. Roll Call

Present:	Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester
Absent:	None

3. Pledge of Allegiance to the Flag

Section Minutes: Mayor Lester led the Pledge of Allegiance to the Flag.

4. General Council Business

- A. Consideration and possible approval of Resolution Number 635, a resolution approving action taken by the Broken Arrow Municipal Authority authorizing the issuance of its promissory note in the principal amount of \$4,000,000 to the Oklahoma Water Resources Board; ratifying and confirming a lease agreement and operation and maintenance contract and a security agreement between the City and the Authority and containing other provisions relating thereto

Item Minutes: Finance Director, Mr. Tom Caldwell, presented this item in accordance with the details contained in the Fact Sheet provided in the agenda packet.

Motion:	Move to approve Resolution Number 635, a resolution approving action taken by the Broken Arrow Municipal Authority authorizing the issuance of its promissory note in the principal amount of \$4,000,000 to the Oklahoma Water Resources Board; ratifying and confirming a lease agreement and operation and maintenance contract and a security agreement between the City and the Authority and containing other provisions relating thereto
Motion by:	Richard Carter
Second by:	Philip Tucker
Ayes:	Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester
Nays:	None

- B. Approval of License Agreement Pertaining to Future Street Improvements between AG Equipment Company and the City of Broken Arrow

Item Minutes: City Attorney, Ms. Beth Anne Wilkening, presented this item in accordance with the details contained in the Fact Sheet provided in the agenda packet.

Motion:	Move to approve License Agreement Pertaining to Future Street Improvements between AG Equipment Company and the City of Broken Arrow
Motion by:	Philip Tucker
Second by:	Richard Carter
Ayes:	Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester
Nays:	None

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Present:

Absent:

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Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester

None

3. Pledge of Allegiance to the Flag

Section Minutes: Mayor Lester led the Pledge of Allegiance to the Flag.

4. General Council Business

A. Consideration and possible approval of Resolution Number 635, a resolution approving action taken by the Broken Arrow Municipal Authority authorizing the issuance of its promissory note in the principal amount of \$4,000,000 to the Oklahoma Water Resources Board; ratifying and confirming a lease agreement and operation and maintenance contract and a security agreement between the City and the Authority and containing other provisions relating thereto

Item Minutes: Finance Director, Mr. Tom Caldwell, presented this item in accordance with the details contained in the Fact Sheet provided in the agenda packet.

Motion: Move to approve Resolution Number 635, a resolution approving action taken by the Broken Arrow Municipal Authority authorizing the issuance of its promissory note in the principal amount of 54,000,000 to the Oklahoma Water Resources Board; ratifying and confirming a lease agreement and operation and maintenance contract and a security agreement between the City and the Authority and containing other provisions relating thereto

Motion b Richard Carter

Second b Philip Tucker

Ayes: Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester

Nays: None

B.

Approval of License Agreement Pertaining to Future Street Improvements between AG Equipment Company and the City of Broken Arrow

Item Minutes: City Attorney, Ms. Beth Anne Wilkening, presented this item in accordance with the details contained in the Fact Sheet provided in the agenda packet.

Motion: Move to approve License Agreement Pertaining to Future Street Improvements between AG Equipment Company and the City of Broken Arrow

Motion b Philip Tucker

Second b Richard Carter

Ayes: Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester

Nays: None

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December 23, 2009

5. Ordinances

- A. Ordinance No. 3054 corrected - An ordinance partially closing a sewer line easement located on Lot 2 Tiger Plaza an addition to the City of Broken Arrow

Item Minutes: Ms. Wilkening presented this item in accordance with the details contained in the Fact Sheet provided in the agenda packet.

Motion:	Move to adopt Ordinance No. 3054 corrected - An ordinance partially closing a sewer line easement located on Lot 2 Tiger Plaza an addition to the City of Broken Arrow
Motion by:	Richard Carter
Second by:	Philip Tucker
Ayes:	Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester
Nays:	None

Motion:	Move to adopt the Emergency Clause for Ordinance No. 3054 corrected
Motion by:	Richard Carter
Second by:	Philip Tucker
Ayes:	Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester
Nays:	None

6. Remarks and Inquiries by Governing Body Members

Section Minutes: There were no remarks or comments.

7. Executive Session

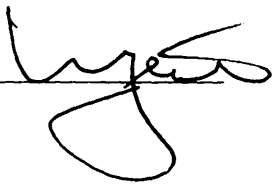
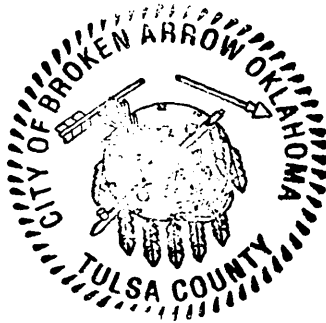
Section Minutes: None

8. Adjournment

Section Minutes: The meeting adjourned at 6:35 p.m.


Motion:	Move to approve
Motion by:	Richard Carter
Second by:	Craig Thurmond
Ayes:	Richard Carter, Craig Thurmond, Wade McCaleb, Philip Tucker, Mike Lester
Nays:	None

Mayor

Attest:

City Clerk



5. Ordinances

A. Ordinance No. 3054 corrected An ordinance partially closing a sewer line easement located on Lot 2 Tiger Plaza an addition to the City of Broken Arrow

Item Minutes: Ms. Wilkening presented this item in accordance with the details contained in the Fact Sheet provided in the agenda packet.

Motion: Move to adopt Ordinance No. 3054 corrected An ordinance partially closing a sewer line easement located on Lot 2 Tiger Plaza an addition to the City of Broken Arrow

Motion b Richard Carter

Second b Philip Tucker

Ayes: Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester

Nays: None

Motion: Move to adopt the Emergency Clause for Ordinance No. 3054 corrected

Motion b Richard Carter

Second b Philip Tucker

Ayes: Wade McCaleb, Craig Thurmond, Richard Carter, Philip Tucker and Mike Lester

Nays: None

6. Remarks and Inquiries by Governing Body Members

Section Minutes: There were no remarks or comments.

7. Executive Session

Section Minutes: None

8. Adjournment

Section Minutes: The meeting adjourned at 6:35 p.m.

Motion: Move to approve

Motion b Richard Carter

Second b Craig Thurmond

Ayes: Richard Carter, Craig Thurmond, Wade McCaleb, Philip Tucker, Mike Lester

Nays: None

Attest:

Mayor

Broken Arrow City Council Agenda Page 2 of 2 December 23, 2009