

**BROKEN ARROW CITY COUNCIL MINUTES**  
**February 10, 2009**

The Broken Arrow City Council met in special session in the City Hall Council Chambers on Tuesday, February 10, 2009, at 5:30 p.m.

**1. Call to Order**

**Section Minutes:** Mayor McCaleb called the meeting to order at the noted time of 5:30 p.m.

**2. Roll Call**

<b>Present:</b>	Philip Tucker, Craig Thurmond (arrived late), Richard Carter, Mike Lester, Wade McCaleb
<b>Absent:</b>	None

**3. Pledge of Allegiance to the Flag**

**Section Minutes:** Mayor McCaleb led those present in the Pledge of Allegiance to the Flag.

**4. General Council Business**

**Section Minutes:** Mayor McCaleb stated that there was a request that Item 4C be taken first while all the engineers could be present.

Vice Mayor Lester said he would recuse himself due to a conflict of interest and left the room.

<b>Motion:</b>	<b>Move to consider item 4C first.</b>
<b>Motion by:</b>	Richard Carter
<b>Second by:</b>	Philip Tucker
<b>Ayes:</b>	Philip Tucker, Richard Carter, Wade McCaleb
<b>Nays:</b>	None

- C. Consideration of and possible authorization for the City staff to begin the process of establishing an Assessment District for construction of a waterline and water system improvements along 140th E. Avenue from Florence Street (111th Street) extending approximately 1/2 mile south and prepare a preliminary design and cost estimate of potential improvements

**Item Minutes:** Vice Mayor Lester was not in the room for discussion of this item.

Mr. Kenny Schwab, Director of Engineering, presented this Item consistent with the Fact Sheet provided in the Agenda packet. He stated that this Item requests authorization for City staff to begin the process of establishing a Public Improvements Assessment District, including preliminary design and cost estimate. He said the Assessment District is for construction of a waterline and water system improvements along 140th East Avenue from Florence Street (111th Street) extending 1/2 mile south. He added that the proposed improvement would extend City water service to citizens in this area, enhance public safety through installation of fire hydrants and improve quality of service by providing a loop for the water system, as well as benefit to approximately 25 acres of adjoining properties along 140th E Avenue from Florence Street.

<b>Motion:</b>	<b>Move to authorize the City staff to begin the process of establishing an Assessment District for construction of a waterline and water system improvements along 140<sup>th</sup> East Ave from Florence Street extending approximately ½ mile south and prepare a preliminary design and cost estimate of potential improvements.</b>
<b>Motion by:</b>	Philip Tucker
<b>Second by:</b>	Richard Carter
<b>Ayes:</b>	Philip Tucker, Richard Carter, Wade McCaleb
<b>Nays:</b>	None

Vice Mayor Lester returned to the meeting immediately following the vote.

Councilman Craig Thurmond arrived at the meeting at 6:40 p.m.

A. Discussion and possible action regarding Jacobs Carter Burgess engineering report entitled Transportation Planning and Policy Review Recommendations

**Item Minutes:** Mr. Schwab presented this item consistent with the Fact Sheet contained in the Agenda packet. He also reviewed the engineering report as well as the recommendations made by staff. Mr. Schwab responded to Council questions regarding some of the road projects such as along 51st Street where ownership in areas includes City of Tulsa as well as Broken Arrow; and, questions about bike paths, sidewalks, and right-of-way needs for the various roadway types. He reviewed definitions in the report such as levels of service, and the different types of roads such as arterial connector, transitional arterial, and residential arterial.

City Manager, Jim Twombly, said the main question today is to ask if this plan meets with a vision of how the City's overall transportation plan for the future should look. He added that this plan has to fit with land use planning for the future because widening roads is expensive so the City should not be in a position of having to retrofit roads. He said the City and its citizens need to be proactive in trying to plan for needs in 2010 or 2015.

Councilman Thurmond said a lot of this planning effort is to consider and establish right-of-way requirements before development occurs. He said that by so doing, the City would be prepared as building occurs by having restrictions for right-of-way already in place. He added this process also allows developers to be informed as they plan projects, although he said the changes in future right-of-way requirements are not that great compared to current requirements.

Mr. Schwab said flexibility is the key to meeting future needs. He added that level of service review allows the opportunity to be flexible and meet changing needs. He said this plan provides a starting point.

<b>Motion:</b>	<b>Move to accept the final Transportation Planning and Policy Review and Recommendations document, and approve the proposed implementation plan for planning corridors and design.</b>
<b>Motion by:</b>	Mike Lester
<b>Second by:</b>	Richard Carter
<b>Ayes:</b>	Philip Tucker, Craig Thurmond, Richard Carter, Mike Lester, Wade McCaleb
<b>Nays:</b>	None

B. Discussion and possible action regarding 2004 Street Bond project design criteria

**Item Minutes:** Mr. Twombly said that this Item reviews various projects authorized by the 2004 Bond vote that were put on hold due to economic conditions. He said that Mr. Schwab would present this item. Mr. Schwab presented this item consistent with the Fact Sheet provided in the agenda packet. He explained that some projects approved in the 2004 Bond issue had to be put on hold due to rising costs such as cost of purchasing right-of-way, cost of concrete, labor, and fuel. Mr. Schwab next reviewed the specific project areas and the related issues such as modifying the project by widening only at intersections rather than an entire stretch of road, or consideration of cost reductions in building curb and gutter, especially if the curbs a gutters will need to be torn out later if the road should need to be widened, etc. In response to Council questions, Mr. Wooden added additional explanation regarding levels of service, costs of road expansion and need for bike paths in some areas.

Mr. Twombly said these projects were authorized by a vote of the people in the 2004 Bond issue. He said that if Council authorizes the design changes for these remaining eight projects, the next step is to refer the matter to the Legal Department for review of the design changes and determining whether these changes require going back for a vote of the people.

Vice Mayor Lester asked if this information would be made available to the public to inform them of the projects and changes. Mr. Twombly said that would be done.

<b>Motion:</b>	<b>Move to authorize the Staff to make the requested design changes on five remaining 2004 Street Bond projects, obtain a Legal review of the election requirement.</b>
<b>Motion by:</b>	Craig Thurmond
<b>Second by:</b>	Philip Tucker
<b>Ayes:</b>	Philip Tucker, Craig Thurmond, Richard Carter, Mike Lester, Wade McCaleb
<b>Nays:</b>	None

**5. Remarks and Inquiries by Governing Body Members**

There were no remarks or inquiries by governing body members.

**6. Executive Session**

There were no items to consider and no action was taken.

**7. Adjournment**

<b>Motion:</b>	<b>Move to adjourn.</b>
<b>Motion by:</b>	Mike Lester
<b>Second by:</b>	Richard Carter
<b>Ayes:</b>	Mike Lester, Richard Carter, Wade McCaleb, Philip Tucker, Craig Thurmond
<b>Nays:</b>	None

The meeting was adjourned at the noted time of 7:35 p.m.

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Mayor

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City Clerk

