

**BROKEN ARROW CITY COUNCIL  
AGENDA  
COUNCIL CHAMBERS  
220 SOUTH FIRST STREET  
BROKEN ARROW, OKLAHOMA 74012  
January 20, 2015  
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 meeting minutes of January 6, 2015
  - B. Acceptance of minutes of the Planning Commission meeting held December 18, 2014
  - C. Approval of and authorization to execute an Interlocal Cooperative Agreement between the City of Broken Arrow and Oklahoma Department of Capital Asset Management for the destruction of City hard drives
  - D. Approval of bids received and award of the most advantageous bid to Baysingers Police Supply for purchase of helmets, tactical headsets and accessories for the Police Department
  - E. Approval of bids received and award of the most advantageous bid to Bob Hurley Ford under the State Contract for the purchase of three (3) ½ ton two-wheel drive, extended cab pickups for the Police Department Animal Control Division
  - F. Approval of bids received and award of the most advantageous bid to Carter Chevrolet under the State Contract for the purchase of two (2) ½ ton, two-wheel drive, regular cab pickups for the Risk Management and Street Divisions
  - G. Approval of bids received and award of the most advantageous bid John Vance Motors under the State Contract for the purchase of one (1) ½ ton two-wheel drive, extended cab, pickup for the Code Enforcement Division
  - H. Approval of bids received and award of the most advantageous bid John Vance Motors under the State Contract for the purchase of two (2) ½ ton, four-wheel drive, crew cab pickups for the Street and Parks Departments
  - I. Approval of bids received and award of the most advantageous bid to Southwest Trailers and Equipment for the purchase of one salt brine applicator and production system
  - J. Approval of bids received and award of the most advantageous bid to Southwest Trailers and Equipment for the purchase of three sand spreaders
  - K. Approval of PT14-103, Conditional Final Plat, Bel Lago Phase II, 17 lots, 5.67 acres, A-1 to RS-3, one-quarter mile north of Houston Street, one-quarter mile west of Evans Road

L. Approval of PT14-107, Conditional Final Plat, The Icon at Broken Arrow, 1 lot, 11.31 acres, A-1 to RM/PUD 229 (Multi-family), southeast corner of Elm Place and Florence Street

M. 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 (No action may be taken on matters under this item)**

**9. General Council Business**

A. Consideration, discussion and possible acceptance of the City of Broken Arrow's Audit Report for Fiscal Year 2013-2014

B. Consideration, possible approval of and authorization to execute Resolution No. 869, a Resolution of the City Council of the City of Broken Arrow, Oklahoma in support of and calling for citizens to vote in the upcoming Broken Arrow Public Schools Bond Election on February 10, 2015

C. Consideration, discussion and possible action on lighting the Farmers Market Overflow Parking Lot, including direction to purchase and install lighting fixtures and make any related electrical improvements

**10. Preview Ordinances**

A. Consideration, discussion and possible preview of an ordinance amending the Broken Arrow Code of Ordinances by amending Chapter 20, Riot Prevention and Disaster Control, Section 20-4, Powers of mayor during state of emergency; specifically removing subsection (5) which regulates the possession of firearms during a state of emergency; repealing all ordinances to the contrary; and declaring an emergency

**11. Ordinances**

A. Consideration, discussion and possible adoption of Ordinance No. 3320, an ordinance closing a partial utility easement in Spring Creek of Broken Arrow, an Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma, generally located south of West Tucson Street and one eighth of a mile West of South Aspen Avenue; repealing all ordinances to the contrary; and declaring an emergency

B. Consideration, discussion and possible adoption of Ordinance No. 3321, an ordinance closing utility easements in part of Lot 1, Block 3, 61st Street Industrial Park, City of Broken Arrow, Tulsa County, State of Oklahoma, generally located one-quarter mile south of Albany Street and one-half mile west of Aspen Avenue (AG Industrial Park East); repealing all ordinances to the contrary; and declaring an emergency

C. Consideration, discussion and possible adoption of Ordinance No. 3322, an ordinance closing a utility easement in parts of Lots 5 and 6, Block 1, 61st Street Industrial Park, City of Broken Arrow, Tulsa County, State of Oklahoma, generally located approximately one-quarter mile south of Albany Street, one-half mile west of Aspen Avenue (AG Industrial Park East); repealing all ordinances to the contrary; and declaring an emergency

- D. Consideration, discussion and possible adoption of Ordinance No. 3323, an ordinance closing a utility easement located on Lots 8 and 9, Block 3, of Berwick Fairways II, a subdivision of the City of Broken Arrow, Tulsa County, Oklahoma, generally located one-half mile north of West Florence Street and east of South Mingo Road; repealing all ordinances to the contrary; and declaring an emergency
- E. Consideration, discussion and possible adoption of Ordinance No. 3324, an ordinance closing a right-of-way easement on property located in 61st Street Industrial Park, an addition to the City of Broken Arrow, Tulsa County, Oklahoma, a subdivision of part of Government Lot 2, of Section 4, Township 18 North, Range 14 East, City of Broken Arrow, Tulsa County, Oklahoma, generally located on North Hemlock Avenue in 61st Street Industrial Park; repealing all ordinances to the contrary; and declaring an emergency
- F. Consideration, discussion and possible adoption of Ordinance No. 3325, an ordinance closing a right-of-way easement on a tract of land being part of Williams Brothers Constructors Park Amended, an addition to the City of Broken Arrow, Tulsa County, a re-subdivision of Lot 1, Block 1, Williams Brothers Constructors Park and a subdivision of Part of Government Lot 2 and Part of the South Half of the Northeast Quarter of Section 4, Township 18 North, Range 14 East, Tulsa County, Oklahoma, generally located approximately one-quarter mile south of Albany Street, one-half mile west of Aspen Avenue (A.G. Industrial Park East); repealing all ordinances to the contrary; and declaring an emergency
- G. Consideration, discussion and possible adoption of Ordinance No. 3326, an ordinance amending Chapter 24, Water, Sewers and Sewage Disposal, Article III, Requirements for sewer service, Section 24-304, Determination of charge; specifically providing for a minimum monthly charge and a charge for metered water consumption established monthly and based upon the average metered water usage billed in the months of January, February, and March; repealing all ordinances to the contrary; and declaring an emergency
- H. Consideration, discussion and possible adoption of Ordinance No. 3327, an ordinance amending Chapter 16, Offenses, Sec. 16-10. - Furnishing of tobacco products to minors; Sec. 16-10.1. Purchase of tobacco products by minors; Sec. 16-10.2 - Notice to retail employees; signed acknowledgment; Sec. 16-10.3. - Limited access to cigarette vending machines; Sec. 16-10.4. - Distribution of tobacco product samples; Sec. 16-10.6. - No public access to tobacco, specifically expanding to include vapor products; Sec. 16-16. - Traffic collision resulting in injury or death or property damage exceeding certain amount; reports; confidentiality; prohibiting the examination or reproduction for commercial solicitation, specifically including a mandate required by State Statute to require law enforcement to forward collision report cases to the Department of Public Safety; Sec. 16-18. - False or bogus checks, etc., specifically amending to become in compliance with State Statute; Sec. 16-20. - Promiscuous distribution of handbills and circulars, specifically removing subsection (b) to become in compliance with rulings made by the United States Supreme Court; Sec. 16-28. - Possession of marijuana and controlled dangerous substances, specifically conforming definitions to State Statute; Sec. 16-29. - Harassing phone calls prohibited, specifically expanding to include all telecommunications and electronic communications; Sec. 16-32. - Requiring hotels, motels and boarding houses to maintain a register of all guests, allowing for access to the register, prohibiting certain conduct and providing penalties, specifically amending to become in compliance with State Statute; Repealing Sec. 16-43. - Escape from lawful confinement by prisoner, such prohibited act is a felony and is regulated by State Statute; and Repealing Sec. 16-48. - Firearms prohibited on public property; exceptions; such regulation is preempted by State Statute; repealing all ordinances to the contrary; and declaring an emergency

- I. Consideration, discussion and possible adoption of Ordinance No. 3328, an Ordinance amending the Broken Arrow Code of Ordinances by amending Chapter 24, Water, Sewers and Sewage Disposal, Article VII, Sewer service charges and rates, Repealing Section 24-701, Sanitary sewer flat service charge; repealing all ordinances to the contrary; and declaring an emergency
- J. Consideration, discussion and possible adoption of Ordinance No. 3329, an ordinance amending Chapter 14, Municipal Court; Article I, In general; Section 14-33, Judgment of guilty may direct imprisonment until fine and costs satisfied; working of prisoners, specifically amending the rate that a defendant shall be given for work performed to be credited to their outstanding fines owed as required by state statute; repealing all ordinances to the contrary; and declaring an emergency

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

**13. Remarks by Acting City Manager**

**14. Executive Session**

A. None

**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 relevant business.*

All cell phones and pagers must be turned OFF or operated SILENTLY during meetings.

Exhibits, petitions, pictures, etc., 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 \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
City Clerk