

**AMENDED AGENDA
BROKEN ARROW CITY COUNCIL**

**COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
October 2, 2012**

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 the meeting minutes of September 18, 2012
 - B. Acceptance of minutes of Planning Commission meeting held September 13, 2012
 - C. Approval of and authorization to execute Budget Amendment Number 4 for Fiscal Year 2012-2013
 - D. Approval of Workers' Compensation Court Order for Lisa Smith, Police Department Employee
 - E. Approval of and authorization to execute a Use Agreement between the City of Broken Arrow and the Broken Arrow Soccer Club (BASC) for use of the soccer fields at Indian Springs Sports Complex
 - F. Approval to purchase air conditioning/heating unit for inflatable shelter for the Fire Department with Wagoner County Funds
 - G. Approval to reject all bids for electrical work at the Military History Museum and specifically find that rejection is in the best interests of the citizens of Broken Arrow
 - H. Approval of bids received and award of the most advantageous bid to GT Distributors for the purchase of 32 patrol rifles and related accessories for the Police Department
 - I. Approve bids received, award the lowest and best bid, and approve and authorize execution of a construction contract with RJR Enterprises, Inc., for Jackson Park Sprayground
 - J. Approve bids received, award the lowest and best bid, and approve and authorize execution of a construction contract with Tri-Star Construction, LLC for Arrowhead Park Softball Fields
 - K. Approve bids received, award the lowest and best bid to Vance Brothers, Inc., and approve and authorize execution of a construction contract for Kenosha Street, 79th - 93rd Microsurfacing
 - L. Approval of BAZ 1882, 11.00 acres, A-IL to IL, one-half mile north of New Orleans Street (101st Street), one-third mile west of Evans Road (225th East Avenue) at 21900 East 96th Street

- M. Approval of BAZ 1883, 2.50 acres, R-1 to CN and FD, south of Washington Street (91st Street), one-eighth mile east of Garnett Road (113th East Avenue) at 11510 East 91st Street
- N. Approval of PT10-108, revised conditional final plat, Hillside Plaza, 17.23 acres, 9 lots, CH/PUD 207, north of the Broken Arrow Expressway (Highway 51), west of 9th Street (Lynn Lane/177th East Avenue)
- O. Acceptance of a General Warranty Deed located approximately 1320 feet south and 24.75 feet west of the East Houston Street (81st Street) & North Oneta Road (241st Street) intersection from Harvey H. Holt (Sec 16 T18N R15E)(Project #ST1208)(Oneta Road Improvements Houston Street to Washington Street)
- P. Acceptance of a General Warranty Deed located approximately 400 feet east and 24.75 feet south of the South Olive Avenue (South 129th East Avenue) and New Orleans Street (East 101st Street South) intersection from Perkins Development Corporation (Sec 28 T18N R14E)(New Orleans Street Roadway Improvements South Olive Avenue to South Aspen Avenue)
- Q. Approval of Final Acceptance for the Public Improvement for Indian Springs Baptist Church Water Line located at 7821 South Elm Place
- R. Approval of Final Acceptance for the Public Improvement for Lynn Wood Elementary Fire Hydrant and Water Line Extension located at 1600 West Quincy Street
- S. Approval of Final Acceptance for the Public Improvement for Shops at BA II, (Outlot 4) located at 1230 East Hillside Drive
- T. Approval of 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, discussion and possible approval of and authorization to execute an Employment Agreement with Thomas M. Moton, Jr.
- B. Consideration, discussion and possible approval to reschedule the City Council meeting from Tuesday, January 1, 2013 (New Year's Day) to Monday, December 31, 2012 (New Year's Eve) or to Wednesday, January 2, 2013
- C. Consideration and possible approval of nomination to reappoint Ms. Tiffani Bruton to the Convention and Visitors Bureau
- D. Consideration and possible reappointment of Ms. Michelle Guillory, Ms. TJ Voskuhl and Mr. Mark Frie to the Convention and Visitors Bureau
- E. Consideration and possible approval of appointment of Tonya Ellison to the Convention and Visitors Bureau

10. City Manager's Report

- A. None

11. Preview Ordinances

- A. Consideration, discussion and preview of an ordinance creating Chapter 6, Article X, Manufactured Housing Used as Dwellings, Section 6-262, General, Section 6-263 Existing manufactured homes and building service equipment, Section 6-264, Additions, alterations or repairs, Section 6-265, Existing installations, Section 6-266, Existing occupancy, Section 6-267, Maintenance, Section 6-268, Definitions, Section 6-269 Permits, Section 6-270 Application for Permit, Section 6-271 Permits issuance, Section 6-272 Fees, Section 6-273 Inspections, Section 6-274 Special Inspections, Section 6-275 Utility service, Section 6-276 Occupancy classification, Section 6-277 Location on property, Section 6-278 Design, Section 6-279 Manufacturer's installation instructions, Section 6-280 Foundation systems, Section 6-281 Skirting and perimeter enclosures, Section 6-282 Structural additions, Section 2-283 Building service equipment, Section 6-284 Exits, Section 6-285 Occupancy, fire safety and energy conservation standards, Section 6-286 Special Requirements for foundation systems, Section 6-287 Footings and foundations, Section 6-288 Pier construction, Section 6-289 Height of piers, Section 6-290 Anchorage installation, Section 6-291 Ties, materials and installation, Section 6-292 Mobile home, manufactured home, and modular housing permits of the Broken Arrow Code; repealing all ordinances to the contrary; and declaring an emergency
- B. Consideration, discussion and possible action on an ordinance amending Chapter 16, Article I, Section 16-22.1 of the Broken Arrow Code pertaining to Transporting a firearm improperly; repealing all ordinances to the contrary; and declaring an emergency
- C. Consideration, discussion and preview of an ordinance amending Section 4.1 of Zoning Ordinance No. 2931, Structure Heights Requirement, Industrial Zoning Districts, Chapter 4: Dimensional Standard, Section 4.1, Maximum Height, IL, IH.

12. Ordinances

- A. Consideration, discussion and possible adoption of Ordinance No. 3211 - Corrected an ordinance amending the Broken Arrow Code, Chapter 25, Stormwater Management, Article IV, Floodplain Development Requirements, Section 25-304, Basis for establishing the regulatory flood area and specifically addressing the Tulsa County "Flood Insurance Study," and reformatting this Section; providing for severability; repealing all ordinances in conflict therewith; and declaring an emergency
- B. Consideration, discussion and possible adoption of Ordinance No. 3213 amending Chapter 6, Buildings and Building Regulations, Article II, Building Code by revising Section 6-16 Adopted, Section 6-17 Amendments, Section 6-19 Inspection of work, Section 6-21 Construction standards for handicapped parking spaces, Section 6-23 Existing Building Code, Adopted, Section 6-24 Amendments, Sections 6-25 - 6-30 Reserved, Article IV Electrical Code, Division 2 Technical Regulations, Section 6-66 Adoption of National Electrical Code; amendments, Section 6-70 Receptacle and light fixture loading, Section 6-74 Wall switches required, Section 6-80 Exit lights, Article V Plumbing, Division 1 - Generally, Section 6-94 Plumbing code adopted, Section 6-95 Same Amendments, Article VI, Fuel Gas Code, Section 6-111, Application of article, Section 6-112 Amendments, Article VII Mechanical Code, Section 6-128 Adopted, Section 6-129 Amendments, of the Broken Arrow Code and specifically incorporating the standards and provisions of the Oklahoma Uniform Building Code Commission, making amendments to the Building Code, providing for the refund of fees , addressing congregate and residential living facilities, providing for plumbing top-out and mechanical overhead duct, designating the 2009 International Existing Building Code and providing for amendments, Reserving Sections 6-25 - 6-30, adopting of the National Electrical Code, addressing loading in multifamily developments, adopting the International

Plumbing Code, providing for the refund of fees, changing underground gas piping to fuel gas code, adopting the International Fuel Gas Code, and providing for amendments, adopting the International Mechanical Code and providing for amendments; repealing all ordinances to the contrary; and declaring an emergency

- C. Consideration, discussion and possible adoption of Ordinance No. 3214, an ordinance amending Chapter 7, Business Regulations and Licenses, Article XIII, Moving of Buildings or oversized loads, Section 7-320 Oversized load authorization to move and specifically providing for Police Department notification for Type B loads and establishing a fine; 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, and specifically to discuss settlement offers, (and taking appropriate action, including authority to settle, in open session) between the City Council, the Acting City Manager, and the City Attorney for the purpose of discussing Gregory Duane Stout v. City of Broken Arrow, Workers' Compensation Court Case Number 2011-13961R, and Genie Tilley v City of Broken Arrow, Oklahoma, Wagoner County District Court Case Number CJ-2011-266 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 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

**BROKEN ARROW MUNICIPAL AUTHORITY
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
October 2, 2012**

TIME: Immediately following the City Council Meeting which begins at 6:30 p.m.

- 1. Call to Order**
- 2. Roll Call**
- 3. Consideration of Consent Agenda**
 - A. Approval of the meeting minutes of September 18, 2012
 - B. Review of bids received and award the most advantageous bid to May Avenue Ford for the purchase of three (3) full size four wheel drive sport utility vehicles
 - C. Approval of bids received and award the most advantageous bid for the purchase of a Backhoe Loader with Jack Hammer for the Utilities Department
 - D. Acknowledge Oklahoma Department of Environmental Quality Permit No. SX000072120664 approving the City of Tulsa supplying water to Broken Arrow
 - E. Acknowledge receipt of Oklahoma Department of Environmental Quality Permit No. WL000072120482 to construct the Tulsa Waterline Connection
 - F. Approval of Claims List
- 4. General Authority Business**
 - A. None
- 5. Executive Session**
 - A. None
- 6. Adjournment**

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City Clerk

BROKEN ARROW ECONOMIC DEVELOPMENT AUTHORITY

AGENDA

**COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012**

October 2, 2012

TIME: Follows City Council meeting which begins at 6:30 p.m. and the Broken Arrow Municipal Authority meeting which follows City Council

1. Call to Order

2. Roll Call

3. Consideration of Consent Agenda

A. Approval of the meeting minutes of September 18, 2012

B. Approval of Claims List

4. General Authority Business

A. None

5. Executive Session

A. None

6. Adjournment

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