

**BROKEN ARROW CITY COUNCIL
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
September 20, 2011**

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 6, 2011
 - B. Acceptance of the minutes of the Planning Commission meeting held August 25, 2011
 - C. Approval of and authorization to execute Budget Amendment Number 4 for Fiscal Year 2011-2012
 - D. Consideration and possible approval of Resolution No. 714, a Resolution approving the architect/engineer selection for preliminary engineering for the 101st Street Corridor from Elm Place to State Highway 51
 - E. Acceptance of the property transfer of the Navy-Marine Corps Reserve Center located north of Kenosha Street and west of 9th Street to the City of Broken Arrow and authorize execution of the deeds subject to legal review
 - F. Declaration of soil material as surplus pursuant to an Earthwork Agreement with Sherwood Construction Co., Inc. and approval of and authorization to execute the Agreement for the site adjacent to the northwest leg of the Aspen-Creek Turnpike Interchange
 - G. Approval of and authorization to purchase a switch (computer hardware) to include redundant power supplies and a redundant supervisor engine for the Police Department
 - H. Approval of and authorization to declare as surplus and return current Interactive Voice Response server to Selectron Technology for trade-in on new server
 - I. Approval of BACP 120 and BAZ 1869, Russ Harper, 1.00 acre, 1 lot, Level 6 to Level 2, A-1 to RS-2, 1,000 feet south of the southwest corner of Evans Road (South 225th East Avenue) and Washington Street (91st Street)
 - J. Approval of conditional final plat, BattleCreek Veterinary Clinic, PT11-106, 2.35 acres, 2 lots, A-CH to CH/PUD 209, one-quarter mile south of Omaha Street (51st Street), west of Aspen Avenue (145th East Avenue)
 - K. Approval of Final Acceptance for the Public Improvement at Muscogee Creek Nation Housing Authority Residential Drainage located at 20925 E. 36th Street
 - L. 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 Downtown Streetscape Guidelines for Main Street Improvements and authorization for retention of an engineering firm to prepare construction drawings for presentation to the Downtown Advisory Board for review and to the City Council for approval
- B. Consideration and approval of request by Gatesway Foundation to accept a payment plan for platting fees associated with PUD 176 and approval of the final plat of the Gatesway Foundation Campus
- C. Consideration and possible approval of General Information and Inspection Checklists for One and Two Family Residential Construction
- D. Consideration and possible approval of Resolution No. 717, a Resolution of the Broken Arrow City Council approving and authorizing execution of a certain Economic Development Agreement by and among the Broken Arrow Economic Development Authority, The City of Broken Arrow and Dick's Sporting Goods, Inc.; designating representatives of the City of Broken for purposes of granting certain approvals and executing certain instruments as required under and in connection with said Agreements; containing other provisions relating thereto
- E. Consideration and possible approval of Resolution No. 716, a Resolution of the Broken Arrow City Council providing for a change in the boundaries of wards within the City of Broken Arrow and finding that said change is necessary due to the increase in the City's population and the disproportionality of the ward population
- F. Consideration of and possible approval for nomination of Jeff Hartman for reappointment to the Convention and Visitors Bureau
- G. Consideration of and possible approval for nomination of Patsy Terry for reappointment to the Convention and Visitors Bureau

10. City Manager's Report

- A. None

11. Preview Ordinances

- A. Consideration and possible approval of An Ordinance Amending the Broken Arrow Code, Chapter 2, Administration, Article I, In General, Section 2-1, Ward Boundaries and specifically providing for redistricting and defining the boundary lines of the four (4) wards of the City of Broken Arrow; Repealing all ordinances to the contrary; and declaring an emergency
- B. Consideration and possible approval of an Ordinance Amending the Broken Arrow Code, Chapter 12, Garbage and Other Refuse, Article II, Collection by the City; Section 12-25, Charges Generally; Minimum Rate Charge; Monthly Rates for Residential Customers and Specifically Increasing the Monthly Rates and Extra Charges; Repealing all ordinances to the contrary and providing for an effective date
- C. Consideration and possible approval of an Ordinance amending the Broken Arrow Code, Chapter 21, Article I, In General, Section 21-14, Streetlight Fee and, in particular, decreasing the Streetlight Fee; Repealing all ordinances to the contrary; and providing for an effective date
- D. Consideration and possible approval of an ordinance amending the Broken Arrow Code by amending Chapter 24, Water, Sewers and Sewage Disposal, Article VI, Water Service Charges and Rates, Sections 24-608 Water Rates and 24-609 Special Contract Rates Established, and specifically increasing the base charge water rate and special contract rates for water; repealing all ordinances to the contrary; and providing for an effective date
- E. Consideration and possible approval of an ordinance amending the Broken Arrow Code, Chapter 24, Water, Sewers and Storage Disposal, Article VII, Sewer Service Charges and Rates, Sections 24-704 Rates for

Sanitary Service Established and 24-707 Special Contract Rates Established, by increasing the charges made for sewer service; repealing all ordinances to the contrary; and providing for an effective date

- F. Consideration and possible approval of an ordinance amending the Broken Arrow Code, Chapter 25, Stormwater Management, Article VII, Stormwater and Floodplain Fee Schedules; Section 25-601, Stormwater Drainage System Service Charge and specifically increasing the charge establishing an effective date and Section 25-602, Fee-in-Lieu of detention rate; Repealing all ordinances to the contrary; and providing for an effective date

12. Ordinances

- A. Adopt Ordinance No. 3175, an amendment to the City of Broken Arrow Zoning Ordinance (No. 2931) amending Chapter 5, Development Standards, Section 5.4.K Off-street parking and loading and specifically regarding pavement of parking surfaces and driveways in residential and agricultural districts; repealing all ordinances to the contrary
- B. Adopt Ordinance No. 3176, an amendment to the City of Broken Arrow Zoning Ordinance (Ordinance No. 2931) amending Chapter 3, Use Regulations, Section 3.4 Temporary Uses and Structures and specifically providing for the use of temporary storage containers (POD-type containers)
- C. Adopt Ordinance No. 3177 amending Chapter 2, Article IX Employee Rules and Regulations, Section 2-152 of the Broken Arrow Code Pertaining to Vacation Leave and specifically providing for increased vacation after 14 years of service; 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 possible action in open session) between the City Council, the City Manager, and the City Attorney on matters pertaining to economic development in the area between Aspen and Elm Place and the Creek Turnpike and Tucson Street, including the transfer of property, financing and the creation of a proposal to entice businesses to locate within the City of Broken Arrow. The Council is hereby advised that the public disclosure of the subject businesses and the related matters to be discussed would violate the confidentiality of the businesses and would interfere in the development of products and services, under 25 O.S. §307(C)(10). After the conclusion of the confidential portion of executive session, the City 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 the City Council's business

All cell phones and pagers must be turned OFF or operated SILENTLY during 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 _____, 2011, at _____ a.m./p.m.

City Clerk

**BROKEN ARROW MUNICIPAL AUTHORITY
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
September 20, 2011**

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 6, 2011
- B. Approval of and authorization to execute Amendment No. 7 to agreement with HDR Engineering, Inc., for design of communications facilities at Verdigris River Water Plant and water towers
- C. Approval of bids received and award the most advantageous bid for the purchase of water line material and supplies for the old Highway 51 water line project
- D. Approval of the 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**

September 20, 2011

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 6, 2011

B. Declaration of soil material as surplus and authorization to dispose of it pursuant to an Earthwork Agreement with Sherwood Construction Co., Inc. and approval of and authorization to execute the Agreement for the site adjacent to the north legs of the Aspen-Creek Turnpike Interchange

C. Approval of the Claims List

4. Presentations, Status Reports, and General Discussion

A. None

5. General Authority Business Requiring Action

A. Consideration and possible approval of Resolution No. 715, a Resolution of the Broken Arrow Economic Development Authority approving and authorizing execution of a certain Economic Development Agreement by and among the Broken Arrow Economic Development Authority, The City of Broken Arrow and Dick's Sporting Goods, Inc., designating representatives of the Broken Arrow Economic Development Authority for purposes of granting certain approvals and executing certain instruments as required under and in connection with said Agreements; containing other provisions relating thereto

6. Public Comments Regarding Matters Related to Authority Business But Not On The Agenda (NOTICE: No action may be taken on items that are not on the meeting agenda)

7. Remarks and Inquiries by Authority Members

8. Executive Session

A. None

9. Adjournment

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