

**AMENDED
BROKEN ARROW CITY COUNCIL
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
August 7, 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 July 17, 2012
 - B. Approval of and authorization to execute Budget Amendment Number 2 for Fiscal Year 2012-2013
 - C. Approval of Community Development Block Grant ("CDBG") FY2012 Social Services Funding and Authorization to Execute Corresponding Social Services Contracts
 - D. Approval of and authorization to execute an Inter-local Agreement between the City of Broken Arrow and the Union School District for provision of one School Resource Officer
 - E. Receive update for Arrowhead Park Softball Complex Expansion Site Plan
 - F. Approval of and authorization to execute a services contract between the City of Broken Arrow and Broken Arrow Seniors, Inc. to provide educational, recreational, social and nutritional programs for senior citizens in the city of Broken Arrow
 - G. Approval of and authorization to execute a Use Agreement between the City of Broken Arrow and the Broken Arrow Historical Society for use of the Broken Arrow Historical Museum located at 400 South Main Street
 - H. Approval of and authorization to execute a Use Agreement between the City of Broken Arrow and the Broken Arrow Youth Football Association for use of the Nienhuis Park football fields for their youth football program
 - I. Approval and authorization to execute the City of Broken Arrow Golf Course Management Agreement Renewal
 - J. Approval of and authorization to execute a Gas Facilities Relocation Agreement with ONG for Aspen Avenue Widening from Tucson to Florence
 - K. Approval to declare a City owned motorcycle as surplus and authorize the unit to be disposed as scrap
 - L. Approval to declare the abandoned Reserve Center furniture surplus and authorize the disposal of those items under a renovation contract.

- M. Approval of extended construction work hours at the water plant for the Water Supply Improvements, Contract #075036
- N. Notification of Contracts, Change Orders, Quantity Changes and Work Orders with a value of less than \$25,000 on Engineering and Construction Contracts since the last City Council Meeting
- O. Approval of and authorization to execute Major Change Order MQ03 for Elm Place widening from Houston Street to Kenosha Street
- P. Approval of Major Quantity Change Order MQ01 for the "Turnpike" Portion of the Interchange at the Creek Turnpike and Aspen Avenue
- Q. Approval of Quantity Change Order Q01 for the "Aspen Street" Portion of the Interchange at the Creek Turnpike and Aspen Avenue
- R. Approval of bids received, award the lowest and best bid, and approval of and authorization to execute a construction contract with CEI, Incorporated, for Central Park Restroom
- S. Approval of BAZ 1880, 11.83 acres, R-1, R-3, and SP 3 and 55 to ON, one-quarter mile north of New Orleans Street (101st Street), east of Elm Place (161st E. Avenue)
- T. Approval of PT12-105, conditional final plat of Granite Works, 1 lot, 0.51 acres, CH/PUD 215, one-half mile north of Houston Street (81st Street), east of Elm Place (161st East Avenue)
- U. Acceptance of a General Warranty Deed given by Billy Don Lepp and Charlotte Sue Lepp, husband and wife
- V. Acceptance of a Utility Easement and Deed of Dedication located in a tract of land belonging to Jeffrey and Robyn Havener, of Wagoner County, located approximately one half mile north of Tucson Street (121st Street South) and east of 23rd Street (193rd East Avenue), Broken Arrow (NW/4 Section 31, T18N, R15E) ()
- W. Acceptance of a Utility Easement located approximately 815 feet north and 24.75 feet east of South 161st East Avenue (Elm Place) and east 51st Street (Omaha Street) intersection from Trinity Creek Properties, Inc., (Sec 26 T19N R14E)(Project #WL 1201)(Tulsa Waterline Connection)
- X. Acceptance of a Utility Easement located on a tract of land belonging to Indian Springs Baptist Church, located approximately one quarter mile north of Jasper Street (131st Street South) and just east of Elm Place (161st East Avenue)Broken Arrow (SW/4 S2 T17N R14E)
- Y. Acceptance of two Utility Easements located on a tract of land belonging to Broken Arrow Public Schools, located approximately one half mile west of 23rd Street (193rd East Avenue) and one quarter mile south of Albany Street (61st Street South) Broken Arrow (NE/4 S1 T18N R14E)
- Z. Acceptance of two Utility Easements located on a tract of land belonging to Jerry Ferguson, located just north of Kenosha Street (71st Street) and one quarter mile east of Elm Place (161st Street)Broken Arrow (SE/4 S2 T18N R14E)

AA. 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 general obligation projects for the next sale of bonds, the anticipated cost of which is \$12,000,000

B. Consideration, possible approval of and authorization to execute a First Amendment to an Economic Development Agreement between Broken Arrow Economic Development Authority, the City of Broken Arrow, and FlightSafety International, Inc. The Economic Development Agreement being amended was executed on May 26, 2010, pursuant to Broken Arrow Resolution Numbers 650 and 651.

C. Consideration, possible approval of and authorization to execute a First Amendment to a Lease Agreement between the City of Broken Arrow the Broken Arrow Economic Development Authority. The Lease Agreement being amended was executed on May 26, 2010, pursuant to Broken Arrow Resolution Numbers 650 and 651.

D. Consideration of bids received, award of the lowest and best bid to Helterbrand Builders, LLC, and authorization to execute a construction contract with Helterbrand Builders, LLC, for the Public Safety Complex

E. Consideration and possible approval of appointment of Councilor Jill Norman to represent the City of Broken Arrow as a Trustee on the Metropolitan Environmental Trust (M.e.t.)

10. City Manager's Report

A. None

11. Preview Ordinances

A. Consideration and possible approval of an Ordinance, not to be codified, hereby acknowledging the Arrow Acres Assessment District, Referring to the Assessment Roll as Confirmed, Providing for payment, Levying assessments in accordance with the Roll and declaring liens; and repealing all ordinances to the contrary

B. Consideration, discussion and possible action on an ordinance amending Chapter 7, In General, Article I, Section 7-2 of the Broken Arrow Code, License tax for itinerant merchants; and Chapter 7, Article I, In General, Section 7-3, Door-to-door solicitation; restrictions, registration, penalties; repealing all ordinances to the contrary; and declaring an emergency.

C. Consideration, discussion and possible action on an ordinance amending Chapter 23, Article I, Section 23-38 of the Broken Arrow Code to add Window Tinting; repealing all ordinances to the contrary; and declaring an emergency

D. An ordinance amending Chapter 6, Article II, by revising Section 6-22 Local registration of general contractors; Chapter 6, Article III.5, Section 6-36 Adopted; conflict with other regulations; Chapter 6, Article XI, Section 6-301 Permit fees; and Chapter 6, Article XI, Section 6-302 Building permit application fees (residential and commercial) of the Broken Arrow Code; repealing all ordinances to the contrary; and declaring an emergency

- E. An ordinance amending Chapter 10, Article I, by revising Section 10-1(a), (c) Life Safety Code, Section 10-2(10) Fire Protection Standards, Section 10-2.2(g) Multifamily with sprinkler system, Chapter 10, Article II, by revising Section 10-20(a) Powers and duties of Fire Chief, Sections 10-21-25 Placed in reserve, Section 10-27 Specialized Services; updating (a) Plan review: adding subsection (c) Fire Suppression and Fire Alarm Contractor Registration; adding subsection (d) Permit Required; adding subsection (e) Required Inspections. Chapter 10, Article III Section 10-51.C.2 Permits; repealing all ordinances to the contrary; and declaring an emergency

12. Ordinances

- A. None

13. Remarks and Inquiries by Governing Body Members

- 14. Executive Session for the purpose of confidential communications between the City Council, the Acting City Manager, and the City Attorney, and possible action in open session regarding pending litigation and offers of settlement and taking appropriate action in open session in Roger 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
August 7, 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 July 17, 2012
- B. Approval of and authorization to execute Financial Plan Adjustment Number 1 for Fiscal Year 2012-2013
- C. Approval of Change Order C-02 for Water Supply Improvements, Contract #075036
- D. Approval of bids received and award the most advantageous bid to Country Ford under the state contract for the purchase of a two mid-size all wheel drive sport utility vehicles for the Water Plant and Waste Water Plant Divisions of the Utilities Department
- E. Approval of bids received and award the most advantageous bid to J & R Equipment for the purchase of a sewer jet rodding truck to clear sewer lines for the Sewer Division of the Utilities Department
- F. Approval of Claims List

4. General Authority Business

- A. Approval of bids received and award the most advantageous bid to ATC Freightliner for the purchase of two Freightliner/McNeilus refuse trucks for the Sanitation Division of the General Services Department

5. Executive Session

- A. None

6. Adjournment

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City Clerk

AMENDED AGENDA
BROKEN ARROW ECONOMIC DEVELOPMENT AUTHORITY
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012

August 7, 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 July 17, 2012
- B. Approval of and authorization to execute Financial Plan Adjustment Number 1 for Fiscal Year 2012-2013
- C. Approval of Claims List

4. General Authority Business

- A. Consideration, discussion and possible approval of an Agreement between the Broken Arrow Economic Development Authority and the Broken Arrow Economic Development Corporation to coordinate, research and complete a comprehensive market and feasibility study for a Hotel/Conference Center to include the development of specifications, identification of potential developers and management firms, and compilation of a Final Report
- B. Consideration, discussion, and possible approval and authorization to execute a First Amendment to an Economic Development Agreement between Broken Arrow Economic Development Authority, the City of Broken Arrow, and FlightSafety International, Inc. The Economic Development Agreement being amended was executed on May 26, 2010, pursuant to Broken Arrow Resolution Numbers 650 and 651.
- C. Consideration, discussion, possible approval of and authorization to execute a First Amendment to a Lease Agreement between the City of Broken Arrow and the Broken Arrow Economic Development Authority. The Lease Agreement being amended was executed on May 26, 2010, pursuant to Broken Arrow Resolution Numbers 650 and 651
- D. Consideration, discussion, possible approval of and authorization to execute a First Amendment to a Sublease Agreement between the Broken Arrow Economic Development Authority and FlightSafety International, Inc. The Sublease Agreement being amended was executed on May 26, 2010, pursuant to Broken Arrow Resolution Number 651

5. Executive Session

- A. None

6. Adjournment

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