



**City of Broken Arrow**  
**Meeting Agenda**  
**Broken Arrow City Council**

*Mayor Debra Wimpee*  
*Vice Mayor Johnnie Parks*  
*Council Member Lisa Ford*  
*Council Member Justin Green*  
*Council Member David Pickel*

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**Monday, August 4, 2025**

**6:30 PM**

**Council Chambers**  
**220 South 1st Street**  
**Broken Arrow, OK**

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**1. Call to Order**

**2. Invocation**

**3. Roll Call**

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

**5. Consideration of Consent Agenda**

- A.     [25-1118](#)         Acknowledgement of upcoming out-of-state travel by City Council members
- B.     [25-20](#)             Approval of the City Council Special Meeting Minutes of July 14, 2025
- C.     [25-1084](#)         Approval of the Special Joint Meeting Minutes of the Broken Arrow City Council and Broken Arrow Municipal Authority of July 14, 2025
- D.     [25-990](#)             Acceptance of Planning Commission meeting minutes of June 26, 2025
- E.     [25-1102](#)         Acceptance of Planning Commission meeting minutes of July 10, 2025
- F.     [25-1124](#)         Approval of and authorization to execute Budget Amendment Number 30 for Fiscal Year 2025
- G.     [25-1117](#)         Approval of and authorization to execute Resolution No. 1673, a Resolution confirming the supplementation and publication of the City of Broken Arrow's Code of Ordinances
- H.     [25-1122](#)         Approval of and authorization to execute Resolution No. 1684, a Resolution authorizing the City Attorney to defend Jefferson Reynolds in the matter of Jonathan Warner v. City of Broken Arrow, et al. Case No. 25-cv-0019-GKF-JFJ, in the U.S. District Court for the Northern District of Oklahoma

- I. [25-1123](#) Approval of and authorization to execute Resolution No. 1685, a Resolution authorizing the City Attorney to defend Jacob Drain in the matter of Jonathan Warner v. City of Broken Arrow, et al. Case No. 25-cv-0019-GKF-JFJ, in the U.S. District Court for the Northern District of Oklahoma
- J. [25-217](#) Approval of and authorization to execute a lease agreement with Gordon Outdoor Advertising, LLC. to construct, maintain, and manage a billboard on City of Broken Arrow property (Project Number 2160220)
- K. [25-1036](#) Approval of and authorization to execute Agreement for Professional Consultant Services with Geodeca, LLC for Professional Surveying and Related Support Services associated with public works projects for the City of Broken Arrow (Project Number 2652040)
- L. [25-1003](#) Approval of and authorization to execute Amendment 1 to professional Consultant Agreement with Jacobs Engineering Group Inc. for the design and planning of the 2026 General Obligation Bond
- M. [25-1031](#) Approval of and authorization to execute Amendment 1 to Agreement for Professional Consultant Services with Kimley-Horn and Associates, Inc. for the Dallas Street Improvements from Main Street to 9th Street (Project Number ST25320)
- N. [25-1046](#) Approval of and authorization to execute an Order Form, and other necessary documents with NeoGov for a co-subscription for software and subscriptions through June 30, 2026
- O. [25-1096](#) Approval of and authorization to execute an agreement for automatic aid in fire protection, first response, dispatch, and mutual aid in fire protection and first response between the Oak Grove Fire Protection District and the City of Broken Arrow
- P. [25-1059](#) Approval of and authorization to execute a project agreement between the Oklahoma Department of Transportation and the City of Broken Arrow for the design and construction of the Broken Arrow: Shared Use Path along New Orleans Street from 1st Place South to the 9th Street intersection, Project No. ST26200; ODOT, Project No. J3-8767(004)IG, J/P No. 38767(04)(05)(06)(07)
- Q. [25-1060](#) Approval of and authorization to execute a project agreement between the Oklahoma Department of Transportation and the City of Broken Arrow for the design and construction of the Broken Arrow: Shared Use Path along 9th Street from Omaha Street to Albany Street, Project No. ST26190; ODOT, Project No. J3-8762(004)IG, J/P No. 38762(04)(05)(06)(07)

- R.**     [25-1057](#)     Approval of and authorization to execute Agreement, Gas Facilities Relocation, between Oklahoma Natural Gas and the City of Broken Arrow, along South Aspen Ave between West Tucson Street and West Jasper Street (Project Number ST2031)(ONG Phase 3 Relocations)
- S.**     [25-1055](#)     Approval of and authorization to execute Agreement, Gas Facilities Relocation, between Oklahoma Natural Gas and the City of Broken Arrow, for Project 2553230 - Salt Dome
- T.**     [25-1061](#)     Approval of and authorization to execute a temporary spillway improvement agreement between the Shenandoah Valley Property Owner's Association and the City of Broken Arrow
- U.**     [25-1032](#)     Notification of City Manager's and Assistant City Manager's execution of Professional Consultant Agreements and Amendments to an Agreement, as well as public Construction Contracts not subject to the Competitive Bid Act, with a Contract value of \$50,000 or less
- V.**     [25-1064](#)     Approval of and authorization to declare certain City owned vehicles and equipment as surplus and authorize the sale of those items at an online public auction
- W.**     [25-1054](#)     Approval of and authorization to amend agenda item 25-828 for Bid No. 25.156 Asphalt Materials to correct a scrivener's error in the vendor information for the designated backup bidder, correcting Greenhill Concrete to Millennial Asphalt
- X.**     [25-1073](#)     Approval of and authorization to execute the Tyler Technologies quote for ExecuTime Advanced Scheduling
- Y.**     [25-1108](#)     Approval of and authorization to purchase three (3) Stryker Lucas 3 Mechanical CPR devices from Stryker pursuant to the Oklahoma Statewide Contract
- Z.**     [25-1089](#)     Approval of and authorization to purchase of twelve (12) LifePak 35 Cardiac monitors, pursuant to Oklahoma Statewide Contract, and authorization to surplus and trade-in for a credit twelve (12) Lifepak 15 monitors for the Fire Department
- AA.**    [25-1058](#)     Approval of and authorization to purchase the Commvault Enterprise Solution through SHI, pursuant to the Oklahoma State Master Agreement
- AB.**    [25-1075](#)     Approval of and authorization to purchase one (1) Ford F-150 Extended Cab 4x4 from Vance Country Ford pursuant to the Oklahoma State purchasing contract SW035
- AC.**    [25-1042](#)     Ratification of Change Order No. 1 with Scissor Tail Construction LLC for the Broken Arrow Public Safety Complex (BAPSC) Fire Department Annex Building project (191711)

- AD.**     [25-1097](#)     Approval of PUD-002281-2025 (Planned Unit Development) and BAZ-002280-2025 (Rezoning), Aequitas, 11.72 acres, A-1 (Agricultural) to CH (Commercial Heavy), IL (Industrial Light), and RM (Residential Multifamily), located south of Tucson Street (121st Street), one-third mile west of Elm Place (161st E. Avenue)
- AE.**     [25-1035](#)     Approval of and authorization to execute Resolution No. 1678, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 2.0, consisting of 1,083.35 square feet of permanent Right-of-Way for Parcel 2.0, generally located west of Old Highway 51 and north of East Houston Street in Broken Arrow, Oklahoma, in the Southwest Quarter of Section 7, Township 18 North, Range 15 East, Tulsa County, Oklahoma, from Garden Farms, LLC, an Oklahoma limited liability company, for the Houston Street Improvements from 9th Street to Old Hwy 51, Parcel 2.0 (Project No. ST1926)
- AF.**     [25-1083](#)     Approval of and authorization to execute Resolution No. 1679, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 14.0, consisting of 7,651 square feet of permanent Right-of-Way located at 20940 East 45th Street South in Broken Arrow, Oklahoma, in the Northeast Quarter of Section 29, Township 19 North, Range 15 East, Tulsa County, Oklahoma, from Mary Elaine Akins for the 37th Street Roadway Widening from Omaha Street to Dearborn Street, Parcel 14.0 (Project No. ST21390)
- AG.**     [25-1115](#)     Approval of and authorization to execute Resolution No. 1681, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 2.0, consisting of 4,303 square feet of permanent Right-of-Way located at 4951 South 209th East Avenue in Broken Arrow, Oklahoma, in the Southwest Quarter of Section 29, Township 19 North, Range 15 East, Wagoner County, Oklahoma, from WH Investments II, LLC, for the 37th Street Roadway Widening from Omaha Street to Dearborn Street (Project No. ST21390)
- AH.**     [25-1112](#)     Approval of and authorization to execute Resolution No. 1682, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 29.0, consisting of 4,164 square feet of permanent Right-of-Way located at 9103 South Lynn Lane Road in Broken Arrow, Oklahoma, in the Northwest Quarter of Section 24, Township 18 North, Range 14 East, Tulsa County, Oklahoma, from Machmueller Family Trust, the owners, and authorization of payment in the amount of \$136,060.00 for the 9th Street widening from New Orleans Street to Washington Street, Parcel 29.0 (Project No. ST23280)

- AI.**     [25-1111](#)     Approval of and authorization to execute Resolution No. 1683, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 27.0, consisting of 4,164 square feet of permanent Right-of-Way located at 9227 South Lynn Lane Road in Broken Arrow, Oklahoma, in the Northwest Quarter of Section 24, Township 18 North, Range 14 East, Tulsa County, Oklahoma, from Machmueller Family Trust, the owners, and authorization of payment in the amount of \$25,530.00 for the 9th Street widening from New Orleans Street to Washington Street, Parcel 27.0 (Project No. ST23280)
- AJ.**     [25-1033](#)     Acceptance of a Drainage Easement from McDonald's Real Estate Company, on property located at the southwest corner of Dearborn Street (41st Street) and 37th Street (209th East Avenue), Wagoner County, State of Oklahoma (Section 30, T19N, R15E) (EASE-002318-2025)
- AK.**     [25-1079](#)     Acceptance of a Sidewalk Easement from The Pines at the Preserve, LLC. on property located one-eighth mile south of Omaha Street (51st Street) and one-eighth mile west 37th Street (209th East Avenue), Wagoner County, State of Oklahoma (Section 31, T19N, R15E) (Reserve at Pines III)
- AL.**     [25-1048](#)     Acceptance of a Temporary Construction Easement consisting of 0.1075 acres from Aaron D. Meek, the owner, on property generally located south of East 91st Street near the intersection with South Willow Avenue in Broken Arrow, Oklahoma, in the Northeast Quarter of Section 20, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma for the Diocese Channel Stabilization, Parcel 3.A (Project No. SW24080)
- AM.**     [25-1092](#)     Acceptance of a Temporary Construction Easement consisting of 0.1862 acres from Tulsa County Conservation District, the owner, on property generally located north of the 4000 block of West Washington Street in Broken Arrow, Oklahoma, in the Northeast Quarter of Section 17, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma for the Diocese Channel Stabilization, Parcel 1.A (Project No. SW24080)
- AN.**     [25-1093](#)     Acceptance of a Temporary Construction Easement consisting of 0.3325 acres from Tulsa County Conservation District, the owner, on property generally located at 4051 West Washington Street in Broken Arrow, Oklahoma, in the Northeast Quarter of Section 20, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma for the Diocese Channel Stabilization, Parcel 2.A (Project No. SW24080)

- AO.**     [25-1074](#)     Acceptance of Utility Easements for Parcels 1.1 and 2.1, consisting of 0.08 Acres and 0.11 Acres, respectively and Temporary Construction Easements, for Parcels 1.A and 2.A, consisting of 0.06 Acres and 0.07 Acres, respectively, from Rodney A. Copelin and Lisa D. Copelin, on property located at 13461 East 131st Street South and at 13427 East 131st Street South in Broken Arrow, Oklahoma, on tracts of land that are located in the Southwest Quarter of Section 4, Township 17 North, Range 14 East, Tulsa County, State of Oklahoma for the Willow Springs Lift Station Replacement Parcels 1.1, 2.1, 1.A, and 2.A (Project No. 2154300)
- AP.**     [25-1056](#)     Acceptance of Utility Easements for Parcels 22.0 and 34.0, consisting of 0.10 Acres and 0.0004 Acres, respectively, of permanent Utility Easements and acceptance of Temporary Construction Easements for Parcels 22.1 and 34.1 consisting of 0.13 Acres and 0.03 acres, respectively, of Temporary Construction Easements on property generally located northeast of the intersection of East New Orleans Street and North 23rd Street in Broken Arrow, Oklahoma, from Indian Nations Council, Inc., Boy Scouts of America Trust, an Oklahoma nonprofit corporation, the owner, located in the Southwest Quarter of Section 19, Township 18 North, Range 15 East, Tulsa County, State of Oklahoma. Parcels 22.0, 22.1, 34.0 and 34.1 for the County Line Trunk Sewer Phase IIB - Sanitary Sewer Improvements (Project No. 2154250)
- AQ.**     [25-1045](#)     Acceptance of a Utility Easement from Jack H. Wills III and Kristin L. Wills, Trustees of the Wills Living Trust, dated October 10, 2006, the owner, on property generally located at the southeast corner of West Miami Street and South Elm Place in Broken Arrow, Oklahoma, located in the Northwest Quarter of Section 35, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma, Parcel 1.0 for the 16-inch Waterline Loop Elm and Florence (Project No. WL23090)
- AR.**     [25-1086](#)     Ratification of the Claims List Check Register Dated July 25, 2025

## **6. Consideration of Items Removed from Consent Agenda**

## **7. Public Hearings, Appeals, Presentations, Recognitions, Awards**

- A.**     [25-1131](#)     Recognition of Visit Broken Arrow for winning two Oklahoma Tourism Redbud Awards
- B.**     [25-928](#)     Presentation of post-event update for the 2025 Rooster Days Festival
- C.**     [25-1066](#)     Presentation of the results of the Public Safety Micro-Survey
- D.**     [25-1132](#)     Presentation regarding update on the Broken Arrow Micro Transit Program
- E.**     [25-273](#)     Update on the 2026 General Obligation Bond Package

**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.     [25-1090](#)     Consideration, discussion, and possible direction to the Administration relative to nominating a City Councilor, or an appointed designee, to the Broken Arrow Community Playhouse Board
- B.     [25-1085](#)     Consideration and discussion and possible approval of and authorization to execute Resolution No 1680, a Resolution of the Broken Arrow City Council approving the Fiscal Year 2026 Manual of Fees, establishing fees costs charged by the City of Broken Arrow: authorizing the periodic adjustment and waiver of fees by the City Manager; providing an effective date of October 1, 2025
- C.     [25-1037](#)     Consideration, discussion, and possible approval of and authorization to execute Amendment 2 to professional Consultant Agreement with Jacobs Engineering Group Inc. for the design and planning of the 2026 General Obligation Bond
- D.     [25-1038](#)     Consideration, discussion, and possible approval of and authorization to award to the lowest responsible bidder, Cherokee Pride Construction, Inc., a construction contract for the Residential Street Asphalt Repair and Resurfacing College Addition Phase 1 project (Project No. ST24170)
- E.     [25-1043](#)     Consideration, discussion, and possible approval of BAZ-002238-2025 (Rezoning), Harvest Church, approximately 6.45 acres, A-1 (Agricultural) to CG (Commercial General), located at the northwest corner of New Orleans Street (101st Street) and 9th Street (Lynn Lane Road)
- F.     [25-1080](#)     Consideration of approval of the Fiscal Year 2025-2027 collective bargaining agreement with the International Association of Firefighters (IAFF) Local No. 2551
- G.     [25-1107](#)     Consideration, discussion and possible approval of Resolution No. 1686, a Resolution authorizing the City Legal Department to file an action in District Court to obtain a Decree ordering the abatement of a public nuisance regarding the property located at 21410 East 38th Street South, Broken Arrow, Oklahoma 74014
- H.     [25-1116](#)     Consideration, discussion, and possible approval of Resolution No. 1687, a Resolution authorizing the City Attorney to enter into a Final Journal Entry of Judgment in Tulsa L Dev, LLC vs. City of Broken Arrow et. al., Tulsa County District Court, Case Number: CV-2025-1085, authorizing foreclosure of a waterline easement located at one-quarter mile south of Tucson Street (121st Street) and one-half mile west of Elm Place (161st Street), City of Broken Arrow, Tulsa County, State of Oklahoma

**10. Preview Ordinances**



- A. [25-976](#) Consideration, discussion and possible preview of an ordinance amending Chapter 16, Offenses - Miscellaneous, Article III, Offenses Against Property, of the Broken Arrow Municipal Code, to include the following sections: Section 16-69, Definitions; Section 16-70, Encampment in a public place or on private property prohibited; Section 16-71, Defenses to unlawful encampment in a public place or on private property; Section 16-72, Penalty; Section 16-73, Procedure for enforcement of this article; and Section 16-74, Protection of constitutional rights; and Sections 16-75 - 16-80; Reserved; and declaring an emergency
- B. [25-1063](#) Consideration, discussion and possible preview of Ordinance No. 3885, amending Chapter 2, Administration, Article IX, Employee Rules and Regulations, Sec. 2-146(3), Employment Requirements, of the Broken Arrow Code of Ordinances; providing for enforcement; and setting an effective date
- C. [25-1106](#) Consideration, discussion and possible preview of Ordinance No. 3888, Creating Section 16-50 of the Broken Arrow Code of Ordinances, Chapter 16 - Offenses-Miscellaneous, Article II. - Offenses Against Public Authority to Make it Unlawful to Activate or Attempt to Activate an Outdoor Warning Siren Without Proper Authorization; Providing for Definitions, Penalties, and Exemptions

## **11. Ordinances**

- A. [25-1105](#) Consideration, discussion and possible adoption of Ordinance No. 3883, an amendment to Broken Arrow Code of Ordinances Section 26-9. "Limitation of obligation of city", providing reimbursement for out-of-pocket expenses up to one thousand five hundred dollars (\$1,500) or forty percent (40%) for non-insurance holders and authorizing the City Manager to approve additional reimbursement for extenuating circumstances; and declaring an emergency
- B. [25-1120](#) Consideration, discussion, and possible approval of an emergency measure for Ordinance No. 3883; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist
- C. [25-1104](#) Consideration, discussion and possible adoption of Ordinance No. 3884, an amendment to Broken Arrow Code of Ordinances Appendix A-Zoning Ordinance Section 5.7 - signs, providing an exception for billboards on city-owned property and allowing said billboards to exceed the maximum height and size otherwise applicable to signs; and declaring an emergency
- D. [25-1121](#) Consideration, discussion, and possible approval of an emergency measure for Ordinance No. 3884; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist



- E. [25-1098](#) Consideration, discussion, and possible adoption of Ordinance No. 3886, an ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ-000452-2022 along with PUD-000453-2022, generally located west of the southwest corner of Omaha Street (51st Street) and Elm Avenue (161st East Avenue), granting RS-4 (Single-Family Residential) and RD (Residential Duplex) zoning classification upon the tract along with PUD-000453-2022, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- F. [25-1099](#) Consideration, discussion, and possible approval of an emergency measure for Ordinance No. 3886; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist
- G. [25-1113](#) Consideration, discussion, and possible adoption of Ordinance No. 3889, an ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ-1984, along with PUD-315, generally located one-half mile north of New Orleans Street (101st Street) and one-half mile east of 9th street (177th East Avenue/ Lynn Lane Road), granting RS-3 (Single-Family Residential) zoning classification upon the tract along with PUD-315, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- H. [25-1114](#) Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3889; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist

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

**13. Remarks and updates by City Manager, including Recognition of Recent Accomplishments by Employees and Elected Officials**

**14. Executive Session for the purpose of confidential communications between the City Council, the City Manager, the Director of Human Resources, City Attorney and any other pertinent staff members discussing, conferring on matters and possible action in open session pertaining to:**

**1. Litigation, including potential resolution and settlement, of matters involving the worker's compensation claims of Christopher Conger, WCC #CM3-2024-04803E and WCC #CM3-2024-04804H, including possible authorization to settle these claims, under 25 O.S. §307(B)(4).**

**2. A pending eminent domain litigation proceeding, asserted by the City of Broken Arrow against Sanford Farms, LLC, et al.; Tulsa County District Court Case No. CJ-2025-2139, and taking appropriate action in open session, including possible authorization to settle the proceeding, under 25 O.S. §307(B)(4).**

**3. A pending litigation known as City of Broken Arrow v. Nikel Investments, LLC, v. Lamar Advertising Company, et al., Tulsa County District court, Case No. CJ-17-1470, under 25 O.S. §307(B)(4).**

**In the opinion of the City Attorney, the Council is advised that the Executive Session is necessary to process the litigation and disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation or proceeding 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:**

Please note that all items on this agenda may be approved, denied, amended, postponed, acknowledged, affirmed or tabled.

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.

21 O.S. Section 280 provides the following:

A. It is unlawful for any person, alone or in concert with others and without authorization, to willfully disturb, interfere or disrupt state business or the business of any political subdivision, which includes publicly posted meetings, or any agency operations or any employee, agent, official or representative of the state or political subdivision.

B. It is unlawful for any person who is without authority or who is causing any disturbance, interference or disruption to willfully refuse to disperse or leave any property, building or structure owned, leased or occupied by state officials or any political subdivision or its employees, agents or representatives or used in any manner to conduct state business or any political subdivision's business or operations after proper notice by a peace officer, sergeant-at-arms, or other security personnel.

C. Any violation of the provisions of this section shall be a misdemeanor punishable by imprisonment in the county jail for a term of not more than one (1) year, by a fine not exceeding One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

D. For purposes of this section, "disturb, interfere or disrupt" means any conduct that is violent, threatening, abusive, obscene, or that jeopardizes the safety of self or others.

A paper copy of this agenda is available upon request.

POSTED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ a.m./p.m.

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