



City of Broken Arrow
City Council Meeting
Minutes

City Hall
220 S. 1st Street
Broken Arrow, OK
74012

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

Monday August 3, 2026

Time 6:30 p.m.

Council Chambers

1. Call to Order

Mayor Debra Wimpee called the meeting to order at 6:30 p.m.

2. Invocation

Local Pastor Jody Earley led the invocation.

3. Roll Call

Present: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

4. Pledge of Allegiance to the Flag

The Pledge was led by Councilor Justin Green.

5. Consideration of Consent Agenda

- A. 26-14 **Approval of the City Council Special Meeting Minutes of July 14, 2026**
- B. 26-719 **Acceptance of the Drainage Advisory Committee meeting minutes of April 27, 2026**
- C. 26-1126 **Acceptance of Planning Commission meeting minutes of June 25, 2026**
- D. 26-1186 **Acceptance of Planning Commission meeting minutes of July 9, 2026**
- E. 26-1194 **Acceptance of a Detention Easement from Broken Arrow Board of Education on property located approximately one-half mile north of East Houston Street (81st Street), and one-quarter mile west of North 9th Street (177th E Ave), as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 11, T18N, R14E), (EASE-002857-2025)**
- F. 26-1144 **Acceptance of a Landscape and Sign Easement from Patricia Ann Autry, Trustee of the Patricia Ann Autry Trust, dated October 21, 1993, on property located south of 6560 South 273rd East Avenue, along the north side of East Kenosha Street in Broken Arrow, Oklahoma, located in the Southeast Quarter of Section 2, Township 18 North, Range 15 East, Wagoner County, State of Oklahoma for the Broken Arrow Gateway Signs, Parcel C. Project No. 201710**
- G. 26-1146 **Acceptance of a Landscape and Sign Easement from City of Broken Arrow, a municipal corporation, on property located at 3201 North 9th Street in Broken Arrow, Oklahoma, located in the Northwest Quarter of Section 36, Township 19 North, Range 14 East, Tulsa County, State of Oklahoma for the Broken Arrow Gateway Signs, Parcel A. Project No. 201710**
- H. 26-1174 **Acceptance of a Utility Easement for Parcel 10.0 and a Temporary Construction Easement for Parcel 10.1, consisting of 0.004 Acres of permanent utility easement and 0.002 Acres of temporary construction easement, respectively, on property located at 490 East New Orleans Street in Broken Arrow, Oklahoma, in the Southeast Quarter of Section 23, Township 18 North, Range 14 East, Tulsa County, Oklahoma, from Michael Bailey and Jessica Bailey, and authorization of payment in the amount of \$500.00 for the New Orleans & 9th Street Sanitary Sewer Line, Parcels 10.0 and 10.1 (Project No. S.26040)**
- I. 26-1176 **Acceptance of a Utility Easement for Parcel 1.1 consisting of 0.0218 Acres of permanent utility easement and a Temporary Construction Easement for Parcel 1.A consisting of 0.0072 Acres of temporary construction easement, on property located at 8624 South Harp Boulevard in Broken Arrow, Oklahoma, in the Northeast Quarter of Section 16, Township 18 North, Range 15 East, Wagoner County, Oklahoma, which are being donated by Allen W. Brenton for the South Harp Boulevard Drainage Improvements, Parcels 1.1 and 1.A (Project No. SW25130)**
- J. 26-1183 **Acceptance of a Utility Easement for Parcel 2.1, consisting of 0.0221 Acres of permanent utility easement, on property located at 8574 South Harp Boulevard in Broken Arrow, Oklahoma, in the Northeast Quarter of Section 16, Township 18 North, Range 15 East,**

- Wagoner County, Oklahoma, which is being donated by Matthew Colquitt and Amanda Colquitt for the South Harp Boulevard Drainage Improvements, Parcels 2.1 (Project No. SW25130)
- K. 26-1192 Acceptance of Utility Easements and Temporary Construction Easements from Mr. Property Buyer, LLC, an Oklahoma limited liability company, the owner, on property generally located northeast of Highway 51 and southwest of the Creek Turnpike in Broken Arrow, Oklahoma, located in the Northeast Quarter of Section 18, Township 18 North, Range 15 East, Wagoner County, State of Oklahoma for the Highway 51 North Sewer Extension from Blue Bell Creameries to East Washington Street, Parcels 3.1, 4.1, 3.A, and 4.A (Project No. S.25080)
 - L. 26-1191 Acceptance of a Utility Easement from Broken Arrow Board of Education on property located approximately one-half mile north of East Houston Street (81st Street), and one-quarter mile west of North 9th Street (177th E Ave), as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 11, T18N, R14E), (EASE-002856-2025)
 - M. 26-1198 Acceptance of a Utility Easement from Broken Arrow Board of Education on property located nearly one-half mile south of West Kenosha Street (71st Street) and nearly one-half mile east of North Aspen Avenue (145th E Ave) and as shown in Exhibit B, Broken Arrow, Tulsa County, State of Oklahoma, (Section 10, T18N, R14E), (EASE-002867-2026)
 - N. 26-1199 Acceptance of a Utility Easement from Broken Arrow Board of Education on property located nearly one-half mile south of West Kenosha Street (71st Street) and nearly one-half mile east of North Aspen Avenue (145th E Ave) and as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 10, T18N, R14E), (EASE-002866-2026)
 - O. 26-1232 Acceptance of a Utility Easement from Aspen Meadows, LLC, on property located approximately one-half mile north of West Kenosha Street (71st Street), and one-quarter mile west of North Elm Place (161st E Ave), as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 3, T18N, R14E), (EASE-002354-2025)
 - P. 26-1233 Acceptance of a Utility Easement from Aspen Meadows, LLC, on property located approximately one-half mile north of West Kenosha Street (71st Street), and one-quarter mile west of North Elm Place (161st E Ave), as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 3, T18N, R14E), (EASE-002353-2025)
 - Q. 26-1190 Acceptance of a Sanitary Sewerline Easement from Broken Arrow Board of Education on property located approximately one-half mile north of East Houston Street (81st Street), and one-quarter mile west of North 9th Street (177th E Ave), as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 11, T18N, R14E), (EASE-002855-2025)
 - R. 26-1189 Acceptance of a Waterline Easement from Broken Arrow Board of Education on property located approximately one-half mile north of East Houston Street (81st Street), and one-quarter mile west of North 9th Street (177th E Ave), as shown in Exhibit A, Broken Arrow, Tulsa County, State of Oklahoma, (Section 11, T18N, R14E), (EASE-002854-2025)
 - S. 26-1208 Approval of and authorization to execute Budget Amendment Number 36 for Fiscal Year 2026
 - T. 26-1173 Approval of PT-002741-2026 | PR-000899-2026, Conditional Final Plat, The Grove I, 33.66 acres, 105 Lots, A-1 (Agricultural) to RS-3(Single-Family Residential) via BAZ-001459-2024, located south of Jasper Street (131st Street), west of 23rd Street (193rd E Avenue/County Line Road)
 - U. 26-983 Approval of and authorization to execute a renewal agreement with Infinity Fire for Annual Fire Protection Services and Maintenance
 - V. 26-990 Approval of and authorization to execute the second renewal agreement with AYE-YAH LLC, doing business as Squeegee Squad, for window cleaning services
 - W. 26-1112 Approval of SP-002762-2026 (Specific Use Permit), Public Safety Telecommunications Tower, 10.58 acres, CN (Commercial Neighborhood), southwest corner of W. Jasper Street (131st Street) and S. Aspen Avenue (145th East Avenue)
 - X. 26-1181 Approval of and authorization of Final Acceptance for the public improvements at Regent Corner located at 603 West Stonewood Drive
 - Y. 26-1114 Approval of and authorization of Final Acceptance for the public improvements at Freddy's located at 5211 South Aspen Avenue
 - Z. 26-1115 Approval of and authorization of Final Acceptance for the public improvements at Christian Brothers Automotive located at 2604 North 23rd Street
 - AA. 26-1116 Approval of and authorization of Final Acceptance for the public improvements at El Paso Office Building located at 527 West El Paso Street
 - AB. 26-1117 Approval of and authorization of Final Acceptance for the public improvements at Regent Corner located at 603 West Stonewood Drive
 - AC. 26-1118 Approval of and authorization to execute Reimbursement Agreement, for pipeline facilities modifications, between Explorer Pipeline Company and the City of Broken Arrow, for South 209th E Ave from 41st Street to 51st Roadway Widening (Project Number ST21390)
 - AD. 26-1240 Approval of and authorization to execute a Professional Services Agreement with Troutman Pepper Locke, for providing counsel and legal advice regarding RLUIPA and

Department of Justice Pre-Suit investigation and accompanying litigation and Pre-Suit investigation and accompanying litigation related to the City's denial of a rezoning request by the Islamic Society of Tulsa

- AE. 26-1122 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
- AF. 26-1244 Approval of PT-001985-2025 | PR-000016-2022, Conditional Final Plat, Oakmont Hills, 28.20 acres, 85 Lots, A-1 (Agricultural) to RS-3 (Single-Family Residential) and CG (Commercial General)/PUD -000197-2022, located at the northwest corner of Florence Street (111th Street) and 9th Street (Lynn Lane), including approval of the Oakmont Hills Agreement, ratification of the funding amount and funding source
- AG. 26-1042 Approval of and authorization to execute Amendment #1 to Agreement for Professional Consultant Services with Poe & Associates, Inc. for the Wolf Creek Pedestrian Bridge Improvement project (Project #2653250)
- AH. 26-1128 Approval of and authorization to execute an Interlocal Agreement between the County of Tulsa, Oklahoma and the City of Broken Arrow, Oklahoma concerning County Road and Bridge Maintenance and Repair
- AI. 26-1237 Approval, acceptance and authorization to execute the grant agreement accepting the Fiscal Year 2027 Oklahoma Highway Safety Office (OHSO) Grant Agreement for the Broken Arrow Impaired Driving Enforcement Program and authorizing the City Manager to execute the Grant Agreement and related documents
- AJ. 26-1016 Approval of and authorization to execute a renewal agreement with Granicus for agenda preparation, in-meeting, and post-meeting management software and hardware
- AK. 26-1110 Approval of and authorization to execute Resolution No.1760, a Resolution of the Broken Arrow City Council approving the Fiscal Year 2027 Manual of Fees, establishing fees 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, 2026
- AL. 26-1196 Approval of PUD-002951-2026 (Planned Unit Development), Salt Dome, 1.09 acres, AG (Agricultural), located one-half mile south of Kenosha Street (71st Street), east of 23rd Street (193rd E Avenue/County Line Road), at the northeast corner of 23rd Street and East College Street
- AM. 26-1197 Approval of and authorization to execute a professional Lobbying Services Agreement with Steve Edwards to secure lobbying services for the City of Broken Arrow for state and federal legislative matters
- AN. 26-1129 Approval of and authorization to execute a Letter of Agreement with Saint Francis Hospital South, for the Broken Arrow Fire Department uniformed employee's biennial physical examinations
- AO. 26-1151 Approval of and authorization to renew an Interagency Agreement with Tulsa County for services provided by the Tulsa Area Community Intervention Center (TACIC)
- AP. 26-1161 Approval of and authorization to award to the lowest responsible bidder, R&L Construction, LLC, and authorization to execute a construction contract for the Bretton Woods Concrete Panel Replacement Project (ST24090)
- AQ. 26-1163 Approval of and authorization to award to the lowest responsible bidder, DKerns Construction, Inc, and authorization to execute a construction contract for the Central Park Concrete Panel Replacement Project (ST23040)
- AR. 26-1165 Approval of and authorization to execute Amendment 2 to Agreement for Professional Consultant Services with Garver, LLC, for the Kenosha Street Sidewalk (Project Number ST23290)
- AS. 26-1166 Approval of and authorization to execute Amendment 1 to the Professional Consultant Agreement with CEC Corporation for design services to restore Tiger Hill Retaining Wall (SW26060)
- AT. 26-1167 Approval of and authorization to execute Change Order #2 with Tri-Star Construction, LLC for the Houston Street Improvements - 23rd to Old Highway 51 (ST1926A and WL26040)
- AU. 26-1168 Approval of and authorization to execute Change Order #3 with Tri-Star Construction, LLC for the Houston Street Improvements - 23rd to Old Highway 51 (ST1926A and WL26040)
- AV. 26-1169 Approval of and authorization to execute Resolution No. 1761, A Resolution approving signatures for The City of Broken Arrow at First Bank of Oklahoma
- AW. 26-1180 Approval and authorization of additional expenditure authority under the existing Reimbursement Agreement for Preliminary Engineering Services between Union Pacific Railroad (UPRR) and the City of Broken Arrow (COBA), for the 9th Street Widening from Washington Street to Houston Street (ST2027)
- AX. 26-1213 Approval of BAZ-002954-2026 (Rezoning), Tucson28, 38.39 acres, AG (Agricultural) to CG (Commercial General), located at the northwest corner of the intersection of Tucson Street (121st Street) and Aspen Avenue (145th E Avenue)
- AY. 26-1230 Approval of PUD-002918-2026 (Planned Unit Development), major amendment to PUD-111, 7Brew Kenosha, 0.70 acres, CG (Commercial General), located north of West Kenosha Street (71st Street) and west of South Aspen Avenue (145th E Ave)
- AZ. 26-1231 Approval of PUD-002953-2026 and BAZ-002952-2026, Creekside Commercial, 101.90 acres, AG (Agricultural) and CH (Commercial Heavy) to CH (Commercial Heavy), IL (Industrial light), RMF (Residential multifamily), and RS-C (Single-family residential -

Compact), located south of East Kenosha Street (71st Street), north of East Houston Street (81st Street), one-half mile east of 37th Street (209th E Avenue), and along the east boundary of the Creek Turnpike (SH-364)

- BA. 26-1157 Award the most advantageous proposal for Bid No. 26.161 to Symmetry Energy Solutions for natural gas commodity supply
- BB. 26-1162 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
- BC. 26-1170 Ratification of the Claims List Check Register Dated July 27, 2026

MOTION: A motion was made by Lisa Ford, seconded by David Pickel.

Move to Approve Consent Agenda

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

6. Consideration of Items Removed from Consent Agenda – NONE

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

- A. 26-1037 **Recognition of Youth City Councilor, Breese Campbell, for being selected to serve on the National League of Cities' 2026-2027 Youth Advisory Council**

Community Relations Manager Lori Hill introduced Breese Campbell, one of six young people, to be a part of the National League of Cities' 2026-2027 Youth Advisory Council. Councilors congratulated Breese and noted that she and her family have made many contributions to the community. Oklahoma State Representative Ross Ford presented Breese with special recognition on behalf of the Oklahoma House of Representatives.

- B. 26-1135 **Presentation and annual programming update by the Broken Arrow Community Playhouse**

Ron Whitaker, President of Broken Arrow Community Playhouse, spoke to the Council. He invited them to the first ever Broken Arrow City Employee Night at the Broken Arrow Community Playhouse. He detailed the 47th season to include crowd favorites like The Addams Family, and To Kill a Mockingbird. Councilor Pickel informed Council that the Playhouse would host an event on Saturday, August 8, 2026, from 8:00 a.m. until 4:00 p.m., where the public would have an opportunity to purchase costumes or props featured in previous productions.

- C. 26-1139 **Presentation of a Proclamation declaring August 21, 2026, as "Broken Arrow Community Playhouse Day" in Broken Arrow, Oklahoma**

Mayor Wimpee proclaimed August 21, 2026, as "Broken Arrow Community Playhouse Day" in Broken Arrow, Oklahoma.

- D. 26-1184 **Presentation of Farmers CO OP Logo Design as requested for the Grain Silo Improvements (Project No. 2417300)**

Charlie Bright, Director of Engineering and Construction, presented this item to the Council. Former Councilor Mike Lester suggested the addition of the Farmer's Co-op logo on the grain silo to honor the history of the area.

The Councilors discussed their opinions on the placement and ultimately asked Mr. Bright to put together some additional recommendations on how to honor the legacy of the area.

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)

Mr. Keith Hays, of Broken Arrow addressed the Council regarding the fee for LifeRide and encouraged the Councilors to read his book once it is published.

9. General Council Business

- A. 26-1153 **Consideration and discussion and possible approval of and authorization to execute Resolution No. 1764, a Resolution of the Broken Arrow City Council approving a formal Sisterhood Agreement with the Municipality of Rincón De Romos, Aguascalientes, Mexico**

City Manager Michael Spurgeon introduced this item to the Council, detailing that this sister city agreement provides cultural, educational, and economic exchange opportunities for two similarly sized and situated cities in different countries.

MOTION: A motion was made by Johnnie Parks, seconded by David Pickel

Move to approve item 26-1153

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

B. 26-1175 Consideration, discussion, and possible approval of a film incentive rebate in an amount not to exceed \$55,000

Makala Barton, Tourism Manager, introduced this item to the Council. She detailed the applicant's intentions for the use of the film incentive and provided budgetary numbers to the Council.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green

Move to approve Item 26-1175

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

C. 26-995 Consideration, discussion, possible approval of, and authorization to execute a Memorandum of Understanding between the City of Bixby and the City of Broken Arrow for the proposed Mingo Road improvements from Florence Street (111th Street) to New Orleans Street (101st Street)

Charlie Bright, Director of Engineering and Construction, presented the Memorandum of Understanding to Council, an agreement between the City of Bixby and the City of Broken Arrow for project management services related to the design of Mingo Road improvements (from Florence Street/111th Street to New Orleans Street/101st Street).

MOTION: A motion was made by Lisa Ford, seconded by David Pickel

Move to approve Item 26-995

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

D. 26-1133 Consideration, discussion and possible approval of award to the lowest responsible bidder, Cherokee Pride Construction, Inc., and authorization to execute a construction contract for ST2031 - Aspen Avenue Improvements from Jasper Street to Tucson Street (Phase 3)

Transportation Division Manager Travis Small addressed the Council regarding Aspen Avenue improvement project. The Aspen Project was part of the 2018 GO Bond project. Staff recommended the award of bid to Cherokee Pride Construction.

MOTION: A motion was made by Justin Green, seconded by David Pickel

Move to approve 26-1133

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

E. 26-1243 Consideration and discussion of the Pole Sign Ordinance

Community Engagement Director Rocky Henkel introduced this item to the Council. Mr. Henkel detailed the current ordinance regarding pole signs for businesses in the area. Councilors discussed the merits of the signs and that with growth and development, it's important that guidelines are clear. Mr. Henkel explained the differences in pole signs vs. signs that would be allowed in neighborhoods. Mr. Henkel stated that the Planning department has noticed issues within the ordinance and it is being reviewed. Councilors and City Manager Michael Spurgeon discussed need for cohesion and the need for clarity of the policy.

No Action was taken by the City Council.

F. 26-1249 Consideration, discussion, and possible approval of applicants for the Citizens Engagement Academy authorize staff to proceed with notifications and final arrangements for the Citizens Engagement Academy sessions beginning August 27

City Clerk Curtis Green introduced this item to the Council. Mr. Green advised that twenty applicants and five alternates were selected to participate in the inaugural session of the educational class. The first session will begin on August 27, 2026.

MOTION: A motion was made by Lisa Ford, seconded by David Pickel

Move to Approve Item 26-1249

The motion carried by the following vote:
Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

10. Preview Ordinances - NONE

11. Ordinances

- A. 26-1111** **Consideration, discussion and possible adoption of Ordinance No. 3947, an ordinance adding Section 2-190 to Chapter 2 - Administration, Article X - Department of Finance, implementing cash payment rounding consistent with House Bill 3075 (The Oklahoma Common Cents Act), establishing Definitions, Applicability, Cash Collection Sites, Procedures, Accounting Requirements, and an Implementation Schedule; providing for Severability and Codification; repealing all ordinances to the contrary; and declaring an effective date of November 1, 2026**

City Attorney Trevor Dennis introduced this item to the Council. Mr. Dennis stated that as previously discussed, the state of Oklahoma had passed a law for cash payments in light of the elimination of the penny, it rounds up or it rounds down depending on the circumstances. This addresses the places where the City takes cash payments from citizens and adopts the policy consistent with state law. He recommended that the Council adopt it as a final adoption. Ordinance No. 3947 will take effect on November 1, 2026.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green
Move to adopt item 26-1111

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- B. 26-1159** **Consideration, discussion, and possible adoption of Ordinance No. 3920 Amending Chapter 23, Traffic, Article I, In General, Section 23-21, Use of mini-bikes, coasters, roller skates, etc., on roadways, of the Broken Arrow Code of Ordinances, prohibiting the operation of motorized scooters on public sidewalks and pedestrian-oriented public spaces within the Rose District; providing exceptions; repealing all ordinances to the contrary; and declaring an emergency**

City Attorney Trevor Dennis introduced this item to the Council. The ordinance details that a e-bike or e-scooter should not be ridden with a motor assist in the Rose District as a matter of public safety.

Council and staff discussed the public safety concerns with scooter riders regarding safety, respect for authority, and general risk-taking activities. Also, discussion was held on helmet usage, and the need for state legislation to require the use of helmets when operating a motorized scooter, or bicycle.

Broken Arrow resident Ben Trook spoke in favor of the ordinance as he lives and works in the Rose District and has a personal investment in regulating e-bikes on sidewalks.

MOTION: MOTION: A motion was made by Lisa Ford, seconded by Justin Green
Move to approve item 26-1159

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- C. 26-1160** **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3920; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

No discussion was had for the emergency clause.

MOTION: A motion was made by Johnnie Parks, seconded by Lisa Ford
Move to Approve Item 26-1160

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- D. 26-1105** **Consideration, discussion, and possible adoption of Ordinance 3934 amending the zoning ordinance for the City of Broken Arrow, Oklahoma, approving BAZ-002651-2026 (Rezoning), located one-quarter mile south of Omaha Street (51st Street), west of 37th Street (209th E. Avenue), granting RS (Residential Single-Family) zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development Rocky Henkel presented this item. Staff recommended the Council adopt Ordinance No. 3934 and approval of the subsequent emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green

Move to Approve Item 26-1105

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- E. 26-1107 Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3934; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Rocky Henkel, Community Development Director, introduced this item. This is an emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green

Move to Approve the emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- F. 26-1130 Consideration, discussion, and possible adoption of Ordinance 3936 amending the zoning ordinance for the City of Broken Arrow, Oklahoma, abrogating PUD-340 and approving BAZ-002485-2025, Snyder Family Rezoning, one-eighth mile south of Tucson Street (121st Street) and west of Elm Place (161st E Ave.), granting RS-P (Residential Single-Family- Preservation) zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development, Rocky Henkel presented this item. Staff recommend the Council adopt Ordinance No. 3936 and approval of the subsequent emergency clause.

MOTION: A motion was made by Johnny Parks, seconded by Lisa Ford

Move to Approve Item 26-1130

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- G. 26-1132 Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3936; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Rocky Henkel, Community Development Director, introduced this item. This is an emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green

Move to Approve item 26-1132

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- H. 26-1120 Consideration, discussion, and possible adoption of Ordinance No. 3948, an ordinance amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma, and abrogation of PUD-307, Aspen Creek Villas, 90.33 acres, approving PUD-002519-2025/BAZ-002633-2026, generally located north of Tucson Street (121st Street) and approximately one-quarter mile east of Olive Avenue (129th E Avenue), granting RS-C (Residential Single-Family- Compact) zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Rocky Henkel, Community Development Director, introduced this item. Staff recommended adoption of Ordinance No. 3948 and approval of the subsequent emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by David Pickel

Move to Approve item 26-1120

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- I. 26-1131 Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3948; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Rocky Henkel, Community Development Director, introduced this item. This is the emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Johnnie Parks

Move to Approve Item 26-1131

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- J. 26-1200 **Consideration, discussion, and possible adoption of Ordinance No. 3949, closing a waterline easement on property located nearly one-half mile north of East Houston Street (81st Street), and one-fourth mile west of South Elm Avenue (177th E Avenue), Tulsa County, State of Oklahoma, (Section 11, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (EASE-002666-2026)**
- Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3949 and approval of the subsequent emergency clause.
- MOTION: A motion was made by Lisa Ford, seconded by Johnnie Parks
Move to Approve Item 26-1200
The motion carried by the following vote:
Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee
- K. 26-1204 **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3949; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist (EASE-002666-2026)**
- Director of Community Development Rocky Henkel presented this item. This is the emergency clause.
- MOTION: A motion was made by Lisa Ford, seconded by Justin Green
Move to Approve emergency clause
The motion carried by the following vote:
Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee
- L. 26-1201 **Consideration, discussion, and possible adoption of Ordinance No. 3950, closing a waterline easement on property located nearly one-half mile north of East Houston Street (81st Street), and one-fourth mile west of South Lynn Lane Road (177th E Avenue), Tulsa County, State of Oklahoma, (Section 11, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (EASE-002668-2026)**
- Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3950 and approval of the subsequent emergency clause.
- MOTION: A motion was made by Justin Green, seconded by Lisa Ford
Move to Approve Item 26-1201
The motion carried by the following vote:
Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee
- M. 26-1205 **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3950; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist (EASE-002668-2026)**
- Director of Community Development Rocky Henkel presented this item. This is the emergency clause.
- MOTION: A motion was made by Johnny Parks, seconded by David Pickle
Move to Approve Item 25-1205
The motion carried by the following vote:
Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee
- N. 26-1202 **Consideration, discussion, and possible adoption of Ordinance No. 3951, closing a waterline easement on property located nearly one-half mile north of East Houston Street (81st Street), and one-fourth mile west of South Lynn Lane Road (177th E Avenue), Tulsa County, State of Oklahoma, (Section 11, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (EASE-002670-2026)**
- Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3951 and approval of the subsequent emergency clause.
- MOTION: A motion was made by David Pickel, seconded by Justin Green
Move to Approve Item 26-1202
The motion carried by the following vote:
Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee
- O. 26-1206 **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3951; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist (EASE-002670-2026)**
- Director of Community Development, Rocky Henkel presented this item. This is the

emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Johnny Parks

Move to Approve emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- P. 26-1203** **Consideration, discussion, and possible adoption of Ordinance No. 3952, closing a sanitary sewer easement on property located nearly one-half mile north of East Houston Street (81st Street), and one-fourth mile west of South Lynn Lane Road (177th E Avenue), Tulsa County, State of Oklahoma, (Section 11, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (EASE-002671-2026)**

Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3952 and approval of the subsequent emergency clause.

MOTION: A motion was made by Justin Green, seconded by David Pickel

Move to Approve Item 26-1203

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- Q. 26-1207** **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3952; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist (EASE-002671-2026)**

Director of Community Development Rocky Henkel presented this item. This is the emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Johnny Parks

Move to Approve emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- R. 26-1210** **Consideration, discussion, and possible adoption of corrective Ordinance No. 3924 amending the zoning ordinance for the City of Broken Arrow, Oklahoma, approving BAZ-002575-2025 and PUD-002514-2025 (Planned Unit Development), located just south of Washington St (91st Street) and just east of Aspen Ave (145th E Avenue), granting CG (Commercial General) and AG (Agricultural) zoning classifications upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development Rocky Henkel presented this item. Upon filing at Tulsa County on July 15, 2026, two typographical errors were identified. Those errors are highlighted in the original ordinance attachment. The corrective ordinance attachment reflects the necessary changes. Staff recommended adoption of the corrective ordinance 3924 and approval of the subsequent emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by David Pickel

Move to Approve item 26-1210

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- S. 26-1211** **Consideration, discussion and possible approval of an emergency measure for corrective Ordinance No. 3924; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Director of Community Development Rocky Henkel presented this item. This is the emergency clause.

MOTION: A motion was made by David Pickel, seconded by Justin Green

Move to Approve emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- T. 26-1215** **Consideration, discussion, and possible adoption of Ordinance 3940 amending the zoning ordinance for the City of Broken Arrow, Oklahoma, approving BAZ-002194-2025, located one-third mile north of Houston Street (81st Street) and one-tenth mile east of Elm Place (161st E Avenue), granting DM (Downtown Mixed-Use)/DROD (Downtown Residential overlay District) Area 6 zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development, Rocky Henkel presented this item. Staff recommended

adoption of Ordinance No. 3940 and approval of the subsequent emergency clause.

MOTION: A motion was made by Justin Green, seconded by Lisa Ford

Move to Approve Item 26-1215

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- U. 26-1216 **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3940; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Director of Community Development Rocky Henkel presented this item. This is the emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Johnny Parks

Move to Approve emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- V. 26-1221 **Consideration, discussion, and possible adoption of Ordinance 3943 amending the zoning ordinance for the City of Broken Arrow, Oklahoma, approving BAZ-002310-2025, located at the southwest corner of Kenosha Street (71st Street) and Oneta Road (241st E Avenue), granting CH (Commercial Heavy) zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3943 and approval of the subsequent emergency clause.

MOTION: A motion was made by David Pickel, seconded by Justin Green

Move to Approve Item 26-1221

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- W. 26-1219 **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3943; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Director of Community Development Rocky Henkel presented this item. This is the emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green

Move to Approve item 26-1219

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- X. 26-1225 **Consideration, discussion, and possible adoption of Ordinance No. 3944, an ordinance amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma, Angus Acres-2001 Angus Drive, 0.76 acres, approving BAZ-002232-2025, located south of the southeast corner of Kenosha Street (71st Street) and 23rd Street (193rd E Avenue/County Line road), granting Office Neighborhood (ON) zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3944 and approval of the subsequent emergency clause.

MOTION: A motion was made by Justin Green, seconded by Johnnie Parks

Move to Approve Item 26-1225

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- Y. 26-1226 **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3944; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Director of Community Development Rocky Henkel presented this item. This is the emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by David Pickel

Move to Approve emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- Z. 26-1228** **Consideration, discussion, and possible adoption of Ordinance No. 3945, an ordinance amending the Zoning Ordinance of the City of Broken Arrow, Oklahoma, D&B Processing, 9.15 acres, approving BAZ-002374-2025 and PUD-002550-2025, and abrogating the portion of PUD-193 that is on this property, located one-half mile south of Washington Street (91st Street), one-half mile east of the Creek Turnpike, and one-half mile west of Evans Road (255th E Avenue), granting Industrial Light (IL) zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency**

Director of Community Development Rocky Henkel presented this item. Staff recommended adoption of Ordinance No. 3945 and approval of the subsequent emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by Johnnie Parks

Move to Approve Item 26-1228

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- AA. 26-1229** **Consideration, discussion and possible approval of an emergency measure for Ordinance No. 3945; it being immediately necessary for the preservation of the public peace, health, safety, or welfare, an emergency is hereby declared to exist**

Director of Community Development Rocky Henkel presented this item. This is the emergency clause.

MOTION: A motion was made by Lisa Ford, seconded by David Pickel

Move to Approve emergency clause

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

12. Remarks and Inquiries by Governing Body Members

Councilors informed the community that school starts back again in a couple of weeks, so be prepared and monitor school zones when driving through the city. Additionally, there was mention of the Community Playhouse fundraiser.

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

City Manager Michael Spurgeon addressed the City Council regarding the Data Center Moratorium that Council implemented in June. The committee held an organizational meeting and Assistant City Attorney James Walters is to serve as the chairperson of that committee. Mr. Spurgeon advised Council that at the next meeting he would provide updates such as who is on the committee, and what areas they are reviewing.

He then went on the applaud city department directors in how well they have supported staff during the extreme heat of the summer.

Next, Mr. Spurgeon updated the Council with the intent of applying to host the Oklahoma Mayor's Conference next summer in coordination with the Tourism and Economic Development team.

He detailed meeting with Abi Sutherland, who is the new Executive Director for Broken Arrow Neighbors and encouraged Council to meet her.

Finally, Mr. Spurgeon congratulated City employee Aaron McColloch on completing his Master of Public Administration degree from Southeastern State University.

At approximately 8:11 p.m. Mayor Wimpee called for a recess for BAMA and BAEDA.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green

Move for a recess for BAMA and BAEDA

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

At approximately 8:22 p.m. City Council entered into Executive Session.

14. Executive Session

In the opinion of the City Attorney, the Council is advised that the Executive Session is necessary to process the claims and litigation, and disclosure will seriously impair the ability of the public body to process the proceeding in the public interest. Moreover, that

the Executive Session is necessary to protect the confidentiality of the investigation and potential litigation. 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.

At approximately 9:50 p.m. the necessary vote was had.

MOTION: A motion was made by Johnny Parks, seconded Justin Green.
Move to find executive session was necessary to process the claims and litigation listed on the Executive Session agenda.

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- 1. The investigation initialed by the U.S. Department of Justice concerning the City’s zoning and land-use practices under the Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA), including matters relating to the rezoning request for the development of a mosque in south Broken Arrow; any potential or anticipated claims or litigation that may be filed by the applicant or other parties related thereto; and the retention and hiring of outside legal counsel to represent and defend the City in the DOJ investigation and any related litigation including any lawsuit filed by the applicant, under 25 O.S. § 307(B)(4).**

MOTION: A motion was made by Johnnie Parks, seconded by Lisa Ford
Move to authorize the City Attorney and outside counsel to defend the City of Broken Arrow in the Matter of the Islamic Society of Tulsa versus the City of Broken Arrow et al and the DOJ investigation.

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- 2. A pending investigation and claim, including legal considerations surrounding allegations of the City's violation of Title 7, United States Code § 1926(b), the City's potential filing of a declaratory judgment action involving the November 18, 2024 Order annexing territory into RWD #5, and potential litigation involving RWD #5 related to water service to the Grove subdivision and the scope of representation of the City by the law firm Hall Estill under its existing engagement agreement with the City and any. Related litigation strategy under 25 O.S. § 307(B)(4).**

MOTION: A motion was made by Johnnie Parks, seconded by Justin Green
Move to authorize the City Attorney and Outside counsel to engage in settlement negotiations with Rural Water Number 5 as recommended by the Attorney.

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

- 3. Litigation involving 3226 South Elm Place, LLC v. The City of Broken Arrow, Case No. CJ-2022-03344, including possible authorization to mediate and settle this lawsuit under 25 O.S. 307(B)(4).**

No action was taken on this executive session agenda item.

City Council returned to open session at approximately 9:51 p.m.

15. Adjournment

The meeting was adjourned at 9:51 p.m.

MOTION: A motion was made by Johnnie Parks, seconded by Justin Green

The motion carried by the following vote:

Aye: 5 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks, Debra Wimpee

Mayor

City Clerk