



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

Tuesday, February 25, 2025

6:30 PM

Council Chambers
220 South 1st Street
Broken Arrow, OK

NOTICE AND AGENDA OF SPECIAL MEETING

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

5. Consideration of Consent Agenda

- A. [25-10](#) Approval of the City Council Meeting Minutes of February 4, 2025
- B. [25-242](#) Acceptance Planning Commission meeting minutes of January 16, 2025
- C. [25-243](#) Acceptance Planning Commission meeting minutes of January 23, 2025
- D. [25-215](#) Acceptance of Drainage Advisory Committee meeting minutes of October 28, 2024
- E. [25-233](#) Approval of and authorization to execute Resolution No. 1630, a Resolution authorizing the City Attorney to defend Leon Rademacher in the matter of John Winningham, et al. v. City of Broken Arrow, et al. Case No. 24-cv-62-JDR, in the U.S. District Court for the Northern District of Oklahoma
- F. [25-234](#) Approval of and authorization to execute Resolution No. 1631, a Resolution authorizing the City Attorney to defend Scott Bennett in the matter of John Winningham, et al. v. City of Broken Arrow, et al. Case No. 24-cv-62-JDR, in the U.S. District Court for the Northern District of Oklahoma

- G. [25-232](#) Approval of and authorization to execute Resolution No. 1632, a Resolution authorizing the City Attorney to defend Tiffany Jessie Koch in the matter of John Winningham, et al. v. City of Broken Arrow, et al. Case No. 24-cv-62-JDR, in the U.S. District Court for the Northern District of Oklahoma

- H. [25-187](#) Approval of and authorization to execute a Waiver of Conflict of Interest between the Center for Economic Development Law “Law Firm”, and the City of Broken Arrow involving the Center for Economic Development’s representation of The Robson Companies, and any affiliates and sponsors, with respect to certain economic development matters and subjects as they relate to the City of Broken Arrow

- I. [24-1678](#) Approval of and authorization to execute Agreement for Transportation Planning Support with Kimley-Horn and Associates, Inc for providing traffic master plan evaluations and related support services (2552170)

- J. [25-201](#) Approval of and authorization to renew subscription to SolarWinds Web-Service Desk pursuant to the Oklahoma State Purchasing Contract

- K. [25-185](#) 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 less than \$50,000.00 or less

- L. [25-229](#) Approval of and authorization to purchase two used BMW motorcycles for the Police Department traffic division from the Oklahoma Highway Patrol

- M. [25-216](#) Acceptance of the Drainage Advisory Committee’s recommendation to deny the expenditure of 2018 General Obligation (GO) Bond, Proposition 6 funds to construct improvements to a creek bank in the Estates of Birchwood subdivision

- N. [25-80](#) Acceptance of the Drainage Advisory Committee’s recommendation to approve expenditure of 2018 General Obligation (GO) Bond, Proposition 6 funds for retaining an engineering consultant to design a set of construction plans to mitigate erosion along Adams Creek adjacent to the Preserve Park Regional Detention Pond (Case No. 25-002)

- O. [25-176](#) Approval of BAZ-001762-2024 (Rezoning), 510M, approximately 3.46 acres, RM (Residential Multi-Family), CN (Commercial Neighborhood), & CH (Commercial Heavy) to ON (Office Neighborhood), located approximately one-third mile north of Kenosha Street (71st Street), east of Elm Place (161st E. Avenue)

- P. [25-241](#) Approval of PT-001942-2024|PR-000627-2024, Conditional Final Plat, Timber Ridge Residential, approximately 35.30 acres, 141 Lots, A-1 (Agricultural) to RS-4 (Single-Family Residential) and RD (Residential Duplex)/PUD-334, located south and west of the southwest corner of Albany Street (61st Street) and 37th Street (209th E. Avenue)

- Q. [25-179](#) Acceptance of a Drainage Easement from Margaret Couch Scraper, Trustee of the Margaret Couch Scraper Family Trust, dated March 23, 2006, on property generally located at the northeast corner of the intersection of 9th Street and Washington Street in Broken Arrow, Oklahoma, located in the Southwest Quarter of Section 13, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma. Parcel 3.A for the 9th Street widening from Houston Street to Washington Street (Project No. ST2027)

- R. [25-178](#) Approval of and authorization to execute Resolution No. 1629, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 3.0, which consists of 1.56 Acres of permanent Right-of-Way, generally located at the northeast corner of 9th Street and Washington Street in Broken Arrow, Oklahoma, in the Southwest Quarter of Section 13, Township 18 North, Range 14 East, Tulsa County, Oklahoma, from Margaret Couch Scraper, Trustee of the Margaret Couch Scraper Family Trust, dated March 23, 2006, and authorization of payment in the amount of \$163,800.00 for the 9th Street widening from Houston Street to Washington Street, Parcel 3.0 (Project No. ST2027)

- S. [25-189](#) Approval of and authorization of Final Acceptance for the public improvements at Action Power Sports located at 2150 West Concord Circle

- T. [25-190](#) Approval of and authorization of Final Acceptance for the public improvements at Battle Creek Church Parking Lot located at 3025 North Aspen Avenue

- U. [25-191](#) Approval of and authorization of Final Acceptance for the public improvements at Express Oil Change located at 2250 West Norfolk Drive

- V. [25-192](#) Approval of and authorization of Final Acceptance for the public improvements at Outback Steakhouse located at 1421 East Hillside Drive

- W. [25-193](#) Approval of and authorization of Final Acceptance for the public improvements at Scuba Savvy located at 2000 East Albany Avenue

- X. [25-194](#) Approval of and authorization of Final Acceptance for the public improvements at The Estates at Ridgewood South located on East 81st Street near 257th East Avenue

- Y. [25-196](#) Approval of and authorization of Final Acceptance for the public improvements at Trails at Aspen Creek located at 2602 West Tucson Street

- Z. [25-197](#) Approval of and authorization of Final Acceptance for the public improvements at Whataburger Aspen Ridge located at 1902 West Norfolk Drive
- AA. [25-221](#) Ratification of the Claims List Check Register Dated February 10, 2025

6. Consideration of Items Removed from Consent Agenda

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

- A. [25-219](#) Presentation of upcoming Parks and Recreation micro-survey
- B. [25-231](#) 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. [25-239](#) Consideration, discussion and possible direction from the City Council on the Compensation of members of the City Council
- B. [25-204](#) Consideration, discussion, and possible action to approve the Visit Broken Arrow Film Incentive in an initial amount of \$100,000.00
- C. [25-228](#) Consideration, discussion and possible approval and authorization to execute an agreement with Trane U.S. Inc. for the Turnkey supply and installation of 25 Trane Package Rooftop Units, 1 Split System, 2 Mini-Split Systems, 1 Captiva Air Make-Up Unit, and a Trane Tracer Building Automation System at the Bass Pro Building through the OMNIA Partners Purchasing Cooperative
- D. [25-237](#) Consideration, discussion and possible approval of and authorization to execute Resolution No. 1633 for Northeastern State University - Broken Arrow to become a traditional four-year public university and supporting Oklahoma Senate Bill SB701 that would accomplish this endeavor
- E. [25-235](#) Consideration, discussion, and possible approval of a list of the City of Broken Arrow's priorities to present to Oklahoma members of Congress at National League of Cities Advocacy on Capitol Hill Day on Wednesday, March 12, 2025, in Washington, D.C.

10. Preview Ordinances

- A. [25-173](#) Consideration, discussion, and possible preview of Ordinance No. 3849, an ordinance amending Chapter 5 Animals, Article I, In General; Section 5-21

11. Ordinances

- A. [25-224](#) Consideration, discussion, and possible adoption of Ordinance No. 3850, an ordinance creating a Vehicle Replacement Fund to ensure funds availability for the purchase of city wide vehicles to be determined in the future, and approve the emergency clause
- B. [25-225](#) Consideration, discussion, and possible approval of an emergency clause for Ordinance No. 3850

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 City Attorney and any other pertinent staff members discussing, conferring on matters and possible action in open session pertaining to:

1. A pending investigation and claim, including potential resolution, of a matter involving the tort claim of the Ariana Ruiz, Tort Claim No. TRT 1560.2024 and taking appropriate action in open session, if any, under 25 O.S. §307(B)(4);

2. The possible purchase and appraisal of real property located at the northeast corner of Washington and Main, Broken Arrow, Oklahoma, and possible action in open session, including authorization to negotiate for the potential purchase of this property and obtain additional appraisals for this property under 25 O.S. § 307(B)(3).

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.

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