



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

*Mayor Debra Wimpee*  
*Vice Mayor Christi Gillespie*  
*Council Member Johnnie Parks*  
*Council Member Lisa Ford*  
*Council Member Justin Green*

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**Tuesday, December 5, 2023**

**6:30 PM**

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

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**AMENDED AGENDA**

**1. Call to Order**

**2. Invocation**

**3. Roll Call**

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

**5. Consideration of Consent Agenda**

- A. [23-70](#) Approval of the City Council Meeting Minutes of November 21, 2023
- B. [23-1538](#) Approval of Drainage Advisory Committee Meeting Minutes of October 30, 2023
- C. [23-1552](#) Approval of and authorization to execute Budget Amendment Number 15 for Fiscal Year 2024
- D. [23-1513](#) Notification of Ameritas Dental Plan offering for eligible employees covered under the Collective Bargaining Agreement between the City of Broken Arrow and FOP Lodge No. 170
- E. [23-1510](#) Approval of and authorization to execute a Cyber Policy with Travelers Casualty and Surety Company of America to be effective January 1, 2024
- F. [23-1551](#) Approval of and authorization to execute an agreement for Professional Consultant Services with Keithline Engineering Group, PLLC for Residential Streets Asphalt Repair and Resurfacing (Project Numbers ST24160 and ST24170)

- G.**     [23-1545](#)     Approval of and authorization to execute an agreement for Professional Consultant Services with Marquardt Engineering, PLLC. for Residential Streets Concrete Panel Replacement (Project Number ST2005 ST21100 ST24080)
- H.**     [23-1550](#)     Approval of and authorization to execute an agreement for Professional Consultant Services with Professional Engineering Consultants, P.A. for Residential Streets Concrete Panel Replacement (Project Number ST24150)
- I.**     [23-1512](#)     Approval of and authorization to execute an Amendment to Capital Improvements Agreement with Tulsa County Board of Commissioners for the Broken Arrow Elm Place & New Orleans Improvements Project
- J.**     [23-1541](#)     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
- K.**     [23-1522](#)     Approval of and authorization to award the lowest responsible bid to Momentum Services LLC, and approve and authorize execution of a Nuisance Abatement - Structural Securing Contract
- L.**     [23-1501](#)     Award of the most advantageous bid for the purchase of replacement cattery cages from Snyder Manufacturing Company for the Broken Arrow Animal Shelter
- M.**     [23-1540](#)     Acceptance of the Drainage Advisory Committee's recommendation to expend \$15,000.00 of 2018 the General Obligation Bonds, Proposition 6 funds to survey drainage concerns in the Glen Eagles IV and Glen Eagles Amended Subdivisions and develop preliminary engineering plans (Case No. 23-009)
- N.**     [23-1515](#)     Approval of and authorization to destroy police fleet unit number 0663 (a 2006 KZ-JAG RV trailer, VIN #4EZTS322965095399), a travel trailer acquired by the City of Broken Arrow from the Federal Emergency Management Agency after hurricane Katrina
- O.**     [23-1554](#)     Approval of PR-000084-2022|PT-001127-2023, conditional final plat, Stone Bluff II at Forest Ridge, 6.07 acres, 16 Lots, PUD-66/R-1, located east of 79th Street (Midway Road/S. 257th E. Avenue), one-half mile south of Kenosha Street (71st Street)
- P.**     [23-1484](#)     Acceptance of a Deed of Dedication from Donald Reed, on property located approximately one-third mile north of Washington Street (91st Street), east of 23rd Street (County Line Road), Wagoner County, State of Oklahoma, (Section 18, T18N, R15E) (EASE-001138-2023)

- Q.**     [23-1483](#)     Acceptance of a Utility Easement from Donald Reed, on property located approximately one-third mile north of Washington Street (91st Street), east of 23rd Street (County Line Road), Wagoner County, State of Oklahoma, (Section 18, T18N, R15E) (EASE-001137-2023)
- R.**     [23-1555](#)     Acceptance of a Utility Easement from Rev. Matthew J Gerlach, on a tract of land lying in lot one, block one, St. Anne's Extended City of Broken Arrow, Tulsa County, State of Oklahoma. Case # EASE-001119-2023
- S.**     [23-1528](#)     Acceptance of an Overland Drainage Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (ODE)
- T.**     [23-1516](#)     Acceptance of a Right-of-Way Dedication from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E)
- U.**     [23-1529](#)     Acceptance of a Sidewalk Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Sidewalk Easement)
- V.**     [23-1530](#)     Acceptance of a Sidewalk Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Sidewalk Easement L)
- W.**     [23-1521](#)     Acceptance of a Utility Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Utility Easement B)
- X.**     [23-1523](#)     Acceptance of a Utility Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Utility Easement C)
- Y.**     [23-1524](#)     Acceptance of a Utility Easement from Regent Corner, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Utility Easement D)
- Z.**     [23-1525](#)     Acceptance of a Utility Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Utility Easement E)

- AA. [23-1526](#) Acceptance of a Utility Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Utility Easement F)
- AB. [23-1527](#) Acceptance of a Utility Easement from Roland Investments, Ltd, on property located approximately south and west of the southwest corner of Albany Street (61st Street) and Elm Place (161st Street), Tulsa County, State of Oklahoma, (Section 03, T18N, R14E) (Utility Easement G)
- AC. [23-1533](#) Approval of and authorization of Final Acceptance for the public improvements at Artesia Estates at Forest Ridge located at Hartford Street and North 89th Street
- AD. [23-1534](#) Approval of and authorization of Final Acceptance for the public improvements at Broken Arrow Public Schools Events Center located at 1901 East Albany Street
- AE. [23-1535](#) Approval of and authorization of Final Acceptance for the public improvements at Creekside Villas at Forest Ridge located at 7200 East Kenosha Street
- AF. [23-1536](#) Approval of and authorization of Final Acceptance for the public improvements at Popshelf Addition located at 1550 West Tucson Street
- AG. [23-1537](#) Approval of and authorization of Final Acceptance for the public improvements at Stonewood Hills Tract A Loop Road located at southwest corner of Elm Place and Albany Street
- AH. [23-1517](#) Ratification of the Claims List Check Register Dated November 28, 2023

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

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

- A. [23-1503](#) Presentation of post-event update for the 2023 Keep Broken Arrow Beautiful Rose Festival
- B. [23-1504](#) Presentation of post-event update for the ArtsOK 2023 Chalk It Up Festival

## **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. [23-1511](#) Consideration, discussion, and possible approval of and authorization to execute a five-year contract with Axon International for the purchase of one-hundred twenty (120) Taser brand conductive electrical weapons (CEWs) and Approve and authorize execution of Fiscal Year (FY) 2024 Budget Amendment Number 16

## **10. Preview Ordinances**

- A. [23-1520](#) Consideration, discussion, and possible preview of an Ordinance amending Chapter 16, Article II, Offenses against Public Authority, Section adding 16-33 through 16-38 of the Broken Arrow Code of Ordinances requiring permit application for begging or panhandling; Permit application fee; Permit issuance, denial and appeal; Permit expiration and renewal; Permit revocation; and appeal or denial of revocation; repealing all ordinances to the contrary; and declaring an emergency

## **11. Ordinances - NONE**

## **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. Confidential communications regarding a claim, potential litigation, or actions related to a Class Action lawsuit involving the contamination of water supplies by certain manufacturers through the use of PFAS (per- and polyfluoroalkyl substances) 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 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 investigations 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:**

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