



# City of Broken Arrow

## Minutes

### City Council Meeting

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

City Hall  
220 S 1<sup>st</sup> Street  
Broken Arrow OK  
74012

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Monday, August 4, 2025	Time 6:30 p.m.	Council Chambers
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**1. Call to Order**

Vice Mayor Johnnie Parks called the meeting to order at 6:30 p.m.

**2. Invocation**

Pastor Scott Moore led the Invocation.

**3. Roll Call**

**Present: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks.  
**Absent: 1 -** Debra Wimpee

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

The Pledge was led by Council Member Justin Green.

**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 Owners' 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

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

**Move to Approve Consent Agenda**

The motion carried by the following vote:

**Aye: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**6. Consideration of Items Removed from Consent Agenda - NONE**

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

**A. 25-1131 Recognition of Visit Broken Arrow for winning two Oklahoma Tourism Redbud Awards**

Makala Barton, Tourism Manager, presented Item 25-1131 and expressed appreciation to the council for its continued support and shared news of recent achievements at the Annual Oklahoma Tourism Conference in June. The department won two marketing-related Merit Awards: one for Outstanding Media Coverage for the "Christmas in Broken Arrow" event and another for Best Marketing Campaign – Small Budget for the "Bullseye Campaign." Erin

Hofener, Marketing and Communications Coordinator, brought the awards to display as they thanked the council and celebrated the recognition of their work.

**B. 25-928 Presentation of post-event update for the 2025 Rooster Days Festival**

Makala Barton, Tourism Manager, presented Item 25-928 and introduced Tiffany Shepherd from the Broken Arrow Chamber, who attended the meeting to provide a recap of the 2025 Rooster Days Festival. It was noted that the city has long supported the event, contributing \$20,000 annually from Visit Broken Arrow funds, and part of that support includes receiving an annual report on the festival's outcomes. Shepherd's presentation was given in fulfillment of that requirement.

Tiffany Shepard, representing the Broken Arrow Chamber, presented a recap of the 2025 Rooster Days Festival to the council. She reported that the event surpassed its internal attendance goal, drawing more than 41,000 visitors. The festival featured a strong entertainment lineup, popular vendors, a successful parade, and high participation in the run event. Shepherd highlighted new marketing strategies, including partnerships with three social media influencers targeting different audiences, alongside traditional advertising with Griffin Communications through radio, commercials, and online promotion. Posters were distributed across local businesses, and an educational outreach initiative introduced a children's book about Rooster Days, shared at local elementary schools with guest readers and promotional stickers. She confirmed that the next Rooster Days Festival will be held May 14–17, 2026, and expressed gratitude for the city's continued support and funding through Visit Broken Arrow, which she said is vital to the festival's success.

**C. 25-1066 Presentation of the results of the Public Safety Micro Survey**

Aaron McColloch, Director of Communications, presented Item 25-1066, which highlighted community feedback regarding police, fire, ambulance, 911 dispatch, and emergency preparedness services in the June Public Safety Survey. The survey ran for three weeks, featured five questions, and gathered 2,210 responses. Respondents rated each service on a five-point scale: excellent, good, fair, poor, or don't know. For clarity, results for "excellent" and "good" were combined into a single positive category. These combined positive ratings closely matched the results from the 2024 comprehensive survey, indicating consistent public satisfaction with the quality of public safety services.

The presentation summarized results from the June Public Safety Survey, which gathered 2,210 responses over three weeks. Participants rated services like police, fire, ambulance, 911 dispatch, and emergency preparedness on a five-point scale. Results combined "excellent" and "good" responses, showing public sentiment remained consistent with the 2024 comprehensive survey, indicating intense satisfaction with public safety services.

When asked about priorities for future bond funding, 81% rated acquiring fire trucks and ambulances as essential, and 83% said the same about adding outdoor warning sirens. Expanding the animal shelter, initially built in 2011, received about 70% support in the top categories. The planned public safety training campus also polled favorably, with new burn buildings rated highest at 72% and most features exceeding 60% support.

Council members observed that fewer people participated in the public safety survey than in the ongoing library survey, interpreting this as a sign of public confidence in existing safety services. They emphasized the value of visual materials and public education to help residents understand proposed improvements, especially for the training campus. The discussion also highlighted Broken Arrow's high citizen engagement, with survey participation recognized as a model by the city's survey partner, Polco.

**D. 25-1132 Presentation regarding update on the Broken Arrow Micro Transit Program**

Rocky Henkel, Director of Community Development, presented Item 25-1132, which detailed the update on the Broken Arrow Microtransit program's progression since its launch in March 2024 as an on-demand, curb-to-curb transportation service in partnership with Metrolink. Phase 1 established initial service, followed by Phase 2 expansions in October (service area) and December (weekday hours extended to 7 a.m.–6 p.m.). Usage has grown significantly, with 4,575 riders between February and July 2025, averaging 183 passengers weekly—a 449% increase compared to the discontinued 508 Tulsa bus route, which averaged 170 passengers per month.

A public survey with 1,178 responses guided potential Phase 3 changes. Nearly half of respondents supported weekend service from 10 a.m. to 2 p.m., and 53% favored expanding into the largest proposed service area. However, implementation is delayed due to a driver shortage at Metrolink. City staff are exploring solutions, including internal staffing or temporary hires, to maintain data collection and evaluate the program before making permanent commitments. The council expressed support for cautious expansion aligned with sustainable

funding and operational capacity.

Further discussion clarified how the microtransit service functions and the steps for residents to use it. Riders must begin and end trips within the designated service area. For instance, a resident might use the program to commute to and from a doctor's appointment when their vehicle is unavailable. To ride, individuals must first obtain a transit card; minors, seniors over 70, and veterans qualify for free rides. Cards are issued through City Hall, where staff help applicants complete the registration process.

Ridership data from February to July showed 4,575 trips, with one week of service canceled due to weather. Council members expressed satisfaction with the program's 400% increase over the former bus route and supported expanding weekend service from 10 a.m. to 2 p.m. They also favored using city employees as drivers to maintain quality service and ensure familiarity with local routes, acknowledging that this approach provides better customer experience and operational oversight.

**E. 25-273 Update on the 2026 General Obligation Bond Package**

City Manager Michael Spurgeon presented Item 25-273, an update on the bond package, highlighting three main points. First, city staff are continuing to refine project estimates to ensure the council has accurate cost information, accounting for limited funding and the timing of when projects can realistically be completed. Second, the steering committee is finalizing its review and recommendations, with members expected to participate in upcoming public forums. Third, the city will hold three public forums for community feedback: one on August 28 and two more on September 3 and September 25. These meetings are open to everyone, and details will be included in utility bill mailings. The forums are intended to gather input on project priorities as the bond planning process advances into its next phase.

**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**

Matt Hendren, Director of Parks & Recreation, presented Item 25-1090, requesting that the council consider appointing a council member to the board of the Broken Arrow Community Playhouse. The discussion was framed as an opportunity for council input and decision-making on representation for this local arts organization. Council Member David Pickel was nominated.

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

**Move to Approve City Councilor, or an appointed designee, to the Broken Arrow Community Playhouse Board.**

The motion carried by the following vote:

**Aye: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Cindy Arnold, Director of Finance, presented Item 25-1085, reviewed the annual update to the manual of fees, which are adjusted each October but evaluated early to incorporate into the budget. Staff explained that most fees are increasing by 3%, with cemetery fees adjusted by 2.5% rather than the complete 5% Consumer Price Index increase. Utility rates were evaluated through a Black & Veatch study, and water, sewer, stormwater, and solid waste/recycling will rise by an average of 9.7%, or about \$12.69 per month for a 7,000-gallon user. This increase reflects rising costs for tipping fees, recycling, lab services, and electricity. Fees regulated by the ABLE Commission remain unchanged. Battle Creek Golf Course rates saw minor increases, and overall utility bills continue to include water, wastewater, stormwater, solid waste, recycling, Life Ride, and streetlights. Staff recommended adopting Resolution 1680 to approve the fiscal year 2026 manual of fees.

Council members discussed the proposed fee increases, emphasizing the balance between rising operational costs and maintaining high-quality services for residents. They noted an extensive review of the manual of fees, special meetings, and comparisons with other cities to ensure fairness. Several members highlighted that increases in tipping and recycling fees, as well as inflation in utilities and testing, left few alternatives but to raise rates. They stressed

that Broken Arrow's water and sewer systems are among the best in the state, and maintaining this quality is essential for safety and quality of life. The average increase, about \$12.69 per month for a typical household using 7,000 gallons, was presented as necessary but reasonable in comparison to peer cities. Staff confirmed this aligns with the Black & Veatch rate study and recommended adoption of the resolution to approve the updated fees.

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

**Move to Approve Item 25-1085, 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**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Charlie Bright, Director of Engineering and Construction, presented Item 25-1037, the second amendment to the contract with Jacobs, the consultant assisting with the city's bond planning process. Jacobs' original contract, approved in the prior fiscal year, covered high-level evaluations of all proposed projects, which initially totaled between \$1.2 and \$1.4 billion. With the list of projects now narrowed and refined, the firm's initial scope has been completed. The new amendment expands Jacobs' role to provide detailed cost estimates, project exhibits, 3D renderings, and floor plans to support the final bond package and public communications. Staff recommended approval of this amendment to allow Jacobs to continue through the next phase of the bond preparation process.

The discussion clarified that Jacobs is only responsible for creating conceptual renderings and high-level visuals that can be used for public outreach and bond marketing. These renderings are not final designs; their purpose is to illustrate the scale and intent of the proposed projects without committing to exact architectural details. If the bond is approved, the city will hire specialized architects or consultants to develop detailed floor plans, layouts, and final design elements. This approach avoids unnecessary expenditures on detailed design work before voter approval while still providing the public with a clear idea of what is being proposed.

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

**Move to Approve Item 25-1037, 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**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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)**

Travis Small, Transportation Division Manager, presented Item 25-1038, the city received federal Community Development Block Grant funding for a roadway project in the downtown area, focusing on Freeport Street between Main and Fifth, along with adjacent blocks. After completing design plans with a consulting firm, the project was bid out in July. Three bids were received, and Cherokee Pride submitted the lowest bid at approximately \$573,292, which came in below the engineer's estimate of \$643,634. Staff recommended awarding the project to Cherokee Pride.

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

**Move to Approve Item 25-1038, 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)**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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)**

Rocky Henkel, Director of Community Development, presented Item 25-1043, BAZ 2238-2025, which is a rezoning request for approximately 6.45 acres at the northwest corner of New Orleans Street and 9th Street, seeking to change the zoning from A1 Agricultural to CG

Commercial General. The site is designated Comprehensive Plan Level 4, which supports commercial uses. The development will include Harvest Church as well as additional commercial space, with future access planned from both New Orleans Street and Lynn Lane Road. A specific use permit for the church assembly is anticipated later. The Planning Commission reviewed the request on June 26, 2025, and recommended approval subject to platting. Two citizens provided comments during that meeting, mainly regarding layout and site development questions. Staff also recommends approval.

Cindy Starr, a longtime member of Harvest Church, spoke in support of the rezoning request, emphasizing the church's growth and the pastors' commitment to serving the community. They described the church's history of positive contributions to Broken Arrow and expressed hope that the rezoning would allow them to expand their facilities and continue their outreach efforts.

Council members invited the applicant for Harvest Church to share their perspective on the rezoning request. The applicant expressed enthusiasm for expanding the church, highlighting plans to incorporate retail space and continue their mission of serving and blessing Broken Arrow. They noted the church's ongoing growth and described this property as an ideal location for their next phase. A council member praised the church's track record of quality improvements to their current facility and acknowledged the positive community influence of their outreach efforts, particularly their long-standing monthly luncheons for city leaders that include prayer and fellowship, which they cited as a unique strength in the community.

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

**Move to Approve Item 25-1043, 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)**

The motion carried by the following vote:

Aye: 4 -

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Kelly Cox, Human Resources Director, presented item 25-1080. The presentation outlined the proposed two-year collective bargaining agreement between the City of Broken Arrow and the International Association of Firefighters, effective from July 1, 2025, through June 30, 2027. The deal includes significant updates to union business protocols, funeral leave, time exchanges, and vacation policies. Notable changes involve adding Christmas Eve as a paid holiday, expanding vacation accumulation for 40-hour employees, and introducing a vacation leave donation program. Insurance contributions will increase by 3% in both 2025 and 2026, and sick leave incentives will shift to an hours-based system with stricter reporting requirements. Pay adjustments include a 4% wage increase for most personnel, 2% for battalion chiefs due to their move to non-exempt status, and an additional 4% increase in 2026. The contract also establishes provisions for a future district chief role tied to the opening of Fire Station 8. Additional modifications incorporate prior memorandum of understanding into the formal contract. Staff recommended approval of the agreement.

Councilor Justin Green acknowledged the extensive details of the proposed collective bargaining agreement and expressed appreciation for the professionalism and collaboration shown during negotiations. They highlighted that the process avoided drawn-out mediation and commended both city leadership and the union for their efforts. Justin Sharp, representing the firefighters' union, also thanked the council and city staff for constructive negotiations, noting the balanced outcome of the agreement. Following approval of the contract, Mr. Surgeon clarified that this agreement resolves matters related to Fire Station 8 and recommended revising the 2018 bond allocations to ensure funding for the station's completion and future bidding process.

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

**Move to Approve Item 25-1080, Fiscal Year 2025-2027 collective bargaining agreement with the International Association of Firefighters (IAFF) Local No. 2551**

The motion carried by the following vote:

Aye: 4 -

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Trevor Dennis, City Attorney, presented Item 25-1107, Resolution 1686, which seeks authorization for the City Legal Department to pursue a district court order to abate a nuisance property at 21410 East 38th Street South. Previous abatement steps, including a public hearing and an order of abatement, have already been completed, but the property owner has not complied. Obtaining a district court order would allow the city to move forward with abating



the nuisance directly. No objections were raised, and the resolution was recommended for approval.

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

**Move to Approve Item 25-1107, 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**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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**

Trevor Dennis, City Attorney, presented Item 25-1116, Resolution 1687, which authorizes the City Attorney's Office to formalize the closure of a waterline easement located a quarter mile south of Tucson Street and half a mile west of Elm Place. The easement is no longer needed for city utilities and was already vacated in April, with confirmation from the Utilities Department that no infrastructure remains. Approval of this resolution would allow the city to foreclose any rights to reopen the easement in the future.

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

**Move to Approve Item 25-1116, 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**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Trevor Dennis, City Attorney, presented Item 25-976, an ordinance update addressing unauthorized camping on private and public property in Broken Arrow. The legal department, working with the police department, proposed this change to streamline enforcement in cases where out-of-town property owners are difficult to contact. Under the ordinance, individuals camping on private property must have written permission from the property owner. Police officers may request this written authorization; if none is provided, they issue a notice that includes information on available social, medical, and mental health services. If the individual remains without permission, they can be cited or arrested for trespassing. The ordinance also clarifies that camping on public property is prohibited unless specifically authorized by the City Council or the city manager.

Council members expressed strong support for the updated ordinance on trespassing and unauthorized camping. They noted that police have long faced difficulties in quickly identifying and contacting out-of-town property owners, leaving encampments unresolved for extended periods. The ordinance was praised for simplifying enforcement and providing apparent authority for officers to act, while also requiring that individuals be offered information about available social and treatment services. Members emphasized that this approach balances public safety with compassion, making neighborhoods safer while giving those trespassing access to potential help.

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

**Move to preview 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**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Kelly Cox, Human Resources Director, presented Item 25-1063, the proposed ordinance revision that loosens current hiring restrictions for applicants with specific criminal backgrounds. The current rule bars anyone with any felony or misdemeanor involving moral turpitude, but the updated language removes the vague "moral turpitude" standard and focuses instead on felonies. Under the new framework, felony convictions would be reviewed on a case-by-case basis by the department head, with a general five-year look-back period. After five years, further review could still occur if warranted. This change aims to provide more precise criteria, allow more flexibility in hiring, and create opportunities for applicants who may have rehabilitated since their conviction.

Further discussion clarifies that the ordinance change would not prevent the HR Director from reviewing misdemeanors; it simply removes the ambiguous "moral turpitude" language. The intent is to allow discretion in evaluating misdemeanors based on the job's responsibilities. For example, a DUI conviction would not automatically disqualify an applicant for a non-driving position like a finance or utility clerk role. The council's question ensured the change still gives the HR Director authority to evaluate such cases individually, rather than imposing an automatic disqualification.

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

**Move to preview Ordinance No. 3885, and set for adoption**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Jamie Ott, Emergency Management Director, presented Item 25-1106, the preview introduces an ordinance designed to secure Broken Arrow's public warning system and provide a framework for addressing cybersecurity threats. By adopting it, the city can formally request investigative or technical assistance from federal partners when system vulnerabilities or breaches occur. The measure focuses on prevention, rapid response, and strengthening resilience for emergency communications infrastructure. It appears intended as a proactive step rather than a reaction to a current breach.

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

**Move to preview Ordinance No. 3888, and set for adoption**

The motion carried by the following vote:

**Aye: 4 -**

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

**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**

Trevor Dennis, City Attorney, presented Item 25-1105, Ordinance Number 3883, updates Broken Arrow's LifeRide program to reimburse subscribers who are transported by mutual aid ambulances when city units are unavailable. Under this amendment, the city manager may authorize reimbursements up to \$1,500 or 40% of the transport bill for individuals without insurance. The change ensures that subscribers are not financially penalized when mutual aid is required during emergencies originating within city limits, aligning the program's benefits with its intent to provide predictable coverage for participants.

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

**Move to Approve Item 25-1105, 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**

The motion carried by the following vote:

**Aye: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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**

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

**Move to Approve Item 25-1120, 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**

The motion carried by the following vote:

**Aye: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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**

Trevor Dennis, City Attorney, presented Item 25-1104, Ordinance Number 3884, which introduces an exception to the city's existing prohibition on new billboards under Section 5.7 of the Zoning Code. It allows new privately owned billboards to be installed on city-owned property, provided they are governed by a valid lease agreement approved by the City Council. These billboards must comply with Oklahoma Department of Transportation standards and any additional conditions established by the lease or council resolution. This amendment is designed to give the city flexibility in managing signage on public property while maintaining oversight and regulatory compliance.

The discussion highlighted that while Ordinance Number 3884 itself doesn't directly restrict billboard content, the lease agreements approved by the City Council would provide a mechanism to include content guidelines or restrictions. This means the City could prohibit certain types of advertising inconsistent with community standards or City values, and also reserve space for promoting City events or initiatives. Council members expressed support for incorporating this discretion to avoid reputational issues and ensure alignment with municipal interests.

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

**Move to Approve Item 25-1104, 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**

The motion carried by the following vote:

**Aye: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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**

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

**Move to Approve Item 25-1121, 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**

The motion carried by the following vote:

**Aye: 4 -** David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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**

Rocky Henkel, Director of Community Development, presented Item 25-1098, Ordinance Number 3886 seeks to amend the zoning ordinance for a 21.8-acre parcel west of Omaha Street

and Elm Avenue, tied to BAZ 452-2022 and PUD 453-2022. The City Council originally approved these items in February 2023 on the condition that the property be platted. The platting for a 29-acre portion, named Ironwood, was completed in Tulsa County on July 18, 2025. With this requirement met, the staff recommends adoption of Ordinance 3886 along with its emergency clause to finalize zoning compliance for the development.

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

**Move to Approve Item 25-1098, 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**

The motion carried by the following vote:

Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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

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

**Move to Approve Item 25-1099, 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**

The motion carried by the following vote:

Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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

Rocky Henkel, Director of Community Development, presented Item 25-1113, Ordinance Number 3889, which addresses BAZ 1984 and PUD 315. These involve property previously approved for rezoning and planned unit development, with the condition that it be platted. The original rezoning from R2 to RS3 occurred in October 2017, and PUD 315 covering 68.32 acres was approved in September 2020, both contingent on platting. This requirement has now been satisfied, as 38.72 acres were platted on July 16, 2025, as Estates at Lynn Lane 2, Blocks 7–11. Located about half a mile north of New Orleans and half a mile east of 9th Street, staff recommends adoption of Ordinance 3889 and its emergency clause to finalize zoning compliance for this development.

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

**Move to Approve Item 25-1113, 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**

The motion carried by the following vote:

Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

- 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

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

**Move to Approve Item 25-1114, 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**

The motion carried by the following vote:

Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

12. Remarks and Inquiries by Governing Body Members

Council Member Lisa Ford shared highlights from recent and upcoming community events. She praised the success of the back-to-school bash hosted by the Assembly Church. it was

supported by the Broken Arrow Police Department, which provided over a thousand backpacks, school supplies, and complimentary services, including haircuts, to local students. She emphasized the essential role of community sponsors in making the event possible. She thanked both the Police and Fire Departments for their participation, which included vehicles and interactive activities for kids. She also reminded residents about National Night Out, encouraging neighborhood participation in events featuring police, firefighters, and family-friendly activities like ice cream and spray-downs for children.

Council Member Justin Green noted a new symbolic addition to the chambers — the presence of the City of Broken Arrow flag. They shared their appreciation for finally having the city flag displayed, saying it was an honor to see the city represented in the council chambers.

Council Member David Pickel emphasized the importance of community participation in city surveys, explaining that resident feedback directly informs and guides council decisions. They encouraged citizens to continue filling out surveys to ensure their voices are reflected in future planning.

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

City Manager Michael Spurgeon followed up on Councilor Pickle's comments regarding surveys, noting that typical public surveys need 500–700 responses for a representative sample, but Broken Arrow routinely receives 2,000–4,000 responses, making its surveys a model for other municipalities. He praised the public engagement and the city staff's work in leveraging this data for policy decisions. He also recognized Councilor Pickle's birthday during the meeting.

Additionally, he reported on a drainage issue in the Indian Springs subdivision raised by residents at a prior council meeting. Following staff review and coordination with the Drainage Advisory Committee, plans are underway for design work and funding to address the problem, illustrating how citizen concerns lead directly to actionable infrastructure improvements.

Kenny Schwab, Assistant City Manager of Operations, stated the drainage issue in Indian Springs is moving forward for formal council consideration. The Drainage Advisory Committee recommended presenting the matter to the council, and funding for improvements to at least one of the drainage structures will be proposed at the next meeting. In addition to the immediate fix, staff will evaluate the broader drainage system in the area, as the problem has developed over time and now exceeds the capacity of the existing infrastructure. This approach will allow for both immediate relief and a longer-term strategy to address systemic issues.

City Manager Michael Spurgeon informed the council that preparations are underway for the Downtown Master Plan update. He likened the timing to a "two-minute warning" before major action begins, noting that requests for qualifications for a consultant will be issued later this month. The consultant will be selected using funds already approved in the budget, allowing work to start promptly. In late September or early October, the council will be asked to formally approve the creation of a citizen and business committee to guide the process, ensuring broad input into the planning effort for the downtown area.

*At approximately 7:52 p.m., Vice Mayor Parks noted there was an Executive Session and called for a recess for BAMA and BAEDA.*

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

**Move for a recess for BAMA and BAEDA**

The motion carried by the following vote:

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

Aye: 4 -

*At approximately 7:56 p.m., the room was cleared for Executive Session.*

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

**Move to clear the room for Executive Session**

The motion carried by the following vote:

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

Aye: 4 -

*At approximately 8:01 p.m. City Council entered into Executive Session.*

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

**Move to Enter into Executive Session**

The motion carried by the following vote:

David Pickel, Justin Green, Lisa Ford, Johnnie Parks

Aye: 4 -

**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. 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.

MOTION: A motion was made by Lisa Ford, seconded by Justin Green.  
**Move to find Executive Session necessary to discuss pending litigation and workers' compensation claims under 25 O.S. Section 307(B)(4).**  
The motion carried by the following vote:  
Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

MOTION: A motion was made by Lisa Ford, seconded by Justin Green.  
**Move to authorize the City Attorney to settle the workers' compensation claims in the amounts recommended by outside counsel.**  
The motion carried by the following vote:  
Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

MOTION: A motion was made by Lisa Ford, seconded by Justin Green.  
**Move to authorize the City Attorney to reject the property owner's settlement demand and negotiate a possible settlement of the condemnation action, Tulsa County District Court Case No. CJ-2025-2139, in the amount recommended by the City Attorney.**  
The motion carried by the following vote:  
Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

MOTION: A motion was made by Lisa Ford, seconded by Justin Green.  
**Move to authorize the City Attorney to decline Lamar's settlement demand, pay the jury verdict entered in Tulsa County District Court Case No. CJ-2017-1470, and dismiss the Petition in Error.**  
The motion carried by the following vote:  
Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

15. Adjournment

The meeting was adjourned at approximately 8:21 p.m.

MOTION: A motion was made by Johnnie Parks, seconded by Lisa Ford.  
**Move to Adjourn**  
The motion carried by the following vote:  
Aye: 4 - David Pickel, Justin Green, Lisa Ford, Johnnie Parks

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Mayor

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City Clerk

