



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, January 21, 2025

6:30 PM

Council Chambers
220 South 1st Street
Broken Arrow, OK

AMENDED AGENDA

1. Call to Order

2. Invocation

3. Roll Call

4. Pledge of Allegiance to the Flag

5. Consideration of Consent Agenda

- A. [25-8](#) Approval of the City Council Meeting Minutes of January 7, 2025
- B. [25-118](#) Approval of the Special City Council Meeting Minutes of January 7, 2025
- C. [25-119](#) Approval of the Special City Council Work Session Meeting Minutes of January 14, 2025
- D. [25-114](#) Acknowledgement of the submittal of the Financial Statements for General Fund, Broken Arrow Municipal Authority, Police Sales Tax Fund, Fire Sales Tax Fund, and Visit Broken Arrow for December 2024
- E. [24-1679](#) Approval of and authorization to execute Resolution No. 1620, a Resolution declaring the eligibility of the City of Broken Arrow to submit an application to the Indian Nations Council of Governments (INCOG) for use of Transportation Alternatives Program (TAP) Funds set forth by the Infrastructure Investment and Jobs Act (IIJA) for the New Orleans Street Shared-Use Path Project along the south side of New Orleans Street from 1st Place South to the west side of 9th Street in Broken Arrow and authorizing the Mayor to sign the application

- F.** [25-4](#) Approval of and authorization to execute Resolution No. 1621, a Resolution declaring the eligibility of the City of Broken Arrow to submit an application to the Indian Nations Council of Governments (INCOG) for use of Transportation Alternatives Program (TAP) Funds set forth by the Infrastructure Investment and Jobs Act (IIJA) for the 9th Street (Lynn Lane) Shared-Use Path Project along the west side of 9th Street from Omaha Street south to the intersection of Albany Street in Broken Arrow and authorizing the Mayor to sign the application
- G.** [25-85](#) Approval of and authorization to execute Resolution No. 1627, a Resolution of the City of Broken Arrow, Oklahoma concerning the commencement of formal renewal proceedings under the Federal Cable Communications Policy Act of 1984, as amended
- H.** [25-87](#) Approval of and authorization to execute an agreement with YWCA for Interpretation and Translation Services
- I.** [25-79](#) Approval of and authorization to declare 2012 Audi A4, Vehicle Identification Number WAUUAF3CN014964 surplus, and authorize donation to the Town of Gore
- J.** [25-94](#) Approval of and authorization to purchase annual maintenance and support for Cisco telephone equipment through Chickasaw Telecom, Inc
- K.** [24-1700](#) Approval of and authorization to purchase one (1) Ford F350 4WD Supercab and chassis from Joe Cooper Ford, skid unit from Casco industries, and radio package from L3 Harris Technologies, pursuant to the Oklahoma Statewide Contract SW0035, for Broken Arrow Fire Department
- L.** [24-1725](#) Approval of and authorization to execute Change Order No. 2 with Becco Contractors Inc for the Houston St Widening (ST2028)
- M.** [25-76](#) Approval of and authorization to execute Resolution No. 1624, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 13.0 and Temporary Construction Easement 13.A for the Houston Street: Olive to Aspen Avenue Roadway Improvements located at 2823 West Houston Street, Broken Arrow, OK 74012 in the Northwest Quarter of Section 16, Township 18 North, Range 14 East, Tulsa County, State of Oklahoma, from the Kyle and Rebecca Hunt Trust, and authorization of payment for \$9,900.00 for the Houston Street: Olive to Aspen Avenue Roadway Improvements, Parcel 13.0, 13.A. (Project No. ST2029)

- N. [25-6](#) Approval of and authorization to execute Resolution No. 1626, a Resolution authorizing acceptance of a General Warranty Deed for Parcel 10.0, which consists of 0.09 acres of Permanent Right-of-Way for the Aspen, Tucson-Jasper Roadway Improvements, The Parcel is located at 12527 South 145th East Avenue, Broken Arrow, Oklahoma in the Northwest Quarter of Section 3, Township 17 North, Range 14 East, Tulsa County, State of Oklahoma, from Debora Jane Lipford and authorization of payment in the amount of \$100,000.00 for the Aspen, Tucson-Jasper Roadway Improvements, Parcel 10.0. (Project No. ST2031)

- O. [25-127](#) Approval of PT-001962-2025|PR-000768-2024, Conditional Final Plat, Reserve at Pines III, approximately 0.35 acres, 1 Lot, RS-3(Single-Family Residential), (via BAZ-2041), located south of Omaha Street (51st Street) and west of 37th Street (209th E. Avenue)

- P. [25-120](#) Acceptance of a Detention Easement from Forum Properties, LLC on platted property located approximately south of the southeast corner of Albany Street (61st Street) and 23rd Street (County Line Road), shown as Exhibit A (Section 06, T18N, R15E) (EASE-001911-2024)

- Q. [25-121](#) Acceptance of a Drainage Easement from Forum Properties, LLC on platted property located approximately south of the southeast corner of Albany Street (61st Street) and 23rd Street (County Line Road), shown as Exhibit A (Section 06, T18N, R15E) (EASE-001912-2024)

- R. [25-122](#) Acceptance of a Utility Easement from 209th Street, LLC on property located approximately one-quarter mile south of Omaha Street (51st Street) and one-quarter mile east of 37th Street (209th East Avenue), shown as Exhibit A (Section 32, T19N, R15E) (EASE-001796-2024)

- S. [25-124](#) Acceptance of a Utility Easement from 209th Street, LLC on property located approximately one-quarter mile south of Omaha Street (51st Street) and one-quarter mile east of 37th Street (209th East Avenue), shown as Exhibit B (Section 32, T19N, R15E) (EASE-001797-2024)

- T. [25-125](#) Acceptance of a Utility Easement from 209th Street, LLC on property located approximately one-quarter mile south of Omaha Street (51st Street) and one-quarter mile east of 37th Street (209th East Avenue), shown as Exhibit C (Section 32, T19N, R15E) (EASE-001798-2024)

- U. [25-126](#) Acceptance of a Utility Easement from 209th Street, LLC on property located approximately one-quarter mile south of Omaha Street (51st Street) and one-quarter mile east of 37th Street (209th East Avenue), shown as Exhibit D (Section 32, T19N, R15E) (EASE-001799-2024)

- V. [25-95](#) Ratification of the Claims List Check Register Dated January 13, 2025

6. Consideration of Items Removed from Consent Agenda

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

- A. [25-129](#) Recognition of Broken Arrow resident and World War II and Korean War veteran Bishop William J. Cox to commemorate his 104th birthday
- B. [25-112](#) Presentation of a Certificate of Recognition of Broken Arrow High School Girls Wrestling Team
- C. [25-131](#) Presentation by Wagoner County Officials on upcoming sales tax vote
- D. [25-91](#) Presentation of the results of the Connectivity Micro-Survey
- E. [24-1687](#) Presentation updating the Council on the status of the Police and Fire crisis prevention and mitigation program

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. [25-135](#) Consideration, discussion, and possible approval of and authorization to declare Unit 0712, a 2007 Kubota U45 Mini excavator as surplus and authorize the transfer of ownership of this item to the City of Nowata in exchange for labor on a future City of Broken Arrow Project
- B. [24-1654](#) Consideration, discussion, and possible approval of and authorization to execute a Memorandum of Understanding between the City of Broken Arrow and the Board of County Commissioners of the County of Tulsa regarding the Tulsa County Court Clerk's satellite office in Broken Arrow
- C. [24-1558](#) Consideration, discussion, and possible appointment of one Council member to serve on the Broken Arrow Drainage Advisory Committee

10. Preview Ordinances - NONE

11. Ordinances

- A. [25-116](#) Consideration, discussion, and possible adoption of Ordinance No. 3848, an ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ-001788-2024, along with PUD-001787-2024 generally located one-half mile north of East Houston Street (81st Street) and one-quarter mile east of 9th street (177th East Avenue/ Lynn Lane Road), granting RM (Residential Multi-Family) zoning classification upon the tract along with PUD-001787-2024, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- B. [25-117](#) Consideration, discussion and possible approval of an emergency clause for Ordinance No. 3848

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 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 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