



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

*Mayor Craig Thurmond*  
*Vice Mayor Scott Eudey*  
*Council Member Johnnie Parks*  
*Council Member Debra Wimpee*  
*Council Member Christi Gillespie (via Videoconferencing and/or teleconferencing)*

*Members of the public may attend this meeting in person at Council Chambers or by joining from a computer, tablet, or smartphone using the following link:*  
*<http://www.brokenarrowok.gov/virtualmeetings>*

---

|                               |                |                             |
|-------------------------------|----------------|-----------------------------|
| <b>Tuesday, March 2, 2021</b> | <b>6:30 PM</b> | <b>Council Chambers</b>     |
|                               |                | <b>220 South 1st Street</b> |
|                               |                | <b>Broken Arrow, OK</b>     |

---

**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. [21-13](#) Approval of the City Council Special Meeting Minutes of February 18, 2021
- B. [21-254](#) Acceptance Planning Commission meeting minutes of January 14, 2021
- C. [21-255](#) Acceptance Planning Commission meeting minutes of January 21, 2021
- D. [21-256](#) Acceptance Planning Commission meeting minutes of January 28, 2021
- E. [21-344](#) Approval of and authorization to execute Budget Amendment Number 29 for Fiscal Year 2021
- F. [21-347](#) Approval of and authorization to execute Budget Amendment Number 31 for Fiscal Year 2021

- G. [21-229](#) Approval of and authorization to execute a Proclamation declaring April 2021 as World Autism Month and April 2, 2021 as World Autism Day in the City of Broken Arrow, Oklahoma
- H. [21-324](#) Approval of and authorization to execute Amendment No. 1 to Agreement for Professional Consultant Services with LandPlan Consultants, Inc for the City Hall Landscape/Lighting Parking Improvements (Project No. 2117100)
- I. [21-335](#) Ratification of approval of time extension request via force majeure for the Construction Contract 171703; Tiger Hill Soldier Pile Retaining Wall
- J. [21-325](#) Approval of and authorization to execute the First Amendment to the Agreement between the City of Broken Arrow, the Muscogee (Creek) Nation and Elderheart, Inc. d/b/a Mission 22 for Veterans Park Memorial, increasing the contributions of the City of Broken Arrow by \$60,000.00 and increasing the contributions of Elderheart, Inc. d/b/a Mission 22 by \$60,000.00 due to increased materials costs for the construction of a memorial to U.S. veterans who have fallen in the battle against veteran suicide and approve and authorize execution of Budget Amendment Number 30
- K. [21-343](#) Notification of the City Manager's and Assistant City Manager's execution of a contract with Gordon Outdoor Advertising and authorization to execute Budget Amendment Number 28 for Fiscal Year 2021 for use of the Cares Act Fund 347
- L. [21-330](#) Approval and authorization to execute Change Order #1 with R&L Construction, LLC on Construction Contract #ST1616B; Washington Street Improvements from Garnett Rd. to Olive Ave; Reinforced Concrete Package
- M. [21-326](#) Approval of PT20-118, Conditional Final Plat, Foundations Church, 1 lot, 7.50 acres, R-1 (Single-family Residential) to CG (Commercial General)/SP-297, located at the southeast corner of Kenosha Street (71st Street) and Olive Avenue (129th E. Avenue)
- N. [21-337](#) Approval of PUD-94X (Planned Unit Development) and BAZ-2075, Battle Creek Commercial Center, 4.91 acres for PUD-94X and 3.00 acres for BAZ-2075, PUD-94/CG to PUD-94X/CG and CH, located north of the Broken Arrow Expressway and Albany Street, one-half mile east of Aspen Avenue (145th E. Avenue)
- O. [21-340](#) Ratification of the Claims List Check Register dated February 22, 2021

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

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

- A. [21-269](#) Consideration, discussion and possible approval of Resolution No. 1382, a Resolution of the City of Broken Arrow recognizing and honoring the accomplishments of Brady Bacon in the field of Sprint Car and Midget Racing and possible presentation of the Resolution
- B. [21-333](#) Approval of and authorization to execute a Proclamation declaring the week of March 22, 2021 Arbor Week
- C. [21-349](#) Status update on bridge local ID No. 89 located on S. 193rd East Avenue (County Line Road) just north of E. 161st Street South

**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. [21-273](#) Consideration, discussion, and possible modification to Request to Appear Forms and Guidelines for City Council meetings and all other City Boards and Commissions meetings adopted by City Council on February 6, 2018, including but not limited to permanently changing or waiving the requirement for speakers to list and state their address before addressing City Council, City Boards or Commissions and regulating the manner of presentation by a member of the public by prohibiting the presentation of electronic or printed materials during the public comment period; prohibiting the live/active linking of any presentation and connection with the City's electronic computer system and/or audio/visual equipment by the public during the public comment period; and providing for the submission of printed electronic materials by the public to Council, Boards and Commissions; and any other changes to the Request to Appear Forms and Guidelines for City Council meetings and all other City Boards and Commissions as directed by Council
- B. [21-272](#) Consideration, discussion, and possible approval of Resolution No. 1383, a Resolution regarding the use of masks and other protective measures to reduce community transmission of the COVID-19 virus and pledging support to those property owners and businesses who required the use of a mask in the City of Broken Arrow
- C. [21-323](#) Consideration, discussion, and possible appointment of two council members to serve as liaisons for the Council as part of a partnership with the Broken Arrow Board of Education, Broken Arrow Chamber of Commerce, and Economic Development Corporation
- D. [21-327](#) Consideration, discussion, and possible approval of BAZ-2074 (Rezoning), TU Property, 81.17 acres, A-1 (Agricultural) to RS-4 (Single-Family Residential), west of the northwest corner of Washington Street (91st Street) and 23rd Street (193rd East Avenue/County Line Road)

- E. [21-320](#) Consideration, discussion, and possible approval of BACP-173 (Comprehensive Plan Change), City Project Comprehensive Plan Amendment, approximately 20 acres, Level 3 (Transition Area) to Level 6 (Regional Employment/Commercial), one-half mile south of Florence Street (111th Street), east of Aspen Avenue (145th East Avenue)
- F. [21-321](#) Consideration, discussion, and possible approval of PUD-324 (Planned Unit Development) and BAZ-2080 (Rezoning), City Project, approximately 20 acres, A-1 (Agricultural) and ON (Office Neighborhood)/SP-198 (Specific Use Permit) to CH (Commercial Heavy) and abrogation of SP-198, one-half mile south of Florence Street (111th Street), east of Aspen Avenue (145th East Avenue)

## **10. Preview Ordinances-NONE**

## **11. Ordinances**

- A. [21-316](#) Consideration, discussion, and possible adoption of Ordinance No. 3673 closing a detention easement from RC Lynn Lane, LLC, on property located one-eighth mile north of Washington Street (91st Street), one-half mile east of 9th Street (Lynn Lane), Tulsa County, State of Oklahoma, (Section 13, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (Detention Closure A2)
- B. [21-317](#) Consideration, discussion, and possible adoption of Ordinance No. 3674 closing a portion of a detention easement from RC Lynn Lane, LLC, on property located one-eighth mile north of Washington Street (91st Street), one-half mile east of 9th Street (Lynn Lane), Tulsa County, State of Oklahoma, (Section 13, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (Detention Closure B2)
- C. [21-318](#) Consideration, discussion, and possible adoption of Ordinance No. 3675 closing a portion of an overland drainage easement from RC Lynn Lane, LLC, on property located one-third mile north of Washington Street (91st Street), one-half mile east of 9th Street (Lynn Lane), Tulsa County, State of Oklahoma, (Section 13, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (ODE Closure A)
- D. [21-319](#) Consideration, discussion, and possible adoption of Ordinance No. 3676 closing an overland drainage easement from RC Lynn Lane, LLC, on property located one-third mile north of Washington Street (91st Street), one-half mile east of 9th Street (Lynn Lane), Tulsa County, State of Oklahoma, (Section 13, T18N, R14E); repealing all ordinances to the contrary; and declaring an emergency (ODE Closure B)

## **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**

**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 claim, and potential litigation or action, asserted by Kurt Hoffman, and investigation thereof, and taking appropriate action in open session, including possible authorization to settle, approve, or deny the claim, under 25 O.S. §307(B)(4).**
- 2. A pending claim, litigation or action, including potential resolution of a matter involving the claim of the City of Broken Arrow v. Contech, et. al., CJ-17-0295; Tulsa County Court Case and taking appropriate action in open session 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 worker's compensation claim and litigation 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.**

**15. Adjournment**

**NOTICE:**

This meeting will include executive session with Council Member Christi Gillespie appearing remotely via videoconferencing and/or teleconferencing. All other Council Members will be physically present at the meeting site for executive session.

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.

POSTED this \_\_\_\_ day of \_\_\_\_\_, 2021, at \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
City Clerk