



City of Broken Arrow

Request for Action

File #: 20-491, Version: 1

**Broken Arrow City Council
Meeting of: 05-19-2020**

Title:

Consideration, discussion, and presentation of information related to the Glen Eagle/Steeplechase Farms assessment district, including but not limited to, the public notice and hearing for the assessment district and the consideration by the City Council of objections from the public to the proposed assessment roll

Background:

At the 5-5-2020 City Council Meeting, the council heard from the public regarding a request to waive an assessment related to property contained within the Glen Eagle/Steeplechase assessment district. The council directed staff to investigate the assessment roll, specifically with an emphasis on looking at the notice of hearing issued to the public and any considerations of public objections by the City Council at the hearing.

By way of background, once an Assessment Roll is filed, City Council must set a time for holding a public hearing on complaints or objections that may be made concerning the apportionment of the lots. The Hearing must be set not less than 5 nor more than 30 days from the date of the last publication of notice. Here, on October 7, 2008 City Council passed Resolution No. 547 establishing the necessity of the improvements to the storm-water systems of Steeplechase Farms and Amended Glen Eagle. Attached is a copy of Resolution No. 547.

City Council then set a hearing date for November 18, 2008 at 6:30 p.m. during the regularly scheduled Council Meeting. Notice was published in the Tulsa Daily Commerce & Legal news on October 23 & 30 and the Broken Arrow Ledger on October 25 & November 1, 2008. The Publisher's Affidavit providing notice of the public hearing is attached.

The public hearing was held as advertised on November 18, 2008. According to the minutes of the meeting, there were two objections/complaints regarding the assessment district, including, city resident Jacquelyn Jacobs, who had questions regarding the amount of the assessment and how it was charged to the citizens. City resident Tamara O'Mara, spoke regarding concerns about a proposed pipe that would be laid through her lot. The pertinent minutes are attached.

On December 2, 2008 Council passed Resolution No. 556 finding that following the public hearing on the improvements the City Council found the protests were insufficient. Resolution No. 556 is also attached. Council's findings regarding the sufficiency of the protests are conclusive and binding.

Cost: None

Funding Source: N/A

Requested By: Trevor Dennis, City Attorney

Approved By: City Manager's Office

Attachments: Resolution 547
Affidavit of Publication
Minutes from City Council meeting on November 8, 2008
Resolution 556

Recommendation:

Informational only-no action needed