

10/06/2023 03:33 PM

**Office of the
City Clerk**

NOTICE AND AGENDA

TULSA CITY COUNCIL - Regular Meeting

5:00 PM, Wednesday, October 11, 2023

Council Chamber, 2nd Floor - 175 E. 2nd St., Tulsa, OK 74103

Persons who require a special accommodation to participate in this meeting should contact Secretary to the Tulsa City Council Lori Doring, 175 East Second Street, Fourth Floor, Tulsa, Oklahoma, 918-596-1990 or via Email: loridoring@tulsacouncil.org, as far in advance as possible and preferably at least 48-hours before the date of the meeting. Persons using a TDD may contact OKLAHOMA RELAY at 1-800-722-0353 and voice calls should be made to 1-800-522-8506 to communicate via telephone with hearing telephone users and vice versa.

INTRODUCTION AND NOTICE TO THE PUBLIC

At this Regular Meeting of the City Council, in accordance with and pursuant to applicable Council Rules and Robert's Rules of Order, the Council will consider, discuss, and may take action on, adopt, amend, reject, or defer action on any item listed on this Agenda. In accordance with the City Charter and state law, the Council may approve and adopt a budget and/or amendments to the budget, including adding, deleting, increasing, or decreasing any appropriations, expenditures, and amounts thereof.

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held at 4:00 PM on September 13, 2023. [CC 10/11/23] 23-857-1 [Supporting Documentation](#)
- b. Minutes of Regular Meeting held at 5:00 PM on September 13, 2023. [CC 10/11/23] 23-857-2 [Supporting Documentation](#)

2. APPOINTMENTS & REAPPOINTMENTS

- a. Martin Newman – Appointment to the Tulsa Performing Arts Center Trust replacing Taylor Hanson; term expires June 30, 2025. (CD-4) [UED 9/20/23; UED 9/27/23; CC 10/11/23] 23-780-2
- b. Tina Pena – Reappointment to the Metropolitan Tulsa Transit Authority; term expires July 31, 2026. (Attended 96/127 meetings.) (CD-9) [PW 9/27/23; CC 10/11/23] 23-800-1
- c. Royce Ellington – Reappointment to the Tulsa Preservation Commission; term expires October 1, 2026. (Attended 25/32 meetings.) (CD-5) [UED 9/27/23; CC 10/11/23] 23-798-1

3. PUBLIC HEARINGS

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed Ordinance closing a Public Way requested by Todd Gore of the Oklahoma Turnpike Authority, closing a portion of W. 41st St. S., situated west of the Gilcrease Expressway Expansion Project., located at 5700 W. 41st St., to facilitate construction of the Gilcrease Expressway expansion. (CD-2) (Public Hearing: 10/11/23) [PW 10/11/23; CC 10/11/23; CC 10/25/23] 23-829-3
[Supporting Documentation](#)

4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.
- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution declaring surplus property and transferring title for property located at 910 W. 51st St., approving the sale of such property to the State of Oklahoma upon payment of thirty-six thousand, three hundred fifty dollars (\$36,350.00) for a waterline project for Hwy. 75 and I-44 Interchange Improvements. [PW 9/27/23; CC 10/11/23] 23-805-2
[Supporting Documentation](#)
- c. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution declaring surplus property and transferring title for property located on Riverside Dr., in the vicinity of 42nd Pl., approving the sale of such property to Scott A. and Vanessa K. Robinson, to move the right-of-way lines to match the adjacent lots. [PW 9/27/23; CC 10/11/23] 23-806-2
[Supporting Documentation](#)
- d. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution adopting the Economic Development Incentives Policy dated May 4, 2023, pursuant to the provisions of Title 6, Chapter 2, Section 206 of the Tulsa Revised Ordinances. [UED 9/13/23; UED 9/20/23; PW 9/27/23; CC 10/11/23] 23-755-5
[Supporting Documentation](#)
- e. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Pierce Manufacturing in the amount of seven hundred fifty dollars (\$750.00) for Lorenzer Holmes, Jr. to travel to Appleton, WI on October 9-13, 2023, to do the final inspection of ladder trucks as part of the ordering process. [CC 10/11/23] 23-837-1
[Supporting Documentation](#)
- f. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Pierce Manufacturing in the amount of seven hundred fifty dollars (\$750.00) for Garrett Reed to travel to Appleton, WI on October 9-13, 2023, to do the final inspection of ladder trucks as part of the ordering process. [CC 10/11/23] 23-838-1
[Supporting Documentation](#)

- g. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from IOS Solutions in the amount of one thousand, seven hundred nine dollars and ninety-six cents (\$1,709.96) for Heather Weakley to travel to Indianapolis, IN on August 27-September 1, 2023, to be an assessor for the Indianapolis Metropolitan Police Department Assessment Center. [CC 10/11/23] 23-839-1
[Supporting Documentation](#)
- h. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: TTCU Tulsa Run scheduled for October 28, 2023, starting at 300 S. Boston Ave. (CD-1,4) [CC 10/11/23] 23-853-1
[Supporting Documentation](#)
- i. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: BooHaHa scheduled for October 21, 2023, starting at 4500 S. Peoria Ave. (CD-9) [CC 10/11/23] 23-854-1
[Supporting Documentation](#)
- j. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Kendall Whittier Arts Festival scheduled for October 14, 2023, at 1 S. Yorktown Ave. (CD-1) [CC 10/11/23] 23-855-1
[Supporting Documentation](#)
- k. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: October ONEOK Field Events scheduled for October 7, 2023, at 201 N. Elgin Ave. (CD-1) [CC 10/11/23] 23-856-1
[Supporting Documentation](#)
- l. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Welltown Oktoberfest scheduled for October 12-15, 2023, at 100 N. Boulder Ave. (CD-1) [CC 10/11/23] 23-860-1
[Supporting Documentation](#)
- m. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Greenwood Chamber of Commerce (GCC) Anniversary of Million Man Movement scheduled for October 13-15, 2023, at 100 N. Greenwood Ave. (CD-1) [CC 10/11/23] 23-861-1
[Supporting Documentation](#)
- n. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: University of Tulsa Football Game scheduled for October 19, 2023, at 800 S. Harvard Ave. (CD-4) [CC 10/11/23] 23-862-1
[Supporting Documentation](#)
- o. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Oktoberfest scheduled for October 17-22, 2023, at 2000 S. Jackson Ave. (CD-2) [CC 10/11/23] 23-863-1
[Supporting Documentation](#)

5. **AUTHORITIES, BOARDS & COMMISSIONS**

- a. Monthly Status Report from the Sales Tax Overview Committee on current activities and efforts. [CC 10/11/23] 23-864-1
[Supporting Documentation](#)
- b. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7735 from CH, OL, and RS-3 to MX2-V-65 with an Optional Development Plan for property located at the NE/c of E. 33rd St. S. and S. Peoria Ave. requested by Stuart VanDeWiele. (Property owner: BOKF Foundation) (CD-9) (TMAPC voted 8-0-0 to recommend **APPROVAL** of MX2-V-65 zoning.) [UED 9/27/23; CC 10/11/23; CC 10/25/23] 23-815-2
[Supporting Documentation](#)
- c. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application PUD-488-A abandoning PUD-488 for property located at the NE/c of E. 33rd St. S. and S. Peoria Ave. requested by Stuart VanDeWiele. (Property owner: BOKF Foundation) (CD-9) (TMAPC voted 8-0-0 to recommend **APPROVAL** of PUD-488-A.) [UED 9/27/23; CC 10/11/23; CC 10/25/23] 23-814-2
[Supporting Documentation](#)
- d. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7736 from RM-2 to CS for property located at the NW/c of S. Quaker Ave. and E. 13th Pl. S. requested by Mark Capron. (Property owner: Peoria Pawn, LLC, c/o Eric Richards.) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning.) [UED 9/27/23; CC 10/11/23; 10/25/23] 23-811-2
[Supporting Documentation](#)
- e. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution No. 2895:1053 of the Tulsa Metropolitan Area Planning Commission, pursuant to Title 19, Oklahoma Statutes, Section 863.7; amending the Tulsa Comprehensive Plan by adopting an amendment (CPA-107) changing the land use designation from "Neighborhood" to "Multiple Use" on approximately .3 acres located at the NW/c of S. Quaker Ave. and E. 13th Pl. S. requested by Mark Capron. (Property owner: Peoria Pawn, LLC, c/o Eric Richards) (CD-4) (TMAPC voted 9-0-0 to adopt the "Multiple Use" land use designation and recommend City Council **APPROVE** Resolution No. 2895:1053.) [UED 9/27/23; CC 10/11/23] 23-810-2
[Supporting Documentation](#)
- f. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7738 from AG, OL, OM, and CS to CS for property located at the SE/c of S. Memorial Dr. and E. 68th St. S. requested by Club Carwash Operating, LLC. (Property owner: RH, Inc. and Nichola V. Duncan Revocable Trust.) (CD-7) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning.) [UED 9/27/23; CC 10/11/23; CC 10/25/23] 23-809-2
[Supporting Documentation](#)
- g. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7731 from IL and RS-4 to CG with an Optional Development Plan for property located south of the SW/c of E. 5th St. S. and S. Victor Ave. requested by Nathan Cross. (Property owner: 540 S. Victor Ave., LLC, c/o 2 W. 2nd St.) (CD-1) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CG zoning with an Optional Development Plan.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-736-5
[Supporting Documentation](#)

- h. Consideration and possible approval, adoption, denial, amendment or revision of Resolution No. 2895:1051 of the Tulsa Metropolitan Area Planning Commission, pursuant to Title 19, Oklahoma Statutes, Section 863.7; amending the Tulsa Comprehensive Plan by adopting an amendment (CPA-105) changing the land use designation from "Neighborhood" to "Employment" on approximately .3 acres located south of the SW/c of E. 5th St. S. and S. Victor Ave. requested by Nathan Cross. (Property owner: 540 S. Victor Ave., LLC, c/o 2 W. 2nd St.) (CD-1) (TMAPC voted 9-0-0 to adopt the "Employment" land use designation and recommend City Council **APPROVE** Resolution No. 2895:1051.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23] 23-737-4
[Supporting Documentation](#)
- i. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7729 from RM-2/NIO to CS/NIO for property located at the NW/c of S. Utica Ave. and E. 13th Pl. S. requested by Lou Reynolds. (Property owner: Mandalay Bay Investments, LLC.) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS/NIO zoning.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-738-5
[Supporting Documentation](#)
- j. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application PUD-722-A, major amendment to establish two (2) development areas for property located at the NW/c of S. Utica Ave. and E. 13th Pl. S. requested by Lou Reynolds. (Property owner: Mandalay Bay Investments, LLC) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of PUD-722-A.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-739-5
[Supporting Documentation](#)

6. ORDINANCES - FIRST READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a Public Way requested by Todd Gore of the Oklahoma Turnpike Authority, closing a portion of W. 41st St. S., situated west of the Gilcrease Expressway Expansion Project., located at 5700 W. 41st St., to facilitate construction of the Gilcrease Expressway expansion. (CD-2) (Public Hearing: 10/11/23) [PW 10/11/23; CC 10/11/23; CC 10/25/23] 23-829-2
[Supporting Documentation](#)
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of twenty-six thousand dollars (\$26,000.00) from revenues received within the Special Revenue Non-Federal Grants SubFund. (TAUW Community Response Team 2023) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-830-2
[Supporting Documentation](#)

- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to transfer unencumbered and unexpended appropriation balances of nine hundred forty-six thousand, three hundred sixty-eight dollars and eighty-four cents (\$946,368.84) between projects within the Tulsa Public Facilities Authority (TPFA) 2020 Stormwater Bonds SubFund. (Citywide Stormsewer Improvements) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-831-2
[Supporting Documentation](#)
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of two hundred forty-three thousand, three hundred fifty dollars (\$243,350.00) recognized from unappropriated fund balance within the Golf Course Fund. (Golf Course Expense FY2023) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-840-2
[Supporting Documentation](#)
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of one hundred fifty thousand, five hundred dollars (\$150,500.00) from revenues received within the Special Revenue Non-Federal Grants SubFund. (Tulsa Police Department DA Drug Fund) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-841-2
[Supporting Documentation](#)
- f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of one hundred thirty-three thousand, nine hundred seventy-four dollars (\$133,974.00) from grant revenues to be received from the District Attorney's Council within Victims of Crime Act SubFund. (2023 Victims of Crime Act Grant Award Appropriations) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-842-2
[Supporting Documentation](#)
- g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of two hundred ninety-two thousand, six hundred thirty-six dollars (\$292,636.00) from grant revenues to be received from the Department of Justice to be received within the DNA Backlog Reduction SubFund. (2023 Forensic DNA Backlog Reduction Grant Award) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-843-2
[Supporting Documentation](#)
- h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Tulsa Revised Ordinances, Title 2, "Animals," Chapter 5, "Dead Animals," Section 500, "Dead Animals—Unlawful Disposal"; changing the name of Section 500 to "Dead Animals—Unlawful Disposal; Burial in AG-Zoned Land"; allowing the carcasses of large agricultural animals to be buried on land which is zoned "AG" and at least eighty (80) acres in size if in compliance with carcass disposal guidelines published by the Oklahoma Department of Agriculture, Food And Forestry; providing citation to said department's website; amending Sections 501, 502, and 503 to replace "Streets And Stormwater" with "Public Works" wherever those words appear in those sections.
(Emergency Clause) [PW 10/11/23; CC 10/11/23; CC 10/25/23] 23-844-2
[Supporting Documentation](#)

- i. Consideration and possible approval, adoption, denial, amendment or revision of a Ordinance amending Tulsa Revised Ordinances, Title 24, "Nuisances," Chapter 1, "Nuisances Classified," Section 101, "Nuisances Affecting Health," Subsection B., "Health Nuisances," Paragraph 3, declaring that animal carcasses which have not been disposed of in accord with Title 2, "Animals," Chapter 5, "Dead Animals" shall be considered a nuisance. **(Emergency Clause)** [PW 10/11/23; CC 10/11/23; CC 10/25/23] 23-845-2
[Supporting Documentation](#)

7. ORDINANCES - SECOND READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of forty-three thousand dollars (\$43,000.00) recognized from unappropriated fund balance within the Public Ways Fund. (Public Ways Code - OT Project - overtime pay for code enforcement on major thoroughfares.) [PW 9/27/23; CC 9/27/23; CC 10/11/23] 23-802-2
[Supporting Documentation](#)
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to transfer unencumbered and unexpended appropriation balances of seven hundred eighty-eight thousand, one hundred thirty-one dollars and forty-nine cents (\$788,131.49) between accounts within the Community Development Block Grant SubFund. (FY 24 CDBG Carryover Transfer) [PW 9/27/23; CC 9/27/23; CC 10/11/23] 23-808-2
[Supporting Documentation](#)
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Sewer Easement, requested by Jacob Purdum, Eller & Detrich, for property located at 901 N. Greenwood Ave., Lots Twenty-Three and Twenty-Four (23, 24), Block Two (2), Washington Addition. The sewer easement is not currently in use and is no longer needed. (CD-1) [PW 9/27/23; CC 9/27/23; CC 10/11/23] 23-804-2
[Supporting Documentation](#)

8. COUNCIL ITEMS

- a. Councilors' announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.
- b. Consideration and possible approval, adoption, denial, amendment or revision of a registration authorization, per Council Rules & Order of Business, in the estimated amount of eighty-five dollars (\$85.00) for Councilor Fowler to attend the 2023 Housing Town Hall Conference. The Town Hall will be held at the River Spirit Casino and Hotel October 29 - November 1, 2023. [PW 10/11/23; CC 10/11/23] 23-858-2
[Supporting Documentation](#)

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. Hearing and possible action upholding or denying an appeal to the City Council requested by Casey Robinson, contesting the decision of the Nuisance Abatement Hearing Officer in Code Enforcement Case No. 076331-2023, finding that the property located at 3333 E. 37th St., Tulsa, Oklahoma is a public nuisance and ordering its abatement. The City Council may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made. (CD-9) [CC 10/11/23] 23-859-1
[Supporting Documentation](#)

11. HEARING OF PUBLIC COMMENTS

- a. No items this week.

12. ADJOURNMENT

- a. Adjournment.