

02/17/2017 1:09 pm

MICHAEL P. KIER
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Wednesday, February 22, 2017

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

INTRODUCTION

PLEDGE OF ALLEGIANCE AND INVOCATION

PROCLAMATION AND SPECIAL ANNOUNCEMENTS

CALL TO ORDER & ROLL CALL

Unless otherwise noted, the Council may discuss, review, and/or possibly take action on the following:

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Special meeting held on February 1, 2017 at 2:30 P.M. [CC 2/22/17] 17-117-1
- b. Minutes of Regular meeting held on February 1, 2017 at 5:00 P.M. [CC 2/22/17] 17-117-2
- c. Minutes of Regular meeting held on February 1, 2017 at 6:00 P.M. [CC 2/22/17] 17-117-3
- d. Minutes of Regular meeting held on February 8, 2017 at 5:00 P.M. [CC 2/22/17] 17-117-4
- e. Minutes of Regular meeting held on February 8, 2017 at 6:00 P.M. [CC 2/22/17] 17-117-5

2. APPOINTMENTS & REAPPOINTMENTS

- a. Elian Hurtado - Appointment to the Economic Development Commission replacing Pete Regan; term expires 12/31/2017. (CD-8) [UED 2/8/17; CC 2/22/17] 16-1017-1
- b. Laura Bellis - Appointment to the Human Rights Commission, replacing Ms. Mary K. McNamara; term expires 7/1/2018. (CD-4) [UED 2/8/17; CC 2/22/17] 16-1052-1
- c. Vincent LoVoi - Appointment to the Tulsa Performing Arts Center Trust (PAC) replacing Roy Teel; term expires 6/30/2019. (CD-4) [UED 2/8/17; CC 2/22/17] 17-14-1
- d. William "B.J." Frohnapfel - Appointment to the Infrastructure Development Advisory Board; term expires 9/30/2019 as Construction Contractor replacing Dave Kollman; term expires 9/30/2019. (CD-9) [UED 2/8/17; CC 2/22/17] 11-54-4
- e. Derek Gates - Appointment to Infrastructure Development Advisory Board as At Large member, replacing B.J. Frohnapfel; term expires 9/30/2019. [UED 2/1/17; PW 2/8/17; CC 2/22/17] 16-1005-1
- f. Brandon Jackson - Reappointment to the Infrastructure Development Advisory Board; term expires 9/30/2019. (Attended 6/10 meetings) (CD-1) [UED 2/8/17; CC 2/22/17] 10-232-5

- g. Leanne Helmerich - Reappointment to the Tulsa City-County Library Commission; term expires 7/31/19. (Attended 22/33 meetings) (CD-9) [UED 2/8/17; CC 2/22/17] 13-846-2
- h. James P. Henry - Reappointment to the Indian Affairs Commission; term expires 1/15/2018. (Attended 5/10 meetings) (CD-4) [UED 2/8/17; CC 2/22/17] 15-957-2
- i. Rick Neal - Reappointment to the Tulsa Housing Authority; term expires 1/20/20. (Attended 11/12 meetings) (CD-4) [UED 2/8/17; CC 2/22/17] 14-223-2
- j. Toby Jenkins - Reappointment to the Human Rights Commission; term expires 7/1/2019. (Attended 29/30 meetings) (CD-4) [PW 8/25/16; UED 2/8/17; CC 2/22/17] 13-699-2

3. PUBLIC HEARINGS

- a. Ordinance closing a portion of a public way located on Lot 2, Block 4 of the Highlands Addition, east of S. Lewis Ave. and north of E. 11th St. requested by Mike Marrera, First Commercial. (CD-4) [PW 2/22/17; CC 2/22/17; PH 2/22/17; CC 3/8/17] 17-94-1

4. MAYOR'S ITEMS

- a. Mayor's report on community events and briefing on City activities, City efforts, and new business. 97-631-4
- b. Resolution adopting the 2016 City of Tulsa Regulatory Floodplain Maps. [PW 2/22/17; CC 2/22/17] 17-91-1
- c. License agreement between Rockford Drive Neighborhood Association and the City of Tulsa for a landscaped and irrigated island located on S. Rockford Ave. south of E. 31st St. (CD-9) [PW 2/8/17; CC 2/22/17] 17-74-1
- d. License agreement between SATTCOM Investments LLC and the City of Tulsa for balconies located at 110 N. Boston Ave. (CD-4) [PW 2/8/17; CC 2/22/17] 17-75-1
- e. Deaccession of items from the Gilcrease Museum: Chickasaw human remains, to be transferred to the Chickasaw Nation for reburial. Deaccession was recommended by Gilcrease Museum staff and was approved by the Gilcrease Museum Board of Trustees at their regular meeting, February 7, 2017. [UED 2/22/17; CC 2/22/17] 17-100-1
- f. Deaccession of items from the Gilcrease Museum: Miami Tribal Council meeting minutes recorded by Thomas Richardville (1830-1911), to be transferred to the Miami Tribe of Oklahoma. Deaccession was recommended by Gilcrease Museum staff and was approved by the Gilcrease Museum Board of Trustees at their regular meeting, February 7, 2017. [UED 2/22/17; CC 2/22/17] 17-101-1
- g. Contract for the loan of "A Cotton Plantation on the Mississippi River" by William Aiken Walker and a Choctaw effigy pipe bowl to the Mississippi Museum of Art. [CC 2/22/17] 17-123-1
- h. Donation of sanitary sewer easement located at 13752 S. Garnett Rd. by the City of Bixby as requirement for Project ES 200910 C3. [PW 2/8/17; CC 2/22/17] 17-73-1

- i. Donation of sidewalk easement located at 5270 S Lewis Ave. by Lewiston Eastoak LLC as requirement for Project AM 2016-05. (CD-9) [PW 2/8/17; CC 2/22/17] 17-71-1
- j. Donation of sidewalk easement located at 5272 S Lewis Ave. by 2007 QI Holding Co. LLC as requirement for Project AM 2016-05. (CD-9) [PW 2/8/17; CC 2/22/17] 17-72-1
- k. Donation of \$902.80 by 100 Resilient Cities for travel expenses for DeVon Douglass and G.T. Bynum to attend the Enterprise Partners/100 Resilient Cities dinner and policy discussion in Washington, DC on January 17, 2017. [CC 2/22/17] 17-102-1
- l. Approval of donation by Tulsa Oilers of 5,000 tickets valued at \$5,000.00 for City of Tulsa employees to attend the March 31, 2017 game. [CC 2/22/17] 17-119-1
- m. Special Event Application: BOK Center Events scheduled for March 2017 at the BOK Center. (CD-4) [CC 2/22/17] 16-984-3
- n. Special Event Application: Hideaway Pizza 60th Anniversary Kick-Off scheduled for March 3, 2017 at 1419 E. 15th St. (CD-4) [CC 2/22/17] 16-114-1
- o. Special Event Application: St. Patrick's Day Run scheduled for March 11, 2017 at 3900 S. Peoria Ave. (CD-9) [CC 2/22/17] 15-28-3
- p. Special Event Application: School Pride Run sponsored by Tulsa Public Schools Run scheduled for March 4, 2017 at Guthrie Green, 111 East M.B.Brady. (CD-4) [CC 2/22/17] 17-115-3
- q. Special Event Application: Mission Ignition scheduled for March 4, 2017 at First Baptist Church, 403 S. Cincinnati Ave. (CD-4) [CC 2/22/17] 11-22-7
- r. Special Event Application: McNellie's South City St. Patrick's Day Party scheduled for March 17/18, 2017 on E. 1st St. between S. Elgin Ave. and S. Greenwood Ave. (CD-4) [CC 2/22/17] 08-1154-08
- s. Special Event Application: Arnie's Bar Annual St. Patrick's Celebration scheduled for March 17/18, 2017 at 318 E. 2nd St. (CD-4) [CC 2/22/17] 14-147-4
- t. Special Event Application: BPA State Leadership Conference scheduled for March 6-8, 2017 at the Cox Business Center, 100 Civic Center. (CD-4) [CC 2/22/17] 17-116-1
- u. Special Event Application: Kilkennys Irish Pub St. Patrick's Day celebration scheduled for March 17, 2017 at 1413 E 15th St. (CD-4) [CC 2-22-17] 13-202-4
- v. Special Event Application: Guthrie Green Events scheduled for March 2017 at Guthrie Green, 111 East M.B. Brady Street. (CD-4) [CC 2/22/17] 17-36-2
- w. Special Event Application: Night Light Tulsa scheduled for all Thursdays in March 2017 at N. Maybelle Ave. and West M. B. Brady St. (CD-4) [CC 2/22/17] 16-983-3
- x. Special Event Application: Great Benjamins Circus scheduled for March 3 - 5, 2017 at Plaza St. Cecilia, 2160 S. Garnett Rd. (CD-6) [CC 2/22/17] 17-113-1

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Rezoning Application PUD-448-A for property located east of the NE/C of E. 91st St. S. and S. Memorial Dr. from RM-1/PUD-448 to PUD-448-A abandoning the PUD as to the subject property, requested by Riggs Abney/Nathan Cross, (Property owner: Frank C. and Ludmilla Robson) (TMAPC voted 11-0-0 to recommend **APPROVAL** of amendment PUD-448-A) (CD-7) [UED 2/8/17; CC 2/22/17; CC 3/8/17] 17-54-1
- b. Rezoning Application Z-7372 for property located east of the NE/C of E. 91st St. S. and S. Memorial Dr. from RM-1/PUD-448 to CG with optional development plan requested by Riggs Abney/Nathan Cross. (Property owner: Frank C. and Ludmilla Robson) (TMAPC voted 11-0-0 to recommend **APPROVAL** of CG zoning with optional development plan) (CD-7) [UED 2/8/17; CC 2/22/17; CC 3/8/17] 17-55-1

6. ORDINANCES - FIRST READING

- a. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$139,185.66 from recognizing unappropriated fund balance within the Perryman Regional Detention Fund. [UED 2/22/17; CC 2/22/17; CC 3/8/17] 17-105-1
- b. Budget amendment ordinance amending the FY 2016-2017 budget to transfer unencumbered and unexpended appropriation balances of \$124,695.62.00 between account groups and projects within the Home Grants Fund. [UED 2/22/17; CC 2/22/17; CC 3/8/17] 17-107-1
- c. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$16,612.00 from the Oklahoma Office of Homeland Security to be received within the Department of Homeland Security Miscellaneous Grants fund. [UED 2/22/17; CC 2/22/17; CC 3/8/17] 17-106-1
- d. Ordinance Amending Title 23, "Municipal Criminal Court" Chapter 1, Section 108 Tulsa Revised Ordinances adding subsection G to comply with Oklahoma Statutes requiring a new State \$15 penalty assessment to be levied against persons ordered by Municipal Court to pay a fine and/or court costs as a result of DUI. [UED 2/22/17; CC 2/22/17; CC 3/8/17] 17-92-1
- e. Ordinance closing a portion of an unplatted public way located at E. 36th St. N. and N. Wheeling Ave. requested by Stephen Schuller. (CD-1) [PW 2/22/17; CC 2/22/17; CC 3/8/17] 17-95-1
- f. Ordinance closing a portion of a public way located on Lot 2, Block 4 of the Highlands Addition, east of S. Lewis Ave. and north of E. 11th St. requested by Mike Marrera, First Commercial. (CD-4) [PW 2/22/17; CC 2/22/17; PH 2/22/17; CC 3/8/17] 17-94-1
- g. Ordinance closing an easement in the Ewing Irrigation Subdivision located east of S. 107th East Ave. and north of E. 61st St., requested by David Scott. (CD-7) [PW 2/22/17; CC 2/22/17; CC 3/8/17] 17-93-1
- h. Ordinance closing a utility easement located at 1723 S. Riverside Dr. requested by Mark Capron/Sizemore Weisz & Assoc. (CD-4) [PW 2/22/17; CC 2/22/17; CC 3/8/17] 17-120-1
- i. Ordinance closing a utility easement located between Lots 1-6, Block 13 and Lots 7-12, Block 13 of Stonebraker Heights Addition (east of S. Elwood Ave. between W. 15th St. and W. 17th St.) requested by Mark Capron/Sizemore Weisz & Assoc. (CD-4) [PW 2/22/14; CC 2/22/17; CC 3/8/14] 17-121-1

- j. Ordinance ZCA-3, requested by Susan Miller, amending all but Chapters 1, 30, and 85 of the Zoning Code to eliminate inconsistencies, clarify as needed, accomplish intent, and eliminate unintended consequences. (TMAPC voted 6-2-0 to recommend **APPROVAL** of proposed amendments) [PW 2/22/17; CC 3/8/17; CC 3/22/17] 17-97-1

7. ORDINANCES - SECOND READING

- a. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$656,250.00 from revenues to be received within the DOT Miscellaneous Grants fund from OK DOT and transfer from 2014 Sales Tax Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-62-1
- b. Budget amendment ordinance amending the FY 2016-2017 budget to transfer unencumbered and unexpended appropriation balances of \$375.50 between accounts and departments within the Stormwater Capital Projects Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-63-1
- c. Budget amendment ordinance reducing appropriations of \$1,500.00 received from FEMA and a transfer from the Stormwater Capital Fund within the FEMA Grant Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-64-1
- d. Budget amendment ordinance amending the FY 2016-2017 budget to transfer unencumbered and unexpended appropriation balances of \$131,250.00 between accounts and departments within the 2014 Sales Tax Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-65-1
- e. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$78,000,000.00 from revenues to be received from sale of bonds within the 2014 GO Bond Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-66-1
- f. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$1,559,000.00 from unappropriated fund balance within the TMUA Sewer Operating Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-76-1
- g. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$6,527,139.12 from unappropriated fund balance within the TMUA Capital Projects Fund and a transfer from the TMUA Sewer Operating Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-77-1
- h. Budget amendment ordinance amending the FY 2016-2017 budget to transfer unencumbered and unexpended appropriation balances of \$450,000.00 between accounts and departments within the TMUA Sewer Operating Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-78-1
- i. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$2,685,000.00 from revenues to be received from ODOT within the DOT Miscellaneous Grant Fund and a transfer from the 2014 Sales Tax Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-79-1
- j. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$1,700,000.00 from unappropriated fund balance within the TMUA Water Capital Projects Fund and a transfer from the TMUA Water Operating Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-80-1

- k. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$1,300,000.00 from unappropriated fund balance within the Water Operating Fund. [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-81-1
- l. Ordinance closing a portion of a sanitary sewer easement located at 2635 S. Harvard Ave. requested by David Dryer (CD-9) [PW 2/8/17; CC 2/8/17; CC 2/22/17] 17-69-1
- m. Ordinance closing a portion of a sanitary sewer easement located at 4322 S. 49th W. Ave. requested by Ryan Coulter. (CD-9) [PW 2/8/17; CC 2/8/17; CC 2/22/17] 17-70-1
- n. Rezoning Ordinance Z-7367, requested by NP 36, LLC for property located east of the SW/c of E. 36th St. N. and N. Lewis Ave. from AG/RS-3/RMH/CS/CH to IM with Optional Development Plan. (Property Owner: Maplevue Acquisition I, LLC) (TMAPC voted 11-0-0 to recommend **APPROVAL** of IM zoning with Optional Development Plan) (**Emergency Clause**) (CD-1) [UED 2/1/17; CC 2/1/17; CC 2/8/17; CC 2/22/17] 17-48-2
- o. Ordinance Amending Title 5 Tulsa Revised Ordinances entitled “Boards, Commissions and Committees” adding a Chapter 11 creating an Advisory Commission to be entitled “The Greater Tulsa Area African-American Affairs Commission”. (Hall-Harper) [UED 2/8/17; CC 2/8/17; CC 2/22/17] 17-86-1

8. COUNCIL ITEMS

- a. Council Chair’s report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1

9. NEW BUSINESS

- a. New Business. 02-268

10. HEARING OF APPEALS

- a. No items this week. 04-387-1

11. HEARING OF PUBLIC COMMENTS

- a. Public Comment regarding retail sales from temporary facilities such as tents. [CC 2/22/17] 17-99-1

12. ADJOURNMENT

- a. Adjournment 97-399