

07/28/2017 4:08 pm

MICHAEL P. KIER
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Wednesday, August 2, 2017

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

INTRODUCTION**PLEDGE OF ALLEGIANCE AND INVOCATION****PROCLAMATIONS AND SPECIAL ANNOUNCEMENTS****CALL TO ORDER & ROLL CALL**

Unless otherwise noted, there will be no public comment/discussion of items in Section 6, First Reading.

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

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held July 26, 2017, at 5:00 P.M. [CC 8/2/17] 17-598-1
- b. Minutes of Regular Meeting held July 26, 2017, at 6:00 P.M. [CC 8/2/17] 17-598-2

2. APPOINTMENTS & REAPPOINTMENTS

- a. Dr. Leigh Goodson - Appointment to the Stadium Trust replacing Emmet Richards; term expires September 25, 2020. (CD-4) [UED 7/12/17; CC 8/2/17] 17-446-1
- b. Eugene Brierly - Reappointment to the Board of Appeals as the Mechanical or Plumbing Contractor, term expires June 30, 2020. (Attended 8/8 meetings) (CD-8) [UED 7/26/17; CC 8/2/17] 14-295-2

3. PUBLIC HEARINGS

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

4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business. 97-631-3
- b. Resolution adopting revisions to the 2016 City of Tulsa Regulatory Floodplain Maps for the Dirty Butter Creek Drainage Basin. **(Emergency Clause)** [PW 7/26/17; CC 8/2/17] 17-547-1
- c. Resolution authorizing payment of twenty two thousand three hundred dollars (\$22,300.00) from the sinking fund for judgment in Case No. CJ-15-2073, Aundra Michelle Collins v. City of Tulsa. [UED 8/2/17; CC 8/2/17] 17-595-1
- d. License agreement with John T. and Cynthia D. Weaver for driveway and utility crossing located at Lots 12, 13, and 14, Lake Hudson Estates, Mayes County. [PW 7/26/17; CC 8/2/17] 17-548-1

- e. License agreement with Brent and Jennifer Suchy for installation of a retaining wall at 4205 E. 107th St. S. (CD-8) (Note: Engineering Services recommended **DENIAL** of the license agreement request.) [PW 7/12/17; CC 7/26/17] 17-525-2
- f. Change Order No. 4 to contract No. 32247 with Becco Contractors for arterial street rehab - Riverside Dr. adding one hundred four thousand, eight hundred eighty-one dollars and fifteen cents (\$104,881.15) and a 60 day extension. (CD-4) [PW 7/26/17; CC 8/2/17] 17-567-1
- g. Special Event Application: Route 66 Harley-Davidson Birthday Bash scheduled for August 19, 2017 at 3637 S. Memorial Dr. (CD-5) [CC 8/2/17] 17-588-1
- h. Special Event Application: Kendall Whittier Mercado scheduled for all Saturdays in August 2017, at E. Admiral Ave. and S. Lewis Ave. (CD-4) [CC 8/2/17] 17-227-4
- i. Special Event Application: Kendall Whittier After Five scheduled for August 10, 2017, at E. Admiral Blvd. and S. Lewis Ave. (CD-4) [CC 8/2/17] 17-346-3

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Sales Tax Overview Committee Status Report - August, 2017. [CC 8/2/17] 16-1051-8
- b. Resolution No.: 2748:971 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-62) to the Land Use Map of the Tulsa Comprehensive Plan to change the land use from "Existing Neighborhood" to "Employment" on approximately 14.19 acres located west of the southwest corner of East 36th Street North and North Sheridan Avenue. (NOTE: In accordance with Title 19 Oklahoma Statutes, Section 863.7, the City Council must act on this item within 45 days of receipt. If no action is taken, the amendment will be officially approved.) (Received by Council on July 5, 2017.) The last day for Council action is August 18, 2017. (CD-3) [UED 7/26/17; CC 8/2/17] 17-538-1
- c. Rezoning Application Z-7396 for property located west of the SW/c of E. 36th St. N. and N. Sheridan Rd. from RMH to IL with optional development plan requested by Pam Chandler. (Property owner: Noah Trust, Gary H & Janet J. Orton and Howard E. & Alice A. Noah, Trustees) (TMAPC voted 7-0-0 to recommend **APPROVAL** of IL zoning with optional development plan.) (CD-3) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-539-1
- d. Rezoning Application Z-7400 for property located at the SE/c of S. Mingo Rd. and E. Admiral Pl. from OL/CS to CG with optional development plan requested by Jarrod Sanders/AAB Engineering. (Property owner: 66 Mingo, LLC.) (TMAPC voted 7-0-0 to recommend **APPROVAL** of CG zoning with optional development plan.) (CD-3) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-557-1
- e. Rezoning Application Z-7399 for property located east of the NE/c of E. 4th St. and S. Trenton Ave. from RM-1 to OL requested by Nicole Watts/KKT Architects, Inc. (Property owner: Hickory House Properties, LLC.) (TMAPC voted 8-0-0 to recommend **APPROVAL** of OL zoning.) (CD-4) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-558-1

- f. Rezoning Application Z-7401 for property located east of the NE/c of E. 46th St. N. and N. 129th East Ave. from AG to IH requested by Nicole Watts/KKT Architects, Inc. (Property owner: Tulsa Asphalt, LLC.) (TMAPC voted 7-0-0 to recommend **APPROVAL** of IH zoning.) (CD-3) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-559-1
- g. Rezoning Application PUD-379-D for property located south of the SW/c of E. 66th St. S. and S. Memorial Dr. from PK/CS/PUD-379 to CS/CG/PUD-379-D requested by Nicole Watts/KKT Architects, Inc. (Property owner: Village at Woodland Hills.) (TMAPC voted 7-0-0 to recommend **APPROVAL** of PUD-379-D.) (CD-7) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-561-1
- h. Rezoning Application Z-7402 for property located south of the SW/c of E. 66th St. S. and S. Memorial Dr. from PK/CS/PUD-379 to CS/CG requested by Nicole Watts/KKT Architects, Inc. (Property owner: Village at Woodland Hills) (TMAPC voted 7-0-0 to APPROVE CS/CG zoning.) (CD-7) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-560-1
- i. Rezoning Application Z-7398 for property located east of the NE/c of E. 34th St. S. and S. Peoria Ave. from RS-3/PK to CH with optional development plan requested by Dale Williams. (Property owner: 34 Peoria, LLC.) (TMAPC voted 6-2-0 to recommend **APPROVAL** of CH zoning with optional development plan.) (CD-9) [UED 7/26/17; CC 8/2/17; CC 8/9/17] 17-556-1
- J. Amendment to previously filed Third and Greenwood subdivision plat and Deed of Dedication establishing 2 new reserve areas. (TMAPC voted 8-0-0 to APPROVE the amendment.) (CD-4) [UED 8/2/17; CC 8/9/17] 17-586-1

6. ORDINANCES - FIRST READING

- a. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of one hundred one thousand dollars (\$101,000.00) from grant revenues to be received within the DOT K9 Explosive Detection Team Fund. [UED 8/2/17; CC 8/2/17; CC 8/9/17] 17-584-1
- b. Ordinance amending the fiscal year 2017-18 budget to transfer unencumbered and unexpended appropriation balances of one hundred ninety thousand dollars (\$190,000.00) between Account Groups within the general fund. [UED 8/2/17; CC 8/2/17; CC 8/9/17] 17-585-1
- c. Ordinance amending the fiscal year 2017-18 budget to transfer unencumbered and unexpended appropriation balances of fifty thousand dollars (\$50,000.00) between departments within the General Fund. [UED 8/2/17; CC 8/2/17; CC 8/9/17] 17-593-1
- d. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of four hundred sixteen thousand, nine hundred fifty-four dollars (\$416,954.00) from Fund Balance within the permitting and licensing fund. [UED 8/2/17; CC 8/2/17; CC 8/9/17] 17-594-1
- e. Ordinance declaring a 150-day moratorium on the acceptance of applications for, processing of and issuance of building permits or Certificates of Occupancy that would allow construction on, or use of, property for certain retail sales of convenience goods, herein described as a “small box discount store”, at a location less than 5,280 feet from the location of another small box discount store; initiating an amendment of the Tulsa Zoning Code to provide for appropriate dispersal of small box discount stores; providing an appeal process; providing effective and repeal dates. (**Emergency Clause**) (Hall-Harper) [UED 8/2/17; CC 8/2/17; CC 8/9/17] 17-596-1

- f. Ordinance closing 2 sections of a utility easement located south of the intersection of S. Oswego Ave. and E. 119th St. S. (Wind River subdivision) requested by James Cavanaugh. (CD-8) [PW 7/26/17; CC 7/26/17; CC 8/2/17] 17-564-1
- g. Ordinance closing a portion of an overland easement located at 6628 E. 109th Pl. S. requested by Alka and Sanjiv Sood. (CD- 8) [PW 8/2/17; CC 8/2/17; CC 8/9/17] 17-581-1
- h. Ordinance closing a portion of an overland drainage easement located at 1632 E. 31st St. requested by Yorktown Builders, LLC. (CD-9) [PW 8/2/17; CC 8/2/17; CC 8/9/17] 17-582-1

7. ORDINANCES - SECOND READING

- a. Budget Amendment Ordinance amending the fiscal year 2016-17 budget of make supplemental appropriations of one million two hundred and twelve thousand dollars (\$1,212,000.00) from unassigned fund balance within the general fund to the Police Department. [UED 7/26/17; CC 7/26/17; CC 8/2/17] 17-549-1
- b. Ordinance amending Title 28, Tulsa Revised Ordinances, Chapter 7, Section 701 to provide for the partial lump sum payment amounts for participants whose benefit payments begin November 1, 2017 and after to be calculated according to the mortality table adopted by the board of trustees. [UED 7/26/17; CC 7/26/17; CC 8/2/17] 17-568-1
- c. Ordinance closing a portion of a utility easement located at 2175 S. Owasso Ave. requested by Nathalie Schaefer/Eller & Detrich. (CD-4) [PW 7/26/17; CC 7/26/17; CC 8/2/17] 17-563-1
- d. Rezoning Ordinance Z-7390 for property located west of the NW/c of E. 24th St. and S. 137th East Ave. from RD to RM-1 requested by Rick Stuber. (Property owner: Cesar and Urvano Moreno) (TMAPC voted 8-0-0 to recommend **APPROVAL** of RM-1 zoning.) (CD-6) [UED 6/21/17; CC 6/28/17; CC 7/26/17; CC 8/2/17] 17-428-2
- e. Rezoning Ordinance Z-7397 for property located at the NW/c of W. 91st St. S. and S. Elwood Ave. from AG/IL to CG with optional development plan requested by Carolyn Back/Wallace Engineering. (Property owner: Boggs-Brown-Corbin Properties) (TMAPC voted 6-0-0 to recommend **APPROVAL** of CG zoning with optional development plan.) (CD-2) [UED 7/12/17; CC 7/26/17; CC 8/2/17] 17-537-2
- f. Ordinance closing a portion of a utility easement located at 5222 S. Sandusky Ave. requested by Joshua Fernau. (CD-9) [PW 7/26/17; CC 7/26/17; CC 8/2/17] 17-565-1
- g. Ordinance closing a portion of waterline easement located at 4030 S. Garnett Rd. requested by Steven Schuller. (CD-6) [PW 7/26/17; CC 7/26/17; CC 8/2/17] 17-566-1

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. No items this week. 04-387-1

12. ADJOURNMENT

- a. Adjournment. 97-399-1