

10/20/2017 4:13 pm

MICHAEL P. KIER
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Wednesday, October 25, 2017

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

INTRODUCTION

PLEDGE OF ALLEGIANCE AND INVOCATION

PROCLAMATIONS

Manufacturing Week - America/Mayor

SPECIAL ANNOUNCEMENTS

CALL TO ORDER & ROLL CALL

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

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

1. RECEIPT & FILING OF MINUTES

- a. Minutes of the Regular Meeting held at 5:00 P.M. on October 11, 2017. [CC 10/25/17] 17-779-1
- b. Minutes of the Regular Meeting held at 6:00 P.M. on October 11, 2017. [CC 10/25/17] 17-779-2

2. APPOINTMENTS & REAPPOINTMENTS

- a. Mike Craddock - Reappointment to the Preservation Commission as the Broker; term expires October 1, 2020. (Attended 13/18 meetings.) (CD-2) [UED 10/11/17; CC 10/25/17] 14-1044-3
- b. David Schoell - Reappointment to the Tulsa Preservation Commission, term expires 10/1/2020. (Attended 16/18 meetings.) (CD-4) [UED 10/11/17; CC 10/25/17] 14-32-4

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 authorizing payment of twenty-five thousand dollars (\$25,000.00) from the sinking fund for judgment in Case No. CJ-2017-03983, William Moody v. the City of Tulsa. [PW 10/25/17; CC 10/25/17] 17-798-1

- c. Resolution authorizing condemnation of property located at 72 N. Utica Ave. as part of the requirements for the Utica Ave. - E. Pine St. to E. Archer St. street rehab project. (CD-1) [PW 10/11/17, CC 10/25/17] 17-733-1
- d. Right of Way Occupancy Permit for Mobilitie, LLC allowing placing, owning, operating, or managing facilities in City of Tulsa rights of way throughout the City. [PW 10/11/17; CC 10/25/17] 17-7-1
- e. Travel expense donation of one thousand four hundred and sixty-eight dollars and thirteen cents (\$1,468.13) from Tulsa Regional Chamber for Michael Junk's OneVoice presentation in Washington, DC from June 7-9, 2017. [CC 10/25/17] 17-776-1
- f. Travel expense donation of one thousand seven hundred and thirty-four dollars and eighty-six cents (\$1,734.86) from Yale University for Jonathan Townsend to attend Yale Initiatives event, October 26-29, 2017, in New Haven, CT. [CC 10/25/17] 17-783-1
- g. Travel expense donation of four hundred and eighty dollars and seventy-one cents (\$480.71) from Results for America for James Wagner to attend the Results for America Fellows conference, November 1-3, 2017, in Washington, DC. [CC 10/25/17] 17-784-1
- h. Donation of seventy (70) unsold tickets, valued at forty-nine to ninety-two dollars (\$49.00 - \$92.00) per ticket, by Jason Aldean to the Tulsa Police Department for the Jason Aldean concert on October 12, 2017 [CC 10/25/17] 17-799-1
- i. Special Event Application: Fall Free For All scheduled for October 20, 2017 at The Church at Downtown, 1915 E. 3rd St. (CD-4) [CC 10/25/17] 14-906-4
- j. Special Event Application: Walk Around the World scheduled for October 27, 2017, at S. Main St. and E. 5th St. (CD-4) [CC 10/25/17] 17-802-1
- k. Special Event Application: Film on the Lawn scheduled for October 27, 2017, at Philbrook Museum of Art, 2727 S. Rockford Rd. (CD-4) [CC 10/25/17] 17-393-6
- l. Special Event Application: Tulsa Federal Credit Union Tulsa Run scheduled for October 28, 2017 on S. Boston Ave. between E. 5th St. and E. 6th St. (Finish Line). (CD-4) [CC 10/25/17] 13-875-5
- m. Special Event Application: Night Light Tulsa scheduled for all Thursdays in November 2017, at N. Maybelle Ave. and West M.B. Brady St. (CD-4) [CC 10/25/17] 16-983-11
- n. Special Event Application: BOK Center Events scheduled for November 2017, at the BOK Center. (CD-4) [CC 10/25/17] 16-984-11
- o. Special Event Application: Day of the Dead (Dia de los Muertos) scheduled for November 1, 2017 at 307 East M.B. Brady St. (CD-4) [CC 10/25/17] 13-876-5
- p. Special Event Application: Potter Fest scheduled for October 29, 2017, at 400 N. Main St. (CD-4) [CC 10/25/17] 17-803-1

- q. Special Event Application: University of Tulsa football games scheduled for November 2017, at H.A. Chapman Stadium. (CD-4) [CC 10/25/17] 17-751-2
- r. Special Event Application: Guthrie Green Events scheduled for November 2017, at Guthrie Green, 111 East M.B. Brady Street. (CD-4) [CC 10/25/17] 16-989-3
- s. Special Event Application: Marquette School Trunk or Treat scheduled for October 29, 2017, on S. Quincy Ave. between E. 15th St. and E. 16th St. (CD-4) [CC 10/25/17] 17-804-1
- t. Special Event Application: Change of date for Invisible Tulsa Ride and Rally from October 21 to November 4, 2017 at 1 N. Lewis Ave. (Approved by Council with original date on October 11, 2017.(CD 3,4) [CC 10/11/17] 17-754-1

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Rezoning Application Z-7411 for property located west of the SW/c of W. 36th Pl. S. and S. Elwood Ave. from RS-3/IM to IL requested by the City of Tulsa/Ray Meldrum. (Property owner: City of Tulsa) (TMAPC voted 10-0-0 to recommend **APPROVAL** of IL zoning) (CD-2) [UED 10/11/17; CC 10/25/17; CC 11/1/17] 17-737-1
- b. Rezoning Application Z-7409 for property located at the NE/c of E. 5th Ct. and S. Quaker Ave. from IM to CH requested by Wallace Engineering/Jim Beach. (Property owner: Rusted Truck Property Co., LLC) (TMAPC voted 10-0-0 to recommend **APPROVAL** of CH zoning) (CD-4) [UED 10/11/17; CC 10/25/17; CC 11/1/17] 17-738-1
- c. Rezoning Application Z-7410 for property located north of the NE/c of E. 116th St. and S. Delaware Ave. from AG/RDO-3 to RS-3/RDO-3 requested by Tanner Consulting/Eric Enyart. (Property owner: Burden, Thelma Viola Trust) (TMAPC voted 6-3-1 to recommend **APPROVAL** of RS-3/RDO-3 zoning) (CD-8) [UED 10/11/17; CC 10/25/17; CC 11/1/17] 17-739-1
- d. Rezoning Application Z-7403 for property located at the SE/c of S. Lewis Ave. and E. 17th Pl. S. from RS-3 to OL with optional development plan requested by Alisha Bennett. (Property owner: J&S Smith Properties, LLC.) (TMAPC voted 6-3-0 to recommend **APPROVAL** of OL zoning with optional development plan.) (CD-4) [UED 10/11/17; CC 10/25/17; CC 11/1/17] 17-706-1

6. ORDINANCES - FIRST READING

Ordinance amending Title 27, entitled "Penal Code," Tulsa Revised Ordinances, by adding thereto Chapter 12 A, entitled "Street Performers"; providing Rules and Regulations applicable to Street Performers; providing definitions; providing certain designated areas of IDL where Street Performers may not perform; Providing Penalties; Providing an Operative Date. [PW 10/25/17; CC 10/25/17; CC 11/1/17] 17-807-1

- a. Ordinance amending the fiscal year 2017-18 budget to reduce appropriations by thirty thousand, one hundred and twenty three dollars (\$30,123.00) from grant revenues to be received from HUD within the Home Investment Partnership Grant Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-765-1

- b. Ordinance amending the fiscal year 2017-18 budget to increase appropriations by one hundred and sixty-four thousand, five hundred and eighty-eight dollars (\$164,588.00 from grant revenues to be received from HUD within the Emergency Solutions Grant Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-766-1
- c. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of nine million, four hundred and ninety-nine thousand, five hundred dollars (\$9,499,500.00) from grant revenues to be received from the Department of Homeland Security, Federal Emergency Management Agency, and a transfer from the Public Safety Sales Tax Fund within the Staffing Fire and Emergency Response sub fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-796-1
- d. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of fifty thousand, four hundred and seven dollars (\$50,407.00) from grant revenues to be received from HUD within the Housing Opportunities for Persons with AIDS Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-767-1
- e. Ordinance amending the fiscal year 2017-18 budget to transfer unencumbered and unexpended appropriation balances of four hundred thousand dollars (\$400,000.00) between departments within the Public Safety Sales Tax Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-797-1
- f. Ordinance amending the fiscal year 2017-18 budget to reduce appropriations by sixty thousand, one hundred and three dollars (\$60,103.00) from grant revenues to be received from HUD within the Community Development Block Grant Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-768-1
- g. Ordinance amending the fiscal year 2017-18 to make supplemental appropriations of four hundred forty-five thousand and two hundred dollars (\$445,200.00) from grant revenues to be received from the Department of Homeland Security, FEMA, and a transfer from the general fund within the Fire Prevention and Safety sub fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-769-1
- h. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of ninety-nine thousand, one hundred and ninety-four dollars and six cents (\$99,194.06) from revenues to be received within the Non-grant Miscellaneous Special Revenue Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-770-1
- i. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of sixteen thousand, three hundred and thirty-six dollars (\$16,336.00) from revenues to be received within the Non-Grant Miscellaneous Special Revenue Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-771-1
- j. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of twenty-seven thousand, three hundred and eighty-three dollars (\$27,383.00) from grant revenues to be received within the Victims of Crime Act Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-772-1
- k. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of seventy-one thousand, three hundred dollars (\$71,300.00) from grant revenues to be received within the Traffic Enforcement Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-773-1

- l. Ordinance amending the fiscal year 2017-18 budget to make supplemental appropriations of twenty-one thousand, seven hundred dollars (\$21,700.00) from grant revenues to be received within the TPD Motorcycle Safety Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-774-1
- m. Ordinance amending the fiscal year 2017-2018 budget to make supplemental appropriations of thirteen thousand, one hundred and ten dollars (\$13,110.00) within the historic preservation Grant fund from grant revenues to be received from the Oklahoma Historical Society, State Historic Preservation Office. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-781-1
- n. Ordinance amending the fiscal year 2017-18 budget of to transfer unencumbered and unexpended appropriation balances of two million, seven hundred thousand dollars (\$2,700,000.00) between projects and departments within the 2014 Sales Tax Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-782-1
- o. Ordinance amending the fiscal year 2017-18 budget to transfer unencumbered and unexpended appropriation balances of forty thousand, four hundred and seventy-two dollars (\$40,472.00) between departments within the General Fund. [UED 10/25/17; CC 10/25/17; CC 11/1/17] 17-775-1
- p. Ordinance amending Title 49, Tulsa Revised Ordinances, entitled "Administrative, Permit and License Fees", enacting, restating, consolidating, and superseding Permit, License, Certificate, Registration and Service Fees codified in Titles 11, 11-A, 11-C, 14, 35, 50, 51, 52, 56, 59 and adding fees for Special Event permits. [PW 10/25/17; CC 10/25/17; CC 11/1/17] 17-777-1

7. ORDINANCES - SECOND READING

- a. Ordinance closing a portion of a utility easement located west of the NW/c of S. Peoria Ave. and E. 51st St. S. requested by Terry Bush/Tanner Consulting. (CD-9) [PW 10/11/17; CC 10/11/17; CC 10/25/17] 17-746-1
- b. Rezoning Ordinance Z-7406 for property located at the SW/c of W. 36th Pl. S. and S. Elwood Ave. from RS-3 to IM requested by Mark Hilsheimer. (Property owner: Mark Hilsheimer) (TMAPC voted 9-0-0 to recommend **APPROVAL** of IM zoning) (**Emergency Clause requested by Planning and Development Services**) (CD-2) [UED 10/11/17; CC 10/11/17; CC 10/25/17] 17-705-2
- c. Rezoning Ordinance Z-7407 for property located south of the SE/c of S. 75th E. Ave. and E. 61st St. S. from RS-3 to CG with optional development plan requested by Nathan Cross/Riggs, Abney. (Property owner: Shadow Mountain Racquet Club) (TMAPC voted 6-3-0 to recommend **APPROVAL** of CG zoning with optional development plan.) (CD-7) [UED 9/27/17; CC 10/11/17; CC 10/25/17] 17-713-2
- d. Rezoning Ordinance Z-7404 for property located east of Riverside Dr. between E. 37th Pl. S. and E. 38th Pl. S. from RS-3/RDO-3 to RM-2/RDO-3 requested by AAB Engineering, LLC/Alan Betchan. (Property Owner: Potter and Case Properties, LLC.) (TMAPC voted 8-1-0 to recommend **APPROVAL** of RM -2/RDO-3 zoning) (CD-9) [UED 9/27/17; CC 10/11/17; CC 10/25/17] 17-700-1
- e. Rezoning Ordinance PUD-221-J (Major Amendment) for property located at the SE/c of E. 41st St. S. and S. 134th E. Ave. from RS-3/PUD-221-F to RS-3/PUD-221-J requested by the City of Tulsa/Ray Meldrum. (Property Owner: Battle Creek Land Development, Inc.) (TMAPC voted 9-0-0 to recommend **APPROVAL** of RS-3/PUD-221-J zoning.) (**Emergency Clause** requested by Asset Management.) (CD-6) [UED 9/27/17; CC 10/11/17; CC 10/25/17] 17-704-2

- f. Rezoning Ordinance Z-7405 for property located at the NW/c and SW/c and south of the SE/c of East 11th St. S. and S. Lewis Ave. from RM-2/OL/CH/IM to MX2-P-45 and MX2-P-U requested by Ross Group/Kevin Symcox. (Property owner: James Dean Place, LLC/Bill Lobeck & Kathy Taylor) (TMAPC voted 9-0-0 to recommend **APPROVAL** of MX2-P-45/MX2-P-U zoning.) (CD-4) [UED 9/27/17; CC 10/11/17; CC 10/25/17] 17-701-1

8. COUNCIL ITEMS

- a. Council Chair's report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1
- b. Request by Kirk of the Hills, event organizer, for waiver of fees totaling one thousand two hundred and twenty-one dollars (\$1221.00) for the Ignite the Change event scheduled for Saturday, November 4, 2017, at Fred Johnson Park, 6002 S. Riverside Dr. (Note: The following fees are included: \$100 open space fee, \$560 non-profit mobile theatre stage fee, \$500 tent rental fee, \$36 trash can rental fee, \$25 special event processing fee). (CD-9) (Cue, Kimbro) [CC 10/25/17] 17-780-1

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: Request to change Council meetings from Wednesday to Thursday. [CC 10/25/17] 17-805-1

12. ADJOURNMENT

- a. Adjournment. 97-399-1