

12/14/2018 3:32 pm

MICHAEL P. KIER
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

5:00 PM, Wednesday, December 19, 2018

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

INTRODUCTION

PLEDGE OF ALLEGIANCE AND INVOCATION

PROCLAMATIONS

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 Special Meeting held at 2:45 PM on December 3, 2018. [CC 12/19/18] 18-1002-1
- b. Minutes of Regular Meeting held at 4:00 PM on December 5, 2018. [CC 12/19/18] 18-1003-1
- c. Minutes of Regular Meeting held at 5:00 PM on December 5, 2018. [CC 12/19/18] 18-1004-1

2. APPOINTMENTS & REAPPOINTMENTS

- a. Janae Bradford - Appointment to the Sales Tax Overview Committee filling an open position; term expires December 31, 2022. (CD-7) [UED 12/12/18; CC 12/19/18] 18-975-1
- b. Amanda Murphy - Appointment to the Ethics Advisory Committee replacing Johnnie Cherblanc; term expires December 31, 2021. (CD-8) [UED 12/19/18; CC 12/19/18] 18-999-1
- c. Kenneth Reddick - Appointment to the Sales Tax Overview Committee replacing Richard Wilson; term expires December 31, 2020. (CD-7) [UED 12/12/18; CC 12/19/18] 18-960-1

3. PUBLIC HEARINGS

- a. No items this week. 04-680

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 amending Resolution No. 7985 and supporting redevelopment of property within the Eugene Field Neighborhood consistent with the adopted Eugene Field Neighborhood Small Area Plan; confirming the area within West Tulsa Park abandoned for park use to enable the construction of affordable and mixed income housing consistent with the Plan; confirming the remaining portion of West Tulsa Park to remain a park. **(Emergency Clause)** [PW 12/19/18; CC 12/19/18] 18-996-1
- c. Resolution authorizing payment of twenty thousand dollars (\$20,000.00) from the Sinking Fund as settlement of Case No. CJ-2016-1813, Timothy and Tara Ogden v. the City of Tulsa. [UED 12/19/18; CC 12/19/18] 18-986-1
- d. Donation of Utility Easement located at 6701 S. Memorial Dr. by LG BOA TULSA, LLC, as a requirement of Infrastructure Development Permit (IDP) No. 3244 for the Discount Tire Woodland Hills Mall Project. (Parcel No. 1A) (CD-7) [PW 12/12/18; CC 12/19/18] 18-966-1
- e. Donation of Utility Easement located at 6701 S. Memorial Dr. by LG BOA TULSA, LLC, as a requirement of Infrastructure Development Permit (IDP) No. 3244 for the Discount Tire Woodland Hills Mall Project. (Parcel No. 1B) (CD-7) [PW 12/12/18; CC 12/19/18] 18-967-1
- f. Donation of Storm Sewer Easement located at 9310 E. 91st St. by American Medical Products, LLC, as a requirement of AP No. 434614 for the FKC Union Dialysis Project. (Parcel No. 3) (CD-7) [CC 12/19/18] 18-976-1
- g. Donation of Utility Easement located at 6200 E. 123rd St. S. by Stone Horse Development, LLC, as a requirement of Infrastructure Development Permit (IDP) No. 9268 for the Addison Creek Project. (Parcel No. 4) (CD-8) [PW 12/12/18; CC 12/19/18] 18-968-2
- h. Donation of Utility Easement located at 6200 E. 123rd St. S. by Stone Horse Development, LLC, as a requirement of Infrastructure Development Permit (IDP) No. 9268 for the Addison Creek Project. (Parcel No. 14) (CD-8) [PW 12/12/18; CC 12/19/18] 18-969-2
- i. Donation of Sanitary Sewer Easement located at 14307 E. 12th St. (Parcel No. 6A) by James W. and Caroline Doye, for the Maudlin Addition Re-Sub of 11th St. Acres Unsewered Area Interceptor Extension Project No. ES-2016-11. (CD-6) [CC 12/19/18] 18-988-1
- j. Donation of Sanitary Sewer Easement located at 14127 E. 12th St. (Parcel No. 13A) by Rick A. and Barbara G. Baker, for the Maudlin Addition Re-Sub of 11th St. Acres Unsewered Area Interceptor Extension Project No. ES-2016-11. (CD-6) [CC 12/19/18] 18-989-1
- k. Donation of Sanitary Sewer Easement located at 14248 E. 12th St. (Parcel No. 21A) by Ker Vang and Seng Thao, for the Maudlin Addition Re-Sub of 11th St. Acres Unsewered Area Interceptor Extension Project No. ES-2016-11. (CD-6) [CC 12/19/18] 18-990-1
- l. Donation of Sanitary Sewer Easement located at 14147 E. 12th St. (Parcel No. 7A) by Johnny R. and Arlise E. Jones, for the Maudlin Addition Re-Sub of 11th St. Acres Unsewered Area Interceptor Extension Project No. ES-2016-11. (CD-6) [CC 12/19/18] 18-991-1

- m. Donation of Sanitary Sewer Easement located at 14131 E. 12th St. (Parcel No. 8A) by Jose R. and Claudia Estrada, for the Maudlin Addition Re-Sub of 11th St. Acres Unsewered Area Interceptor Extension Project No. ES-2016-11. (CD-6) [CC 12/19/18] 18-992-1
- n. Donation of Sanitary Sewer Easement located at 14323 E. 12th St. (Parcel No. 50A) by Walter R. and Rebecca J. Farber, for the Maudlin Addition Re-Sub of 11th St. Acres Unsewered Area Interceptor Extension Project No. ES-2016-11. (CD-6) [CC 12/19/18] 18-993-1
- o. Donation of Waterline Easement located at 4134 E. 31st St. by Oklahoma Methodist Manor, INC., as a requirement of Infrastructure Development Permit (IDP) No. 9517 for the Oklahoma Methodist Manor Assisted Living Building Project. (CD-9) [CC 12/19/18] 18-994-1
- p. Travel expense donation of eight hundred eighty-three dollars (\$883.00) from Visit Tulsa for Mayor Bynum to travel to Orlando, FL on January 3-5, 2019, to speak at a conference for Student Veterans of America. [CC 12/19/18] 18-987-1
- q. Special Event Application: Tulsa Public Schools Pride Race scheduled for March 2, 2019, at Guthrie Green, 111 East M.B. Brady St. (CD-1,4) [CC 12/19/18] 18-1000-1
- r. Special Event Application: St. Patrick's Day Run scheduled for March 16, 2019, at 3920 S. Peoria Ave. (CD-9) [CC 12/19/18] 18-1001-1
- s. Special Event Application: APAC-Central Blasting Operations - regular road closures for area blasting, scheduled for January 2019, at 3605 N. 129th Ave. E., E. 46th St. N. between N. Garnett Rd. and 141st E. Ave. (CD-3) [CC 12/19/18] 18-1006-1
- t. Special Event Application: Night Light Tulsa scheduled for all Thursdays in January 2019, at 202 N. Maybelle Ave. W. (CD-4) [CC 12/19/18] 18-1001-1

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Final Plat for the Cottages at Addison Creek Subdivision consisting of 49 lots, 3 blocks, on 10.25 acres located North of the NW/c of E. 131st St. S. and S. Sheridan Rd. (TMAPC voted 9-0-0 to **APPROVE** the Plat.) (CD-8) [CC 12/19/18] 18-978-1
- b. Final Plat for the Addison Creek Blocks 1-9 Subdivision consisting of 114 lots, 9 blocks, on 56.41 acres located North of the NW/c of E. 131st St. S. and S. Sheridan Rd. (TMAPC voted 9-0-0 to **APPROVE** the Plat.) (CD-8) [CC 12/19/18] 18-979-1
- c. Rezoning Application Z-7463 from CO and AG to CS with Optional Development Plan for property located South of the SE/c of E. 91st St. S. and S. Mingo Rd. requested by Global Development, LLC. (Property owner: Global Development, LLC.) (CD-7) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning with Optional Development Plan.) [UED 12/12/18; CC 12/19/18; CC 1/9/19] 18-974-1
- d. Rezoning Application Z-7462 from CS/HNO to MX2-F-65 and MX2-V-65 for property located West of the SW/c of E. 36th St. N. and N. Peoria Ave. requested by Justin Picard. (Property owner: Crossover Community Impact INC.) (CD-1) (TMAPC voted 9-0-0 to recommend **APPROVAL** of MX2-F-65 and MX2-V-65 zoning.) [UED 12/12/18; CC 12/19/18; CC 1/9/19] 18-973-1

- e. Rezoning Application Z-7460 from AG to RS-1 with Optional Development Plan for property located North of the NE/c of W. 91st St. S. and S. Maybelle Ave. requested by Randy Branstetter. (Property owner: Estates at Tulsa Hills, LLC.) (CD-2) (TMAPC voted 5-4-0 to recommend **APPROVAL** of RS-1 zoning with Optional Development Plan.) [UED 12/12/18; CC 12/19/18; CC 1/9/19] 18-972-1

6. FIRST READING

- a. Ordinance amending the fiscal year 2018-19 budget to make supplemental appropriations of twelve thousand, one hundred eighty-six dollars (\$12,186.00) from Revenues to be received within the Non-Grant Miscellaneous Special Revenue Fund. [UED 12/19/18; CC 12/19/18; CC 1/9/19] 18-984-1
- b. Ordinance amending the fiscal year 2018-19 budget to transfer unencumbered and unexpended appropriation balances of one hundred seventy thousand dollars (\$170,000.00) between accounts within the General Fund. [UED 12/19/18; CC 12/19/18; CC 1/9/19] 18-985-1
- c. Ordinance amending Title 28, Tulsa Revised Ordinances, titled “The Municipal Employees’ Retirement Plan,” amending Section 1003 to eliminate the reporting relationship of the Plan Administrator to the Board of Trustees. [PW 12/19/18; CC 12/19/18; CC 1/9/19] 18-995-1
- d. Ordinance amending Section 202 in Chapter 2 of Title 27, Tulsa Revised Ordinances, Penal Code, of the City of Tulsa, Oklahoma, identifying persons liable to punishment for violating the Penal Code in the Tulsa Ordinances, specifically amending Sub-Sections 202 (A) (3) and (4); repealing all ordinances or parts of ordinances in conflict herewith. (Kimbro) [UED 12/19/18; CC 12/19/18; CC 1/9/19] 18-1005-1

7. ORDINANCES - SECOND READING

- a. Rezoning Ordinance Z-7457 from RM-2 to MX1-U-U for property located at the NE/c of E. 5th Pl. S. and S. Norfolk Ave. requested by Tulsa City Council. (Property owner: Matthew Presley.) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of MX1-U-U zoning.) [UED 12/5/18; CC 12/12/18; CC 12/19/18] 18-948-2
- b. Rezoning Ordinance Z-7458 from RM-1 and OL to MX1-V-U for property located South of the SW/c of E. Pine S. and N. Norfolk Ave. requested by Tulsa City Council. (Property owner: McGee Enterprises, INC.) (CD-1) (TMAPC voted 9-0-0 to recommend **APPROVAL** of MX1-V-U zoning.) [UED 12/5/18; CC 12/12/18; CC 12/19/18] 18-949-2
- c. Rezoning Ordinance Z-7459 from RS-3 to CS for property located South of the SE/c of E. 11th St. S. and S. 79th E. Ave. requested by Mirza Shahivand. (Property owner: Mirza Shahivand.) (CD-5) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning.) [UED 12/5/18; CC 12/12/18; CC 12/19/18] 18-950-2
- d. Rezoning Ordinance Z-7461 from OM and MX2-V-U to RT for property located South of the SE/c of E. 71st St. S. and S. Quincy Ave. requested by Molly Jones. (Property owner: Ross, Mary O. Fiduciary, Ross Family Trust, Eugene H. Ross Rev. Trust.) (CD-2) (TMAPC voted 9-0-0 to recommend **APPROVAL** of RT zoning.) [UED 12/5/18; CC 12/12/18; CC 12/19/18] 18-951-2

- e. Ordinance amending Title 51, Tulsa Revised Ordinances, by adopting Chapter 6 to establish and implement a self-certification program for construction plan review and the issuance of building permits; providing definitions of terms; authorizing approved professionals to provide plan review and self-certification services; establishing and implementing general conditions, procedures and standards for plan reviews and self-certifications for the issuance of building permits; creating ethics rules; providing for the Board of Appeals to advise the Development Services Department in establishing policies and procedures to implement the self-certification program containing other provisions related thereto; repealing all ordinances or parts of ordinances in conflict herewith. **(Emergency Clause)** [UED 12/12/18; CC 12/12/18; CC 12/19/18] 18-963-1

8. COUNCIL ITEMS

- a. Council Chair's report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1
- b. Resolution supporting Tulsa Regional Chamber 2019 OneVoice legislative priorities. **(Emergency Clause)** (Lakin) [UED 12/19/18; CC 12/19/18] 18-997-1

9. NEW BUSINESS

- a. New Business. 02-268

10. HEARING OF APPEALS

- a. The Sidewalk Café Permit Program applicant, Mr. John Gaberino of Cupper & Sons LLC, doing business as Hodges Bend located at 823 E. 3rd Street, Tulsa, OK 74120, has appealed the denial decision of their permit application. The Sidewalk Café Permit **DENIAL** is based upon both the existing furniture configuration and the proposed site plan **NOT** meeting the standards set forth by the City of Tulsa Ordinance 23920, an ordinance amending Title 11, Tulsa Revised Ordinances (TRO), by the creation of a new chapter, Chapter 15, entitled "Sidewalk Café Permits and Table and Chair Permits in the Right-of-Way". [CC 12/19/18] 18-983-1

11. HEARING OF PUBLIC COMMENTS

- a. Public Comment: Public Hearings on the Equality Report. [CC 12/19/18] 18-998-1

12. ADJOURNMENT

- a. Adjournment. 97-399