

05/31/2019 4:21 pm

MELISSA C. STICE  
CITY CLERK

## NOTICE AND AGENDA

## TULSA CITY COUNCIL - REGULAR MEETING

5:00 PM, Wednesday, June 5, 2019

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

**INTRODUCTION**

*Persons who require a special accommodation to participate in this meeting should contact Tulsa City Council Secretary Lori Doring, 175 East Second Street, Fourth Floor, Tulsa, Oklahoma, 918-596-1990 or via Email: lorigoring@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.*

**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 6:00 PM on May 14, 2019. [CC 6/5/19] 19-627-1
- b. Minutes of Regular Meeting held at 4:00 PM on May 15, 2019. [CC 6/5/19] 19-628-1
- c. Minutes of Regular Meeting held at 5:00 PM on May 15, 2019. [CC 6/5/19] 19-629-1

**2. APPOINTMENTS & REAPPOINTMENTS**

- a. Michelle Barnett - Appointment to the Board of Appeals replacing Michael Junk; term expires December 9, 2020. (CD-1) [UED 5/22/19; CC 6/5/19] 19-514-1
- b. Jessica Shelton - Appointment to the Board of Adjustment replacing Carolyn Back; term expires May 10, 2022. (CD-4) [UED 6/5/19; CC 6/5/19] 19-601-1

**3. PUBLIC HEARINGS**

- a. Public Hearing to receive comment from citizens regarding increased assessments against certain parcels of real property within the Tulsa Stadium Improvement District No. 1. [CC 6/5/19] 19-383-1

- b. Public Hearing to receive written and oral comments from citizens regarding the proposed City of Tulsa Fiscal Year 2019-2020 Budget and Capital Plan. [CC 6/5/19; CC 6/19/19] 19-630-1

#### 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 three hundred fifty thousand dollars (\$350,000.00) to Vanesta Davis and Natasha Armstrong, Plaintiffs, and Stanley Monroe, John Echols, Mike Manning, Attorneys, from the Sinking Fund as a judgment and attorney fee award in Case No. 16-CV-157, Davis et al v. City of Tulsa. **(Emergency Clause)** [UED 6/5/19; CC 6/5/19] 19-576-1
- c. Resolution authorizing payment of sixty-eight thousand, five hundred dollars (\$68,500.00) to Marla Roberts, Plaintiff, and Schaffer Herring, PLLC, Attorneys, from the Sinking Fund as a judgment and attorney fee award in Case No. CJ-2017-566, Roberts v. City of Tulsa. **(Emergency Clause)** [UED 6/5/19; CC 6/5/19] 19-618-1
- d. Resolution authorizing the condemnation of property located at 4108 S. Peoria Ave., Alta Dena Place Addition, for the Peoria Ave. AERO Bus Rapid Transit Stations Project No. 149200. (CD-9) **(Emergency Clause)** [PW 6/5/19; CC 6/5/19] 19-599-1
- e. Resolution authorizing the condemnation of property located at 2019 E. 81st St., Square Eighty-One Addition, for the Peoria Ave. AERO Bus Rapid Transit Stations Project No. 149200. (CD-2) **(Emergency Clause)** [PW 6/5/19; CC 6/5/19] 19-601-1
- f. Resolution authorizing the condemnation of property located at 1406 E. 71st St., Valley Bend Addition, for the Peoria Ave. AERO Bus Rapid Transit Stations Project No. 149200. (CD-2) **(Emergency Clause)** [PW 6/5/19; CC 6/5/19] 19-600-1
- g. Revisions to the Personnel Policies and Procedures Manual relating to Section 100 - Sworn Police Rank Titles. [UED 6/5/19; CC 6/5/19] 19-581-1
- h. License Agreement between the City of Tulsa and Maple Terrace, LLC., for a license to use and maintain columns which are a part of an existing masonry wall constructed on the City's right of way located at 1434 S. Norfolk Ave. E. (CD-4) [CC 6/5/19] 19-617-1
- i. Donation of Detention Easement located at 744 E. Pine St. by 2017 Frances M. Thorp Separate Property Trust, dated June 30, 2019, as a requirement for IDP 9212, for a Dollar General retail building in Lansing Industrial Park II. (CD-1) [CC 6/5/19] 19-570-1
- j. Donation of Drainage Easement by Maria M. Massad, Trustee of the Maria M. Massad Trust, dated February 1, 1984, for property located at 11526 S. Delaware Ave., as a requirement for IDP 9602, for drainage on a new Single Family Residential Development. (CD-8) [CC 6/5/19] 19-572-1
- k. Donation of Utility Easement by McDonald's USA, LLC., for property located at 1441 N. Peoria Ave., as a requirement for IDP 6857-2018, for the remodel of an existing commercial structure at Peoria and Pine. (CD-1) [CC 6/5/19] 19-573-1

- l. Donation of Sanitary Sewer Easement located at 13510 E. 59th St. S. by 5555 Property Developers, LLC., as a requirement for IDP 15545-2018, to extend the City of Tulsa sewer service to IDO CenterGate, Building D Project. (CD-7) [CC 6/5/19] 19-605-1
- m. Donation of Waterline Easement located at 815 S. Utica Ave. by The Center for Individuals with Physical Challenges, LTD., as a requirement for IDP 9253, for public waterline extensions and a revised sewer system for the Center for Individuals with Physical Challenges Project. (CD-4) [CC 6/5/19] 19-606-1
- n. Donation of Waterline Easement located at 4134 E. 31st St. by Oklahoma Methodist Manor, Inc., as a requirement for IDP 9517-#2, to extend a public waterline to serve a building expansion of an existing facility on the corner of 31st St. and Sandusky St. Parcel No. 51-2019. (CD-9) [CC 6/5/19] 19-607-1
- o. Donation of Waterline Easement located at 4134 E. 31st St. by Oklahoma Methodist Manor, Inc., as a requirement for IDP 9517-#2, to extend a public waterline to serve a building expansion of an existing facility on the corner of 31st St. and Sandusky St. Parcel No. 52-2019. (CD-9) [CC 6/5/19] 19-608-1
- p. Donation of Waterline Easement located at 2930 N. Florence Ave. by Charles Dale Stites, as a requirement for ESMT 46-2019, for a domestic water meter to be installed at a new commercial development. (CD-1) [CC 6/5/19] 19-609-1
- q. Travel expense donation of two thousand, two hundred twenty-nine dollars and fifty-four cents (\$2,229.54) from Harvard Kennedy School: Ash Center for Democratic Governance and Innovation for Mayor Bynum to travel to Cambridge, MA on June 11-13, 2019, to attend the Mayoral Leadership in Education Network. [CC 6/5/19] 19-593-1
- r. Travel expense donation of one hundred fifty dollars (\$150.00) from AAA Oklahoma for Captain Robert Heidlage to travel to Durant, OK on June 3-4, 2019, to attend the Oklahoma Drug Recognition Expert Conference. [CC 6/5/19] 19-578-1
- s. Donation of food and training materials from OKIE811, valued at nine hundred sixty dollars (\$960.00) for OKIE811 Safe Dig Event scheduled for August 7, 2019. [CC 6/5/19] 19-575-1
- t. Special Event Application: Brookside Rumble & Roll Parade scheduled for June 6, 2019, at 800 S. Harvard Ave. to 3300 S. Peoria Ave. (CD-4,9) [CC 6/5/19] 19-611-1
- u. Special Event Application: Brookside Rumble & Roll Street Party scheduled for June 6, 2019, at 3421 S. Peoria Ave. E. (CD-9) [CC 6/5/19] 19-612-1
- v. Special Event Application: Saint Francis Tulsa Tough - Blue Dome Criterium scheduled for June 7, 2019, at Blue Dome District - 415 E. 3rd St. S. (CD-4) [CC 6/5/19] 19-614-1
- w. Special Event Application: Saint Francis Tulsa Tough - Tulsa Arts Criterium scheduled for June 8, 2019, at 325 E. Mathew Brady St. N. (CD-4) [CC 6/5/19] 19-615-1
- x. Special Event Application: March for Jesus scheduled for June 15, 2019, at 11514 E. 21st St. (CD-6) [CC 6/5/19] 19-616-1

- y. Special Event Application: MidAmerica Ford and Shelby Cruise scheduled for June 13, 2019, starting at 224 N. Main St. W. (CD-2,4,9) [CC 6/5/19] 19-620-1
- z. Special Event Application: MidAmerica Ford and Shelby Meet scheduled for June 13, 2019, at 224 N. Main St. W. (CD-4) [CC 6/5/19] 19-622-1
- z1. Special Event Application: Tulsa Juneteenth Celebration scheduled for June 13-16, 2019, at 700 N. Greenwood Ave. E. (CD-1,4) [CC 6/5/19] 19-631-1
- z2. Special Event Application: Saint Francis Tulsa Tough - River Parks Criterium scheduled for June 9, 2019, at 1343 S. Indian Ave. W. (CD-4) [CC 6/5/19] 19-632-1
- z3. Special Event Application: PurpleStride Oklahoma 2019 5K scheduled for June 15, 2019, at Veteran's Park, 1875 S. Boulder Ave. W. (CD-4) [CC 6/5/19] 19-633-1
- z4. Special Event Application: Hope Valley Community Event scheduled for June 8, 2019, at 1115 E. 61st St. S. (CD-2,9) [CC 6/5/19] 19-634-1
- z5. Special Event Application: Saint Francis Tulsa Tough - Gran Fondo scheduled for June 8, 2019, starting at 102 E. Mathew Brady St. N. (CD-2,4) [CC 6/5/19] 19-636-1
- z6. Special Event Application: Saint Francis Tulsa Tough - Gran Fondo scheduled for June 9, 2019, starting at 1343 S. Indian Ave. W. (CD-4) [CC 6/5/19] 19-637-1
- z7. Special Event Application: Saint Francis Tulsa Tough - Townie scheduled for June 9, 2019, starting at 1373 S. Riverside Dr. E. (CD-4) [CC 6/5/19] 19-638-1

## **5. AUTHORITIES, BOARDS & COMMISSIONS**

- a. Sales Tax Overview Committee Status Report for June 2019. [CC 6/5/19]

## **6. ORDINANCES - FIRST READING**

- a. Ordinance adopting the annual budget of the City of Tulsa for Fiscal Year 2019-2020. **(Emergency Clause)** [BUD 6/5/19; CC 6/5/19; CC 6/19/19] 19-582-1
- b. Ordinance approving and adopting the Capital Improvements Plan for the City of Tulsa for Fiscal Years 2020-2024 as part of the FY 2019-2020 annual budget. **(Emergency Clause)** [BUD 6/5/19; CC 6/5/19; CC 6/19/19] 19-583-1
- c. Ordinance authorizing the Mayor to transfer unexpended and unencumbered appropriations of one hundred thousand dollars (\$100,000.00) or less from one account to another within the same department of the City, with certain exceptions; expiring July 31, 2020. **(Emergency Clause)** [BUD 6/5/19; CC 6/5/19; CC 6/19/19] 19-584-1
- d. Ordinance amending Tulsa Revised Ordinances, Title 11-C, titled "Waterworks and Sewerage"; amending Chapter 3, titled "Water Rates" to provide water and sewer rate adjustments; amending Chapter 7, titled "Sanitary Sewer User Charge System" to adjust sewer service charge rates and adjust rates for dumping or discharging septic waste, providing that these rates shall be effective October 1, 2019. [BUD 6/5/19; CC 6/5/19; CC 6/19/19] 19-619-1

- e. Ordinance amending Title 11-A Chapter 2, Section 202, Tulsa Revised Ordinances, increasing the monthly stormwater service charge rate to eight dollars and thirty-five cents (\$8.35) per month, providing an operative date of October 1, 2019. [BUD 6/5/19; CC 6/5/19; CC 6/19/19] 19-592-1
- f. Ordinance closing a Detention Easement requested by Mike Thedford of Wallace Engineering. The easement is located at 7919 E. 101st St., on Lot One (1), Block Two (2), of the Cab Addition. (CD-8) [PW 6/5/19; CC 6/5/19; CC 6/19/19] 19-604-1

## **7. ORDINANCES - SECOND READING**

- a. Rezoning Ordinance Z-7473 from RS-2 to CG with Optional Development Plan for property located south of the SE/c of E. 4th Pl. S. and S. 129th E. Ave. requested by Phil Frazier. (Property owner: Best Dump Trucking, Inc.) (CD-6) (TMAPC voted 8-0-0 to recommend **APPROVAL** of CG zoning with Optional Development Plan.) [UED 5/15/19; CC 5/22/19; CC 6/5/19] 19-511-2
- b. Rezoning Ordinance Z-7477 from AG to CG with Optional Development Plan for property located west of the SW/c of E. 91st St. S. and S. Delaware Ave. requested by C. Brody Glenn. (Property owner: LEJ-I LLC, c/o Eric Z. Richards.) (CD-2) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CG zoning with Optional Development Plan.) [UED 5/15/19; CC 5/22/19; CC 6/5/19] 19-512-2
- c. Ordinance amending the fiscal year 2018-19 budget to make supplemental appropriations of fifteen thousand, nine hundred dollars (\$15,900.00) from the Oklahoma Office of Homeland Security to be received within the Homeland Security Programs SubFund. [UED 5/22/19; CC 5/22/19; CC 6/5/19] 19-539-1
- d. Ordinance amending the fiscal year 2018-19 budget to make supplemental appropriations of five thousand, seven hundred sixteen dollars and thirty-nine cents (\$5,716.39) from revenues received within the Non-Grant Miscellaneous Special Revenue Fund. [UED 5/22/19; CC 5/22/19; CC 6/5/19] 19-547-1
- e. Ordinance approving increased assessments for parcels within the Tulsa Stadium Improvement District No. 1. [UED 5/22/19; CC 5/22/19; CC 6/5/19] 19-548-1

## **8. COUNCIL ITEMS**

- a. Council Chair's report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1
- b. Action rescinding the City Council's November 28, 2018, initiation of Zoning Code text and map amendments to establish a proposed Midtown Lewis Overlay district and apply overlay provisions to properties along South Lewis Avenue from East 15th Street South to East 21st Street South. (McKee) [CC 6/5/19] 19-624-1
- c. Resolution supporting the participation of Kendall Whittier Main Street, Inc., in the 2019-2020 Oklahoma Main Street Center with the goal of revitalizing the historic Kendall Whittier community. (**Emergency Clause**) (McKee) (CD-4) [UED 6/5/19; CC 6/5/19] 19-579-1

- d. Resolution supporting the participation of Route 66 Main Street, Inc., in the 2019-2020 Oklahoma Main Street Center with the goal of revitalizing the historic Route 66 community. **(Emergency Clause)** (CD-2) (Cue) [UED 6/5/19; CC 6/5/19] 19-580-1
- e. Request for waiver of fees for labor costs of four hundred thirteen dollars and forty-nine cents (\$413.49) incurred for cleaning and mowing on property located at 1101 E. 26th Pl. N. (Hall-Harper) [UED 6/5/19; CC 6/5/19] 19-568-2
- f. Request by Victory Church, event sponsor, for waiver of fees by the City of Tulsa for the Non-Profit Mobile Theatre Stage totaling five hundred, sixty dollars (\$560.00) for the Serve My City Hope Valley Community Event scheduled for Saturday, June 8, 2019, at 1115 E. 61st St. S. (Cue) [UED 6/5/19; CC 6/5/19] 19-635-1

## **9. NEW BUSINESS**

- a. New Business. 02-268

## **10. HEARING OF APPEALS**

- a. No items this week. 04-490

## **11. HEARING OF PUBLIC COMMENTS**

- a. Public Comment: Mike Workman - The free speech protections of communications to and about elected officials. [CC 6/5/19] 19-562-2

## **12. ADJOURNMENT**

- a. Adjournment. 97-399-1