

07/26/2019 3:44 pm

**MELISSA C. STICE**  
**CITY CLERK**

## **NOTICE AND AGENDA**

### **TULSA CITY COUNCIL - REGULAR MEETING**

**5:00 PM, Wednesday, July 31, 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 Regular Meeting held at 4:00 PM on July 10, 2019. [CC 7/31/19] 19-835-1
- b. Minutes of Regular Meeting held at 5:00 PM on July 10, 2019. [CC 7/31/19] 19-836-1

#### **2. APPOINTMENTS & REAPPOINTMENTS**

- a. Sarah Gould - Appointment to the Board of Appeals replacing Mary Jones; term expires June 30, 2020. (CD-9) [UED 7/24/19; CC 7/31/19] 19-741-1
- b. Wendy Drummond - Reappointment to the Tulsa Performing Arts Center Trust; term expires June 30, 2022. (Attended 15/21 meetings.) (CD-4) [UED 7/24/19; CC 7/31/19] 19-777-1
- c. Leanne Helmerich - Reappointment to the Tulsa City/County Library Commission; term expires July 31, 2022. (Attended 25/39 meetings.) (CD-9) [UED 7/24/19; CC 7/31/19] 19-778-1

#### **3. PUBLIC HEARINGS**

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed renewal of the Improve Our Tulsa Capital Program. [CC 7/31/19] 19-846-1

#### 4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business. 97-631-3
- b. Change Order No. 1 to Contract No. 33650 between City of Tulsa and Tri-Star Construction LLC., for Project No. 104017-J, due to the addition of solar powered flashing pedestrian crossing and speed limit signs for the arterial street rehabilitation on S. Lewis to 11th St. and 15th St., adding forty-eight thousand dollars (\$48,000.00) and a ten (10) calendar day extension to the contract. [PW 7/24/19; CC 7/31/19] 19-792-1
- c. Approval to solicit and accept donations not to exceed fifteen thousand dollars (\$15,000.00) in value for Tulsa Spirit Ambassadors events scheduled between July 1, 2019, and June 30, 2020. [CC 7/31/19] 19-823-1
- d. Travel expense donation of two thousand, four hundred thirty-five dollars and nineteen cents (\$2,435.19) from the Aspen institute for Mayor Bynum to travel to Washington D.C. on October 26-29, 2019, to attend the Mayor's Innovation Studio and City Lab. [CC 7/31/19] 19-826-1
- e. Special Event Application: APAC-Central Blasting Operations - regular road closures for area blasting, scheduled for August 2019, at 3605 N. David Patrick Ave. E., E. 46th St. N. between N. Garnett Rd. and 141st E. Ave. (CD-3) [CC 7/31/19] 19-832-1
- f. Special Event Application: Tulsa Taller 5K and Family Fun Run scheduled for August 10, 2019, starting at 10109 E. 79th St. S. (CD-7) [CC 7/31/19] 19-833-1
- g. Special Event Application: Susan G. Komen Tulsa's Race for the Cure scheduled for September 28, 2019, at RiverSpirit Casino, 8330 S. Riverside Pkwy E. (CD-2,9) [CC 7/31/19] 19-834-1

#### 5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Rezoning Application Z-7485 from RS-3 to CS, with an optional development plan, for property located south of the SE/c of E. 31st St. S. and S. Toledo Ave. requested by Mike Thedford. (Property owner: Alejandro and Carolina Elizabeth Portillo) (CD-9) (TMAPC voted 8-0-0 to recommend **APPROVAL** of CS zoning with an optional development plan.) [UED 7/24/19; CC 7/31/19; CC 8/7/19] 19-803-1
- b. Rezoning Application Z-7486 from RS-3 to RS-5 for property located north of the NW/c of N. Union Ave. and W. Highway 64 requested by Lou Reynolds. (Property owner: AJ Property Holdings, LLC.) (CD-4) (TMAPC voted 8-0-0 to recommend **APPROVAL** of RS-5 zoning.) [UED 7/24/19; CC 7/31/19; CC 8/7/19] 19-804-1

#### 6. ORDINANCES - FIRST READING

- a. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of five hundred sixty-two thousand, five hundred dollars (\$562,500.00) between departments, projects, and accounts within the 2016 Vision ED Sales Tax Fund. [BUD 7/31/19; CC 7/31/19; CC 8/7/19] 19-831-1

- b. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of one million, eight hundred thousand dollars (\$1,800,000.00) from unassigned fund balance within the 2014 Improve Our Tulsa Sales Tax Fund. [BUD 7/31/19; CC 7/31/19; CC 8/7/19] 19-830-1
- c. Ordinance No. 24178 establishing the 2021 Limited Purpose Economic Stabilization Reserve (“Rainy Day Fund”) Permanent Sales Tax. [BUD 7/31/19; CC 7/31/19; CC 8/7/19] 19-837-1
- d. Ordinance No. 24179 establishing the 2021 Miscellaneous Capital Improvements Temporary Sales Tax. [BUD 7/31/19; CC 7/31/19; CC 8/7/19] 19-838-1
- e. Ordinance No. 24180 creating a new Title of Tulsa Revised Ordinances, Title 43-L, a “Brown Ordinance” for the management and monitoring of the 2021 Miscellaneous Capital Improvements Temporary Sales Tax. **(Emergency Clause)** [BUD 7/31/19; CC 7/31/19; CC 8/7/19] 19-839-1
- f. Ordinance amending Title 21, entitled “Licenses,” Tulsa Revised Ordinances (TRO), by the addition of a new chapter, Chapter 24, entitled “Shared Active Transportation”; stating its purpose and intent; providing definitions; setting forth permitting and fee requirements; establishing shared active transportation procedures; stating parking, safety, maintenance and operation requirements; requiring service to under-served areas of the city; setting forth data collection and reporting functions; requiring appropriate insurance and other guarantees, and allowing for termination. **(Emergency Clause)** [UED 7/31/19; CC 7/31/19; CC 8/7/19] 19-824-1
- g. Ordinance amending Title 37 Tulsa Revised Ordinances (TRO), "Tulsa Revised Traffic Code"; amending Chapter 1, "Words and Phrases", Section 100, "Words and Phrases Defined"; deleting the definition of "Business District"; inserting into said Section 100, the definition of "Inner Dispersal Loop, IDL or I.D.L."; amending Title 37, Chapter 10, "Bicycles", Section 1009, "Restrictions of Certain Vehicular Traffic in a Business District and Civic Center Complex"; deleting and rewording selected language in said Section 1009; amending the title of Section 1009 to read, "Restrictions of Certain Vehicular Traffic in Certain Districts". **(Emergency Clause)** [UED 7/31/19; CC 7/31/19; CC 8/7/19] 19-825-1
- h. Ordinance replacing in full Title 16 of the Tulsa Revised Ordinances, "General Services Department (Repealed)" with New Title 16 "Oversight and Monitoring of Police Department" containing Chapter 1, Sections 100 through 104, creating the Office of Independent Monitor and Chapter 2, Sections 200 through 208, Creating the Citizen Oversight Board. [UED 7/31/19; CC 7/31/19; CC 8/7/19] 19-845-1

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

- a. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of ten thousand dollars (\$10,000.00) from revenues to be received within the Economic Development Commission Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-783-1
- b. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of eighty-seven thousand, five hundred dollars (\$87,500.00) from donations recognized within the 2014 Improve Our Tulsa Sales Tax Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-784-1
- c. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of nine thousand, one hundred fifty-two dollars and five cents (\$9,152.05) between projects and accounts within the TMUA 2007 Revenue Bond Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-785-1

- d. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of four million, seventy-one thousand, three hundred dollars and twenty-six cents (\$4,071,300.26) between projects and accounts within the Sewer Capital Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-786-1
- e. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of ten million, nine hundred forty thousand dollars (\$10,940,000.00) between projects, accounts, and departments within the 2014 General Obligation Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-787-1
- f. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of two hundred nineteen thousand, seven hundred fifty-five dollars and ninety cents (\$219,755.90) between projects and accounts within the TMUA/OWRB Loan 2012A Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-793-1
- g. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of one hundred twenty-five thousand, six hundred fifty-eight dollars and fifty-six cents (\$125,658.56) between projects and accounts within the TMUA/OWRB Loan 2013B Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-794-1
- h. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of four hundred sixty-four thousand, thirty-seven dollars and thirty-one cents (\$464,037.31) between projects and accounts within the TMUA/OWRB Loan 2014B Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-795-1
- i. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of two hundred fifty-six thousand, three hundred twenty-six dollars and thirty-five cents (\$256,326.35) between projects and accounts within the TMUA/OWRB Loan 2009 Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-796-1
- j. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of two hundred fifty-four thousand, fifty-nine dollars and seventy cents (\$254,059.70) between projects and accounts within the TMUA/OWRB Loan 2010B Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-797-1
- k. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of two million, nine hundred ten thousand, four hundred ninety-eight dollars and ninety-nine cents (\$2,910,498.99) between projects and accounts within the TMUA/OWRB Loan 2017A Fund. [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-798-1
- l. Ordinance closing a Sanitary Sewer easement requested by Danny Cahill on behalf of Whataburger Real Estate, LLC. The easement is located at 5726 E. 41st St. (CD-5) [PW 7/24/19; CC 7/24/19; CC 7/31/19] 19-781-1
- m. Ordinance closing a portion of a public way (S. 104th E. Ave., lying north of E. 48th St. South), requested by Nathalie Cornett, Attorney, situated between Lot Three (3), Block Thirty-two (32) and Lot Twenty-four (24), Block Thirty-one (31) of the Alsuma Addition. (CD-7) [PW 7/24/19; CC 7/24/19; CC 7/31/19] 19-818-1

- n. Ordinance amending Title 5, Chapter One, Tulsa Revised Ordinances (TRO), entitled "Human Rights Commission," amending Section 102(A) concerning the membership of the Commission; adding Section 102(B) concerning filling vacancies in Commission membership; adding Section 102(C) concerning the terms of Commission members. **(Emergency Clause)** [UED 7/24/19; CC 7/24/19; CC 7/31/19] 19-790-1
- o. Ordinance amending certain sections of Title 24, Tulsa Revised Ordinances (TRO), "Nuisances," Chapter 1, Section 106, Chapter 2, Sections 201 and 209, Chapter 3, Section 307 and Chapter 4, Section 405; amending Chapter 1, "Nuisances Classified", Section 106, "Criminal Penalty", setting a fine and/or jail sentence; amending Chapter 2, "Procedure for Abatement", Section 201, "Abatement", Sub-Section "F" to increase the nuisance abatement extension fee to fifty dollars and no cents (\$50.00); amending Chapter 2, "Procedure for Abatement", Section 209, "Liability for Costs", by adding a new sub-section, Sub-Section "H", setting forth administrative fees; amending Chapter 3, "Abandoned or Junked Vehicles as a Nuisance", renaming Section 307, "Penalty", to read as "Criminal Penalty", and setting a fine and/or jail sentence; amending Chapter 4, "Dilapidated and/or Unsecured Buildings as a Nuisance", Section 405, "Criminal Penalty, Setting a Fine and/or Jail Sentence". **(Emergency Clause)** [PW 7/24/19; CC 7/24/19; CC 7/31/19] 19-799-1
- p. Ordinance amending Title 49, Tulsa Revised Ordinances (TRO), "Administrative, Permit, and License Fees", Chapter 1, "General Administrative Fees" by the addition of a new section, Section 123, entitled "Nuisance and Nuisance Abatement Administrative Fees"; setting forth the fees chargeable for nuisance administration and nuisance abatement. **(Emergency Clause)** [PW 7/24/19; CC 7/24/19; CC 7/31/19] 19-800-1
- q. Ordinance amending Title 26, Tulsa Revised Ordinances (TRO), "Parks, Mall and Plaza", Chapter 1, "Parks", by amending Section 105, "Animals", requiring all animals in parks to be on a leash, except when in dog parks, allowing service dogs in certain park areas; allowing the Parks Director to authorize exotic, wild animals in parks under certain circumstances; amending Section 111, "Oxley Nature Center", making Section 111 applicable to Redbud Valley Nature Preserve; prohibiting all animals from being brought into Oxley Nature Center and Redbud Valley Nature Preserve except service dogs; amending Chapter 3, "Detention Facilities and Recreational areas supervised by Public Works", Section 305, "Animals", requiring all animals in such facilities to be on a leash, except when in dog parks, and allowing service dogs in certain areas; allowing the Parks Director to authorize exotic, wild animals in parks under certain circumstances. **(Emergency Clause)** [PW 7/24/19; CC 7/24/19; CC 7/31/19] 19-788-1

## 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. 04-680

**11. HEARING OF PUBLIC COMMENTS**

- a. Public Comment: Nancy Moran, RN - Concerns regarding content on page 66 of the Vision Tulsa Publication. [CC 7/31/19] 19-819-1

**12. ADJOURNMENT**

- a. Adjournment. 97-399-1