

10/25/2019 4:14 pm

MELISSA C. STICE
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

5:00 PM, Wednesday, October 30, 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: loridoring@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 October 16, 2019. [CC 10/30/19] 19-1155-1
- b. Minutes of Regular Meeting held at 5:00 PM on October 16, 2019. [CC 10/30/19] 19-1156-1

2. APPOINTMENTS & REAPPOINTMENTS

- a. Vanessa Portillo - Appointment to the Greater Tulsa Area Hispanic Affairs Commission replacing Alexander Gomez; term expires December 31, 2022. (CD-4) [UED 10/16/19; CC 10/30/19] 19-1029-2
- b. Montgomery Caplan - Appointment to the Economic Development Commission replacing Allen Jenkins; term expires December 31, 2022. (CD-4) [UED 10/23/19; CC 10/30/19] 19-1103-1
- c. James Willis - Appointment to the HUD Community Development Committee replacing Bryan Day; term expires June 30, 2020. (CD-5) [UED 10/23/19; CC 10/30/19] 19-1049-1
- d. Paul McCurtain - Reappointment to the Tulsa County Criminal Justice Sales Tax Overview Committee; term expires December 31, 2022. (Attended 7/11 meetings.) (CD-1) [UED 9/18/19; UED 10/23/19; CC 10/30/19] 19-981-2

3. PUBLIC HEARINGS

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed closing of a section of a public way, located east of 420 E. Archer St., situated between Blocks Fifty-four (54) and Fifty-five (55) of the Tulsa-Original Town Subdivision, requested by Mike Thedford. (CD-4) (Public Hearing: 10/30/19) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1134-1
- b. Public Hearing to receive written and oral comments from citizens regarding the proposed closing of a North-South alleyway, located at 221 Martin Luther King, Jr. Blvd., extending from E. Cameron St. to the north, to Reconciliation Way to the south, situated in Block Twenty-six (26) of the Tulsa-Original Town Subdivision, requested by Jordan Rodich. (CD-4) (Public Hearing: 10/30/19) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1136-1
- c. Public Hearing to receive written and oral comments from citizens regarding the proposed closing of five sections of a public right-of-way, located between 600-624 E. 4th St., situated adjacent to Lots Three (3), Four (4), and Five (5), Block One hundred forty-two (142) of the Tulsa-Original Town Subdivision, requested by Spencer Westfall. (CD-4) (Public Hearing: 10/30/19) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1132-1

4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business. 97-631-3
- b. Donation of a Sidewalk Easement located at 11414 E. 27th St. by Kansas City Life Insurance Company, as a requirement for IDP 8871, for the Airpark Distribution Project, Airpark Distribution Center Addition. (CD-3) [CC 10/30/19] 19-1140-1
- c. Donation of a Detention Easement located at 11414 E. 27th St. by Kansas City Life Insurance Company, as a requirement for IDP 8871, for the Airpark Distribution Project, Airpark Distribution Center Addition. (CD-3) [CC 10/30/19] 19-1141-1
- d. Travel expense donation of one thousand dollars (\$1,000.00) from Cities of Service for James Wagner to travel to Dallas, TX on November 14-15, 2019, to attend the 2019 Cities of Service Annual Convening. [CC 10/30/19] 19-1143-1
- e. Travel expense donation of one thousand dollars (\$1,000.00) from Cities of Service for James Ben Harris to travel to Dallas, TX on November 14-15, 2019, to attend the 2019 Cities of Service Annual Convening. [CC 10/30/19] 19-1144-1
- f. Travel expense donation of eight hundred dollars (\$800.00) from e.Republic for Michael Dellinger to travel to San Jose, CA on November 12-13, 2019, to attend the Public CIO Technology Summit. [CC 10/30/19] 19-1145-1
- g. Special Event Application: Jenks Half Marathon and 5K scheduled for November 9, 2019, starting at 1350 E. K PL., Jenks, OK and continuing into Tulsa City Limits. (CD-2) [CC 10/30/19] 19-1158-1
- h. Special Event Application: Greenwood Leadership Academy (GLA) 5K and Fun Run scheduled for November 2, 2019, starting at 1789 W. Seminole St. (CD-1) [CC 10/30/19] 19-1159-1

- i. Special Event Application: Arvest Winterfest scheduled for November 23, 2019, to January 5, 2020, on 3rd St. between S. Denver Ave. and S. Frisco Ave. (CD-4) [CC 10/30/19] 19-1161-1
- j. Special Event Application: McNellie's Pub Run scheduled for November 9, 2019, starting at 409 E. 1st St. and continuing through downtown Tulsa. (CD-4) [CC 10/30/19] 19-1162-1
- k. Special Event Application: BOK Center Events scheduled for November 2019, at the BOK Center, 200 S. Denver Ave. (CD-4) [CC 10/30/19] 19-1163-1
- l. Special Event Application: Night Light Tulsa scheduled for all Thursdays in November 2019, at 202 N. Maybelle Ave. (CD-4) [CC 10/30/19] 19-1164-1
- m. Special Event Application: Guthrie Green Events scheduled for November 2019, at Guthrie Green, 111 E. Reconciliation Way. (CD-4) [CC 10/30/19] 19-1167-1

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. No items this week. 04-680

6. ORDINANCES - FIRST READING

- a. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of three hundred sixty-one thousand, seven hundred two dollars (\$361,702.00) from the U.S. Department of Justice to be received within the JAG Reimbursement Grants SubFund. [UED 10/30/19; CC 10/30/19; CC 11/6/19] 19-1151-1
- b. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of four hundred thirty-nine thousand, six hundred seventy-six dollars (\$439,676.00) from the U.S. Department of Justice to be received within the Law Enforcement Victim Specialist Program SubFund. [UED 10/30/19; CC 10/30/19; CC 11/6/19] 19-1152-1
- c. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of forty-six thousand dollars (\$46,000.00) between Departments within the General Fund. [UED 10/30/19; CC 10/30/19; CC 11/6/19] 19-1153-1
- d. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of two hundred thirty-five thousand dollars (\$235,000.00) between Projects and Accounts within the Sewer Enterprise Capital Fund. [UED 10/30/19; CC 10/30/19; CC 11/6/19] 19-1154-1
- e. Ordinance amending Ordinance No. 24132, passed and adopted by the Tulsa City Council on May 8, 2019, and approved by the Mayor on May 13, 2019, which rezoned a parcel of land at the SE/c of E. Archer St. and N. Gillette Ave., to include the correct legal description. [UED 10/30/19; CC 10/30/19; CC 11/6/19] 19-1146-1
- f. Ordinance amending Ordinance No. 23679, passed and adopted by the Tulsa City Council on April 19, 2017, and approved by the Mayor on April 24, 2017, which closed a portion of the right-of-way of E. Haskell Pl. and N. Boston Ave., to include the correct legal description. [UED 10/30/19; CC 10/30/19; CC 11/6/19] 19-1147-1

- g. Ordinance closing a Utility easement located at 424 N. Boulder Ave., between Lots Three (3) and Four (4), Block Nine (9) on the east, and Lots Five (5) and Six (6), Block Nine (9) on the west of the Original Townsite of Tulsa Subdivision (south of W. Easton St. between N. Boulder Ave. and N. Cheyenne Ave.), requested by Attorney Roger Eldredge. (CD-4) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1139-1
- h. Ordinance closing a section of a public way, located east of 420 E. Archer St., situated between Blocks Fifty-four (54) and Fifty-five (55) of the Tulsa-Original Town Subdivision, requested by Mike Thedford. (CD-4) (Public Hearing: 10/30/19) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1133-1
- i. Ordinance closing a North-South alleyway, located at 221 Martin Luther King Jr. Blvd., extending from E. Cameron St. to the north, to Reconciliation Way to the south, situated in Block Twenty-six (26) of the Tulsa-Original Town Subdivision, requested by Jordan Rodich. (CD-4) (Public Hearing: 10/30/19) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1135-1
- j. Ordinance closing five sections of a public right-of-way, located between 600-624 E. 4th St., situated adjacent to Lots Three (3), Four (4), and Five (5), Block One hundred forty-two (142) of the Tulsa-Original Town Subdivision, requested by Spencer Westfall. (CD-4) (Public Hearing: 10/30/19) [PW 10/30/19; CC 10/30/19; CC 11/6/19] 19-1131-1

7. ORDINANCES - SECOND READING

- a. Ordinance ZCA-15 amending the City of Tulsa Zoning Code, Title 42 Tulsa Revised Ordinances, reflecting implementation of recommendations in the West Highlands/Tulsa Hills Small Area Plan, regarding the addition of an Agricultural-Residential (AG-R) zoning designation and regulations for Accessory Dwelling Units (ADUs). (TMAPC voted 9-0-0 to recommend **APPROVAL** of proposed amendment.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1051-1
- b. Rezoning Ordinance PUD-230-A from OL, PUD-230 to OL, PUD-230-A, for property located northwest of the NW/c of E. 41st St. and Highway 169 requested by Nathan Cross. (Property owner: TR Office, LLC) (CD-7) (TMAPC voted 9-0-0 to recommend **APPROVAL** of PUD-230-A.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1052-2
- c. Rezoning Ordinance Z-7491 from RS-3 and OM to MX1-U-45 for property located at the NW/c of E. 12th Pl. S. and S. Lewis Ave. requested by Michael Carr. (Property owner: Michael Carr) (CD-4) (TMAPC voted 10-0-0 to recommend **APPROVAL** of MX1-U-45 zoning.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1053-2
- d. Rezoning Ordinance Z-7492 from CH to IL with Optional Development Plan for property located north of the NE/c of S. Hudson Ave. and E. 11th St. S. requested by Mohamad Soukieh. (Property owner: Mohamad K. and Daad Soukieh) (CD-5) (TMAPC voted 9-0-0 to recommend **APPROVAL** of IL zoning with Optional Development Plan.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1054-2
- e. Rezoning Ordinance Z-7493 from OL to CS for property located south of the SW/c of E. 4th Pl. S. and S. Memorial Dr. requested by Richard Barnard. (Property owner: JJG Properties, LLC) (CD-3) (TMAPC voted 6-0-0 to recommend **APPROVAL** of CS zoning.) [UED 9/11/19; CC 10/23/19; CC 10/30/19] 19-973-3

- f. Rezoning Ordinance Z-7495 from OL to CS for property located east of the NE/c of E. Skelly Dr. and S. Utica Ave. requested by Will Keith. (Property owner: Keith Construction Company) (CD-9) (TMAPC voted 5-5-0 to recommend **APPROVAL** of CS zoning.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1055-2
- g. Rezoning Ordinance Z-7496 from OM to CS for property located at the SE/c of S. 33rd West Ave. and W. 48th St. requested by John Ngo. (Property owner: John Ngo) (CD-2) (TMAPC voted 10-0-0 to recommend **APPROVAL** of CS zoning.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1056-2
- h. Rezoning Ordinance Z-7497 from RM-2 to CH for property located west of the NW/c of E. 5th St. and S. Peoria Ave. requested by Lou Reynolds. (Property owner: Indian Health Care Resource Center of Tulsa, Inc.) (CD-4) (TMAPC voted 10-0-0 to recommend **APPROVAL** of CH zoning.) [UED 10/16/19; CC 10/23/19; CC 10/30/19] 19-1057-2
- i. Ordinance closing certain portions of a right-of-way located at 445 S. 51st W. Ave., situated within Lot Five (5), Block One (1) of the Smith's Subdivision, requested by Gideon Lapp. (CD-1) [PW 10/23/19; CC 10/23/19; CC 10/30/19] 19-1123-1
- j. Ordinance amending Title 11-C, Tulsa Revised Ordinances, "Waterworks and Sewerage"; amending Chapter 4, "Spavinaw Water District"; amending the calculation of "High Water Line"; substituting the term "Mayor" for the now-obsolete term "Water Commissioner"; vesting the Utility Board, The Mayor and His/Her duly appointed subordinates with the duty to operate, manage, supervise and control the Spavinaw Reservoir Area; regulating use of off-road vehicles in the Spavinaw Reservoir area; adjusting fishing permit fees and setting rules for fishing; adjusting boating fees; allowing waiver of fees in certain instances; prohibiting jet skis; permitting kayaks under certain circumstances; allowing hunting in accordance with state regulations; permitting self-contained underwater breathing apparatus ("Scuba") diving in certain circumstances; adjusting camping fees and regulations; setting forth regulations for length of stay and the keeping of pets. (**Emergency Clause**) [PW 10/23/19; CC 10/23/19; CC 10/30/19] 19-1122-2
- k. Ordinance Amending Title 21, Tulsa Revised Ordinances, titled "Licenses", Chapter 25, "Shared Active Transportation"; Amending Section 2501, "Definitions", by deleting alphabetical subsections for each definition and correcting a scrivener's error in the definition of "Dockless Small Vehicle Sharing System"; Amending Section 2502, "Permit Required; Permit Term and Fees", Subsection E., by stating the educational purpose of the required fees and Subsection F., by exempting free operators, and programs operated by free operators, from the application of certain other provisions of Chapter 25. (**Emergency Clause**) [UED 9/25/19; CC 9/25/19; UED 10/23/19; CC 10/23/19; CC 10/30/19] 19-1027-2
- l. Ordinance amending Title 37, Tulsa Revised Ordinances, titled "Tulsa Revised Traffic Code"; removing the definition of "Business District" in Section 100 and adding a definition for "Inner Dispersal Loop", "IDL" and "I.D.L."; Amending Section 203, regarding preset fines for violations of Section 1009; Amending Section 1000, to include certain Electric Bicycles, within the definition of "Bicycle", and "Electric Scooters" within the definition of "Motorized Scooter"; Amending Section 1001, to prohibit the transportation of more than one person on an Electric Scooter; Amending Section 1009, to restrict the use of bicycles and scooters from sidewalks in certain areas of the City; Amending Section 1013, "Penalty" by deleting vehicle impoundment as an optional penalty. (**Emergency Clause**) [UED 9/25/19; CC 9/25/19; UED 10/23/19; CC 10/23/19; CC 10/30/19] 19-1026-2

8. COUNCIL ITEMS

- a. Council Chair's report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1
- b. Consensus of the Tulsa City Council approving solicitation of donations and contributions for, and encouraging participation in, Tulsa's Expungement Expo on November 2, 2019. (Hall-Harper) [PW 10/30/19; CC 10/30/19] 19-1150-1

9. NEW BUSINESS

- a. New Business. 02-268

10. HEARING OF APPEALS

- a. Appeal hearing requested by Attorney Lou Reynolds, contesting a September 25, 2019, decision of the Nuisance Abatement Hearing Officer in Demolition Case File No. 22027-2019, Old Hansen Case No. 121043 for property located at 4143 E. 31st St., Tulsa, OK. [CC 10/30/19] 19-1157-1

11. HEARING OF PUBLIC COMMENTS

- a. Public Comment: David Rule - Gold Star Family Resolutions. [CC 10/30/19] 19-1160-1

12. ADJOURNMENT

- a. Adjournment. 97-399-1