

12/02/2019 3:22 pm

MELISSA C. STICE
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

5:00 PM, Wednesday, December 4, 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 November 6, 2019. [CC 12/4/19] 19-1261-1
- b. Minutes of Regular Meeting held at 5:00 PM on November 6, 2019. [CC 12/4/19] 19-1262-1

2. APPOINTMENTS & REAPPOINTMENTS

- a. Stephanie Duran-Quintana - Appointment to the Greater Tulsa Area Hispanic Affairs Commission replacing Daniel Gomez; term expires December 31, 2022. (CD-8) [PW 11/20/19; CC 12/4/19] 19-1212-1
- b. James G. (Jerry) Goodwin - Appointment to Tulsa's Port of Catoosa Facilities Authority replacing Steven J. Dowty; term expires October 31, 2024. [PW 11/20/19; CC 12/4/19] 19-1216-1

3. PUBLIC HEARINGS

- a. Public Hearing regarding the proposed First Amended Downtown Area Economic Development Project Plan and supporting increment districts, City of Tulsa, for the purpose of providing the public an opportunity to be heard in support of or in opposition to the proposed Project Plan and increment districts before any votes are taken. Pursuant to the Oklahoma Local Development Act, the ordinance for the First Amended Downtown Area Economic Development Project Plan provides for identifying and establishing one additional Increment District temporarily identified in the amended Project Plan as Increment District I; designating and adopting Project Area and Increment Districts boundaries; naming Increment District I as Increment District Number Fifteen, City of Tulsa, and establishing the date for the creation thereof; adopting certain findings; authorizing the City of Tulsa and the Tulsa Industrial Authority as the entities to carry out and administer the amended Project Plan; establishing a Tax Apportionment Fund; declaring apportioned funds to be special funds of the Tulsa Industrial Authority; authorizing the use of Increment Revenues for the payment of certain project costs; ratifying and confirming the actions, recommendations, and findings of the Review Committee and the Tulsa Metropolitan Area Planning Commission. **(Emergency Clause)** (Public Hearings: 11/20/19; 12/4/19) [UED 11/6/19; CC 11/20/19; CC 12/4/19] 19-1181-3

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) to Elizabeth Palmer, Plaintiff, from the Sinking Fund as a judgment and attorney fee award in Case No. CJ-2019-04306, Elizabeth Palmer v. City of Tulsa. **(Emergency Clause)** [UED 12/4/19; CC 12/4/19] 19-1254-1
- c. Resolution authorizing payment of twenty thousand dollars (\$20,000.00) to Raichelle Loftin, Plaintiff, from the Sinking Fund as a judgment and attorney fee award in Case No. CJ-2019-00093, Raichelle Loftin v. City of Tulsa. **(Emergency Clause)** [UED 12/4/19; CC 12/4/19] 19-1267-1
- d. Right of Way Occupancy Permit for LightStream Networks, LLC to occupy the Public Rights-of-Way for the purpose of placing, owning, operating, or managing facilities in the City of Tulsa. [PW 11/20/19; CC 12/4/19] 19-1230-1
- e. License Agreement between the City of Tulsa and FlixBus, Inc., to use the bus stop located in front of 11 E. 1st St. as an area for passenger waiting, pick up, and drop off for FlixBus transportation service and related activities. (CD-4) [CC 12/4/19] 19-1250-1
- f. Donation of a Sanitary Sewer Easement located at 12825 E. 61st St. by Industrial Developers of Oklahoma 4, LLC, as a requirement for IDP 9121, for the Metro Park Project, Metro Park Addition. (CD-7) [CC 12/4/19] 19-1255-1
- g. Donation of a Sanitary Sewer Easement located at 12110 E. Apache St. N. by John Zink Company, LLC, as a requirement for IDP 8328, for the John Zink Skid Fabrication Project. (CD-3) [CC 12/4/19] 19-1266-1

- h. Donation from Public Service Company of materials and labor to upgrade the lighting system at Tulsa Children's Museum valued at eight thousand, eight hundred ninety-one dollars and eighty-one cents (\$8,891.81). [CC 12/4/19] 19-1251-1
- i. Donation from IT Technologies, Inc. of Pipe Burst Training and lunch for the Sewer Operations Department valued at four hundred fifty dollars (\$450.00). [CC 12/4/19] 19-1253-1
- j. Donation from Hardesty Family Foundation of cash for the Tulsa Police Department's Peer 2 Peer Program valued at one thousand dollars (\$1,000.00). [CC 12/4/19] 19-1252-1
- k. Travel expense donation of five hundred ninety-three dollars (\$593.00) from the Police Executive Research Forum for Major Laurel Roberts to travel to Decatur, IL on December 5-6, 2019, to attend the Police Executive Research Forum Meeting on Patrol K9 Policies. [CC 12/4/19] 19-1265-1
- l. Special Event Application: Night Light Tulsa scheduled for all Thursdays in December 2019, at 202 N. Maybelle Ave. (CD-4) [CC 12/4/19] 19-1270-1
- m. Special Event Application: Tulsa Jingle Bell Run scheduled for December 7, 2019, at the BOK Center, 200 S. Denver Ave. (CD-4) [CC 12/4/19] 19-1271-1
- n. Special Event Application: Our Lady of Guadalupe Procession scheduled for December 8, 2019, at St. Francis Xavier Church, 2515 E. 1st St. (CD-4) [CC 12/4/19] 19-1272-1
- o. Special Event Application: ABATE/Marines Toys for Tots (Escort) scheduled for December 8, 2019, from the Tulsa Fairgrounds to the Tulsa Arts District. (CD-4) [CC 12/4/19] 19-1273-1
- p. Special Event Application: ABATE/Marines Toys for Tots Toy Run (Landing) scheduled for December 8, 2019, at 4145 E. 21st St. (CD-4) [CC 12/4/19] 19-1274-1
- q. Special Event Application: Jim Glover Auto Family Toys For Tots Toy Cruise scheduled for December 14, 2019, from 10019 S. Memorial Dr. to 707 W. 51st St. (CD-2,8,9) [CC 12/4/19] 19-1275-1
- r. Donation from Tulsa Community Foundation of cash for Feeding the Pets of Tulsa's Homeless Program valued at five thousand dollars (\$5,000.00). [CC 12/4/19] 19-1257-1
- s. Travel expense donation of two thousand, seven hundred dollars (\$2,700.00) from the Tulsa Community Foundation for Kimberly MacLeod to travel to New York, NY on December 2-5, 2019, to attend the Greenwood Art Project Bloomberg Philanthropy Workshop. [CC 12/4/19] 19-1264-1

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Sales Tax Overview Committee Status Report for December 2019. [CC 12/4/19]

6. ORDINANCES - FIRST READING

- a. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of twenty-four thousand, three hundred seventy-two dollars (\$24,372.00) from Revenues to be received within the Non-Grant Miscellaneous Special Revenue Fund. [UED 12/4/19; CC 12/4/19; CC 12/11/19] 19-1248-1

- b. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of one million, three hundred five thousand dollars (\$1,305,000.00) between Projects and Accounts within the 2014 General Obligation Fund. [UED 12/4/19; CC 12/4/19; CC 12/11/19] 19-1249-1
- c. Ordinance amending Ordinance No. 23183, passed and adopted by the Tulsa City Council on September 11, 2014, and approved by the Mayor on September 15, 2014, which rezoned a parcel of land located north of E. 15th St. between S. Trenton Ave. and S. St. Louis Ave., to include the correct legal description. [UED 12/4/19; CC 12/4/19; CC 12/11/19] 19-1256-1
- d. Ordinance ZCA-16 amending the City of Tulsa Zoning Code, Title 42, Tulsa Revised Ordinances, addressing issues related to dumpsters and recyclable material bins/donation bins. The proposed amendments are located in Chapters 35, 45, 65 and 95 of the Zoning Code. (TMAPC voted 7-0-0 to recommend **APPROVAL** of proposed amendment.) [UED 12/4/19; CC 12/4/19; CC 12/11/19] 19-1232-1

7. ORDINANCES - SECOND READING

- a. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of one hundred three thousand, eight hundred eighty-eight dollars and sixty cents (\$103,888.60) from the Oklahoma Office of Homeland Security to be received within the Homeland Security Programs SubFund. [UED 11/20/19; CC 11/20/19; CC 12/4/19] 19-1196-1
- b. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of three hundred fifty thousand dollars (\$350,000.00) from Grant Revenues to be received within the Safe Oklahoma Grant Program SubFund. [UED 11/20/19; CC 11/20/19; CC 12/4/19] 19-1197-1
- c. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of seventy-three thousand, three hundred dollars (\$73,300.00) from Grant Revenues to be received within the Traffic Enforcement SubFund. [UED 11/20/19; CC 11/20/19; CC 12/4/19] 19-1199-1
- d. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of fifty-five thousand, three hundred fifty dollars (\$55,350.00) from Grant Revenues to be received within the Tulsa Police Department Motorcycle Safety SubFund. [UED 11/20/19; CC 11/20/19; CC 12/4/19] 19-1200-1
- e. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of one million, five hundred thousand dollars (\$1,500,000.00) from Reimbursements to be received from USA BMX within the Non-Grant Miscellaneous Special Revenue Fund. [UED 11/20/19; CC 11/20/19; CC 12/4/19] 19-1201-1
- f. Ordinance amending Tulsa Revised Ordinances Title 35, “Infrastructure Development”, Chapter 6, “Familiar Rights-of-Way Activities”, Section 602, titled “Parkway and Arterial Street Sidewalks-Fee-In-Lieu Option”; re-titling a new Section 602 to “Required Sidewalks and Fee-In-Lieu Option”; providing definitions; requiring sidewalks in certain areas and circumstances; providing for a fee in lieu of sidewalks in certain circumstances; and providing for appeals in the event an application for a fee in lieu of sidewalks is denied. [PW 11/6/19; CC 11/6/19; PW 11/20/19; CC 11/20/19; PW 12/4/19; CC 12/4/19] 19-1175-3

- g. Ordinance amending Title 17, Chapter 4, Tulsa Revised Ordinances, titled “Food Code,” adding to Section 401(B)(7)(a), a license requirement for ice vending machines; in Section 401(C)(2), revising the license expiration date; in Section 401(C)(3), increasing to twenty-five dollars (\$25.00) the fee for a certified food protection manager certificate; in Section 401(D)(2), increasing to twenty dollars (\$20.00) the fee for an employee food permit; and in Section 401(E)(1)(a), modifying the requirements for food industry members appointed to the Tulsa Food Advisory Council. **(Emergency Clause)** [UED 11/20/19; CC 11/20/19; CC 12/4/19] 19-1192-1
- h. Ordinance adopting the Twenty-Second Supplement to the Seventh Revision of the Tulsa Revised Ordinances (TRO), codifying ordinances enacted between March 1, 2019, and July 31, 2019; providing certain exceptions for ordinances excluded; providing for the repeal of certain ordinances; protecting preexisting rights; providing for copies to be deposited with the city clerk; providing for distribution of copies to city departments and others; providing for the sale of copies. **(Emergency Clause)** [CC 11/20/19; CC 12/4/19] 19-1208-1
- i. Ordinance approving and adopting the first amended Downtown Area Economic Development Project Plan, pursuant to the Oklahoma Local Development Act; identifying and establishing one additional Increment District temporarily identified in the amended Project Plan as Increment District I; designating and adopting Project Area and Increment Districts boundaries; naming Increment District I as Increment District Number Fifteen, City of Tulsa, and establishing the date for the creation thereof; adopting certain findings; authorizing the City of Tulsa and the Tulsa Industrial Authority as the entities to carry out and administer the amended Project Plan; establishing a Tax Apportionment Fund; declaring apportioned funds to be special funds of the Tulsa Industrial Authority; authorizing the use of Increment Revenues for the payment of certain project costs; ratifying and confirming the actions, recommendations, and findings of the Review Committee and the Tulsa Metropolitan Area Planning Commission. **(Emergency Clause)** (Public Hearings: 11/20/19; 12/4/19) [UED 11/6/19; CC 11/20/19; CC 12/4/19] 19-1181-1

8. COUNCIL ITEMS

- a. Council Chair’s report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1
- b. Travel authorization of five hundred ninety-five dollars (\$595.00) per Council Rules & Order of Business for Councilor Cue to attend the White House Conference with Women Municipal Leaders scheduled for December 12, 2019, in Washington, D.C. [PW 12/4/19; CC 12/4/19] 19-1269-1
- c. Receipt of Official Certificates of Votes for election held November 12, 2019, for Improve Our Tulsa and two (2) other Sales Tax Propositions. Tulsa City Charter, Article VI, Section 5, provides that election returns be “canvassed” by Council, by acknowledging receipt of certificates, and directing the certificates to be filed with the City Clerk. [CC 12/4/19] 19-1268-1
- d. Request for waiver of fees for labor costs of seven hundred one dollars and forty-seven cents (\$701.47) incurred for mowing and securing of a structure on property located at 1927 N. Iroquois Ave. (Hall-Harper) [PW 12/4/19; CC 12/4/19] 19-1247-1
- e. Request for waiver of fees for labor costs of six hundred four dollars and eighty-five cents (\$604.85) incurred for cleaning and debris removal on property located at 444 E. Oklahoma St. (Hall-Harper) [PW 11/20/19; CC 11/20/19; PW 12/4/19; CC 12/4/19] 19-1195-2

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: Stacia Alsabrook - Concerns related to Tulsa Animal Welfare. [CC 12/4/19] 19-1259-1
- b. Public Comment: Anna Humphrey - Concerns related to Tulsa Animal Welfare. [CC 12/4/19] 19-1260-1
- c. Public Comment: John Dawson - Pearl District Redevelopment Plan. [CC 12/4/19] 19-1258-1
- d. Public Comment: Stephanie Oliver - The use of eminent domain in the Pearl District, including, but not limited to, the Dawson residence. [CC 12/4/19] 19-1276-1
- e. Public Comment: Tara Dawson - Pearl District Redevelopment Plan. [CC 12/4/19] 19-1277-1
- f. Public Comment: Michael Bates - Pearl District Redevelopment Plan. [CC 12/4/19] 19-1279-1
- g. Public Comment: Guy DeVerges - Pearl District Redevelopment Plan. [CC 12/4/19] 19-1280-1

12. ADJOURNMENT

- a. Adjournment. 97-399-1