

NOTICE AND AGENDA

04/17/2020 3:05 pm

TULSA CITY COUNCIL - REGULAR MEETING

Office of the
City Clerk

5:00 PM, Wednesday, April 22, 2020

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

The City Council will hold this meeting by videoconferencing and teleconferencing via GoToMeeting, an online meeting and web conferencing tool.

Councilors will participate, and members of the public may attend the Council's meeting via videoconferencing and teleconferencing by joining from a computer, tablet or smartphone using the following link:

<https://global.gotomeeting.com/join/173190877>

*Councilors and members of the public can also dial in using their phone by dialing:
United States: +1 (786) 535-3211*

Participants must then enter the following Access Code: 173-190-877

The following City Councilors plan to attend remotely via GoToMeeting video conferencing, provided that they may still be permitted to appear and attend at the meeting site, the Tulsa City Council Chambers, Second Floor of City Hall, at One Technology Center, 175 East Second Street, Tulsa Oklahoma:

District 1 Councilor Vanessa Hall-Harper, Vice Chair; District 2 Councilor Jeannie Cue; District 3 Councilor Crista Patrick; District 4 Councilor Kara Joy McKee; District 5 Councilor Cass Fahler; District 6 Councilor Connie Dodson; District 7 Councilor Lori Decter Wright; District 8 Councilor Phil Lakin, Jr.; and District 9 Councilor Ben Kimbro, Chair.

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.

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held at 4:00 PM on April 1, 2020. [CC 4/22/20] 20-289-1
- b. Minutes of Regular Meeting held at 5:00 PM on April 1, 2020. [CC 4/22/20] 20-290-1

- c. Minutes of Special Meeting held at 5:30 PM on April 7, 2020. [CC 4/22/20] 20-291-1

2. APPOINTMENTS & REAPPOINTMENTS

- a. Daniel Gomez - Appointment to the Greater Tulsa Area Hispanic Affairs Commission replacing Paulina Baeza; term expires December 31, 2020. (CD-4) [UED 4/15/20; CC 4/22/20] 20-224-1

3. PUBLIC HEARINGS

- a. Public Hearing to receive public comments on the language and substance of the following proposed Charter Amendments being considered by the City Council for submission to voters in the City of Tulsa:

(1.) Proposed amendments to the Amended Charter of the City of Tulsa, Oklahoma, Article VI, "Election and Qualification of Officers", Section 3.3, "Refund of Filing Fee", deleting the words "at the primary election," and Section 5, "State Laws Apply to All Elections", deleting the words "Primary and" and adding the words "and Run-Off".

(2.) Proposed amendments to five (5) sections of the Amended Charter of the City of Tulsa, Oklahoma; removing gender specific pronouns and supplying neutral pronouns or other appropriate language.

(3.) Proposed amendments to the Amended Charter of the City of Tulsa, Oklahoma, Article XII, "Miscellaneous Provisions", Section 4, "Creation of Advisory Boards and Commissions", allowing removal of board members and commissioners for cause, if recommended by the Mayor, after public hearing, and by affirmative vote of two-thirds (2/3) of the City Council; and Article XII, "Miscellaneous Provisions", Section 11, "Expiration of Terms and Appointments", allowing removal of board members and commissioners for cause, if recommended by the Mayor, after public hearing, and by affirmative vote of two-thirds (2/3) of the City Council.

(4.) Proposed amendments to the Amended Charter of the City of Tulsa, Oklahoma, Article XII, "Miscellaneous Provisions", Section 4, "Creation of Advisory Boards and Commissions", allowing for disqualification and removal of board members and commissioners as provided by ordinance; and Article XII, "Miscellaneous Provisions", Section 11, "Expiration of Terms and Appointments", allowing for disqualification and removal of board members and commissioners as provided by ordinance.

(5.) Proposed amendments to the Amended Charter of the City of Tulsa, Oklahoma, Article III, Section 4, "City Attorney" and Article II, Section 19, "Interference with Appointments or Removals," requiring the Mayor to appoint the City Attorney to the classified service and to submit the appointment to the City Council for confirmation upon the Council's consideration only of the qualification and fitness of such appointee, and related requirements, and further requiring that if a vacancy occurs in the City Attorney position, the Mayor may only appoint a member of the classified service as acting or interim City Attorney on an interim basis; adding to Article III, Subsection 4.C. that the City Attorney shall assist and advise the Council and Councilors and providing in Article III, Subsection 4.D. that in the absence of the City Attorney's approval of any ordinance or resolution the City Attorney shall inform the Mayor and Council in writing if requested and that the absence of such approval shall not prevent adoption and approval of such ordinance or resolution. [CC 4/22/20] 20-285-1

4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.

- b. Mayor’s presentation of the City of Tulsa Fiscal Year 2020-2021 Budget and Capital Plan. [CC 4/22/20] 20-286-1
- c. Donation of a Sidewalk Easement located at 1789 W. Seminole St. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 1A. (CD-1) [CC 4/22/20] 20-278-1
- d. Donation of a Sidewalk Easement located at 10908 E. 5th St. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 5A. (CD-3) [CC 4/22/20] 20-277-1
- e. Donation of a Sidewalk Easement located at 10908 E. 5th St. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 5B. (CD-3) [CC 4/22/20] 20-279-1
- f. Donation of a Sidewalk Easement located at 1919 W. 40th St. S. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 8A. (CD-2) [CC 4/22/20] 20-280-1
- g. Donation of a Sidewalk Easement located at 6304 E. Admiral Blvd. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 9A. (CD-5) [CC 4/22/20] 20-281-1
- h. Donation of a Sidewalk Easement located at 6304 E. Admiral Blvd. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 9B. (CD-5) [CC 4/22/20] 20-282-1
- i. Donation of a Sidewalk Easement located at 202 S. 117th Ave. E. by Independent School District No. 1 of Tulsa County, as a requirement for Project No. 170070, for the Vision: Public School Safety First Initiative Project, Parcel No. 11A. (CD-3) [CC 4/22/20] 20-283-1

5. **AUTHORITIES, BOARDS & COMMISSIONS**

- a. No items this week.

6. **ORDINANCES - FIRST READING**

- a. Ordinance amending Title 35, Tulsa Revised Ordinances (TRO), “Infrastructure Development”, Chapter 6, “Familiar Rights-Of-Way Activities”, Section 606, “Trees”; amending Subsection B, “Street Trees”, Paragraph 1, “Approved Street Trees”. **(Emergency Clause)** [UED 4/22/20; CC 4/22/20; CC 4/29/20] 20-284-1
- b. Ordinance closing a Utility Easement located at 1301 E. Seminole St., within Lot Three (3), Block One (1) of The Shoppes on Peoria Subdivision, requested by Mike Thedford. (CD-1) [UED 4/22/20; CC 4/22/20; CC 4/29/20] 20-287-1

7. ORDINANCES - SECOND READING

- a. Ordinance amending the fiscal year 2019-2020 budget to make supplemental appropriations of four hundred twenty-five thousand dollars (\$425,000.00) from revenue to be received from charges for services within the Equipment Management Fund. [UED 4/15/20; CC 4/15/20; CC 4/22/20] 20-269-1
- b. Ordinance amending the fiscal year 2019-2020 budget to transfer unencumbered and unexpended appropriation balances of four hundred thousand dollars (\$400,000.00) between Accounts within the Tulsa Metropolitan Utility Authority (TMUA) Water Operating Fund; three hundred twenty-five thousand dollars (\$325,000.00) between Departments and Accounts within the TMUA Sewer Operating Fund; and to make supplemental appropriations of four hundred thousand dollars (\$400,000.00) within the TMUA Water Capital Projects SubFund; three hundred twenty-five thousand dollars (\$325,000.00) within the TMUA Sewer Capital Projects SubFund. [UED 4/15/20; CC 4/15/20; CC 4/22/20] 20-270-1
- c. Rezoning Ordinance Z-7525 from CS to IL with an Optional Development Plan for property located south and west of the SW/c of E. Admiral Pl. and S. Garnett Rd. requested by Margaret Rosene Robinson. (Property owner: Wagon Wheel Trade Center, LLC.) (CD-3) (TMAPC voted 7-1-0 to recommend **APPROVAL** of IL zoning with an Optional Development Plan.) [UED 2/12/20; CC 2/26/20; CC 4/15/20; CC 4/22/20] 20-116-2
- d. Rezoning Ordinance Z-7537 from RS-3 to AG for property located east of the SE/c of E. 11th St. S. and S. 149th E. Ave. requested by Benjamin Frausto. (Property owner: Benjamin Frausto.) (CD-6) (TMAPC voted 7-1-0 to recommend **APPROVAL** of AG zoning.) [UED 4/1/20; CC 4/15/20; CC 4/22/20] 20-253-1
- e. Rezoning Ordinance Z-7538 from MX2-F-65 and MX2-V-65 to MX2-F-65 and CH with an Optional Development Plan for property located west of the SW/c of E. 36th St. N. and N. Peoria Ave. requested by Justin Picard. (Property owner: Justin Picard.) (CD-1) (TMAPC voted 8-0-0 to recommend **APPROVAL** of MX2-F-65 and CH zoning with an Optional Development Plan.) [UED 4/1/20; CC 4/15/20; CC 4/22/20] 20-254-1
- f. Ordinance amending Tulsa Revised Ordinances, "Boards, Commissions and Committees", Chapter 3, "Arts Commission of the City of Tulsa", Section 302, "Duties", Subsection "F". (**Emergency Clause**) [UED 4/15/20; CC 4/15/20; CC 4/22/20] 20-275-1

8. COUNCIL ITEMS

- a. Council Chair's report on community events, briefing on Council activities, Council efforts, and new business.
- b. Council agreement, acceptance and sustainment of the Mayor's April 1, 2020, line item veto and reduction of appropriations adopted by the City Council on March 25, 2020, as included in Ordinance No. 24330. [CC 4/22/20] 20-292-1
- c. Consider and vote to approve amendments to the Vision for the Arts Program and/or authorize an amended approval schedule. [CC 4/22/20] 20-294-1

9. NEW BUSINESS

- a. New Business.

10. HEARING OF APPEALS

- a. No items this week.

11. HEARING OF PUBLIC COMMENTS

- a. No items this week.

12. ADJOURNMENT

- a. Adjournment.