

## NOTICE AND AGENDA

11/13/2020 11:28 am

## TULSA CITY COUNCIL - REGULAR MEETING

Office of the  
City Clerk

5:00 PM, Wednesday, November 18, 2020

10th Floor, North Conference Room - 175 E. 2nd St., Tulsa, OK 74103

*Members of the Tulsa City Council are required by law to attend this meeting in person. To protect members of the public, Councilors, and staff from unwarranted exposure to viruses, presenters and staff will attend by videoconferencing and teleconferencing via GoToMeeting, an online meeting and web conferencing tool.*

*Presenters, staff, and members of the public can attend and view 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/849295021>*

*Presenters, staff, and members of the public can also dial in using their phone by dialing: United States: +1 (646) 749-3131. Participants must then enter the following Access Code: 849-295-021*

*To provide for public input while observing social distancing, except when required by law, the Council will only take public comment on specific agenda items via email and phone. Interested citizens can email comments on a 5:00 p.m. regular Council agenda item to [info@tulsacouncil.org](mailto:info@tulsacouncil.org) or call and leave a message at 918-596-1976. Comments will still be limited to five minutes total for all items on the agenda. Agendas are typically posted before close of business on Fridays. Public comments must be submitted no later than 5:00 p.m. on the Tuesday immediately before the Council's regular Wednesday meeting or they will not be included as part of the Council's meeting. In the case of a Public Hearing, comments will be taken at the meeting. Members of the public who prefer to submit comments remotely during the Public Hearing for Agenda item 3.a may do so via videoconferencing and teleconferencing by joining from a computer, tablet or smartphone, using the following link <https://global.gotomeeting.com/join/849295021> or by dialing in by using their phone by dialing United States: +1 (646) 749-3131. Participants must then enter the following Access Code: 849-295-021.*

*Meetings will continue to be broadcast live on TGOV, Cox Cable channel 24, streamed on [tgovonline.org](http://tgovonline.org) and on Facebook Live at [facebook.com/tulsacitycouncil](https://www.facebook.com/tulsacitycouncil). These are the safest and easiest ways to view the meetings.*

*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](mailto: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 Special Meeting held at 1:30 PM on October 27, 2020. [CC 11/18/20] 20-889-1
- b. Minutes of Regular Meeting held at 4:00 PM on October 28, 2020. [CC 11/18/20] 20-890-1
- c. Minutes of Regular Meeting held at 5:00 PM on October 28, 2020. [CC 11/18/20] 20-891-1

## **2. APPOINTMENTS & REAPPOINTMENTS**

- a. Jamee Suarez-Howard - Appointment to the Animal Welfare Commission replacing Cordell Dement; term expires December 31, 2023. (CD-2) [UED 11/4/20; CC 11/18/20] 20-847-1
- b. Holbrook Campbell Lawson - Reappointment to the Arts Commission of the City of Tulsa; term expires December 14, 2023. (Attended 29/34 meetings.) (CD-4) [UED 11/4/20; CC 11/18/20] 20-846-1
- c. James Wagner - Reappointment to the Municipal Employee Retirement Board; term expires December 31, 2023. (Attended 11/11 meetings.) (CD-4) [UED 11/4/20; CC 11/18/20] 20-852-1
- d. Steve King - Reappointment to the Sales Tax Overview Committee; term expires December 31, 2024. (Attended 5/7 meetings.) (CD-8) [CC 11/18/20] 20-872-1

## **3. PUBLIC HEARINGS**

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed approval and adoption of the Peoria-Mohawk Project Plan, pursuant to the Oklahoma Local Development Act; identifying and establishing Four (4) new Increment Districts temporarily identified in the Project Plan as Increment Districts "A", "B", "C" and "D"; designating and adopting Project Area and Increment District boundaries; naming Increment District A as Increment District Number Seventeen, City of Tulsa; deferring the naming and dates for the creation of the Increment District B, Increment District C, and Increment District D; adopting certain findings; authorizing the City of Tulsa and the Tulsa Industrial Authority as the entities to carry out and administer the 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: 10/28/20; 11/18/20) [UED 10/14/20; CC 10/28/20; CC 11/18/20] 20-786-3

## **4. MAYOR'S ITEMS**

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.
- b. Resolution adopting the 2020-2023 City of Tulsa's Program for Public Information Outreach Plan, a significant element of the City of Tulsa's Community Rating System (CRS) credit. **(Emergency Clause)** [PW 11/18/20; CC 11/18/20] 20-900-1
- c. Approval of Executive Order, pursuant to Article III, Section 1.6, of Tulsa's Revised Charter, abolishing prior divisions for the Management of Departments and establishing the Divisions of Operations, Administration, Culture and Recreation, Economic Development, Police, Fire, City Attorney, and Finance; superseding all previous Executive Orders in conflict. [UED 11/18/20; CC 11/18/20] 20-888-2

- d. Confirmation of the Mayor's designation of Temporary Mayor(s) in his absence, temporary disability, or in the event of a vacancy in the Office of the Mayor. Designees in descending order: Amy Brown, Jack Blair, Kathryn Junk, James Wagner, Kian Kamas, Anna America, Krystal Reyes, and Jed Cochran. (Authority: Tulsa City Charter, Article II, Section 1.3) [UED 11/18/20; CC 11/18/20] 20-887-2
- e. License Agreement between the City of Tulsa and Consolidated Communications Enterprise Services, Inc., for an underground two hundred eighty-eight (288) strand fiber optic cable for telecommunications located at 5110 N. Mingo Rd. (CD-3) [CC 11/18/20] 20-873-1
- f. Change Order No. 1 to Contract No. 134668 between the City of Tulsa and Crossland Heavy Contractors, Inc., for Project No. 149200, in the amount of seven thousand, eight hundred twenty-two dollars (\$7,822.00), for structural repairs to the vault located at 2nd St. and Boulder Ave., and adding sixty-five (65) calendar days due to right-of-way acquisition, utility conflicts, scope changes, and marker waterproofing. [PW 11/18/20; CC 11/18/20] 20-903-1
- g. Quit Claim Deed from the Oklahoma Department of Transportation (ODOT) to the City of Tulsa of a 17.88 acre portion of the Midland Valley Trail that extends east from the Pedestrian Bridge and curves along the south and east of the future site of the Gathering Place, and extends north, S12-T19N-R12E and S13-T19N-R12E, Lot No. 5, Block No. 9 of the Maple Park Addition, to correct restrictions on the use of the property and the title situation, Project No. ENG 2020-25. (CD-4) [UED 11/4/20; CC 11/18/20] 20-858-1
- h. Donation of a Deed of Dedication located at 5666 E. 81st St. by Holland Hall, Inc., as a requirement of IDP 48936-2019, for the installation of a new traffic signal at the Holland Hall entrance. (CD-8) [CC 11/18/20] 20-874-1
- i. Donation of a Deed of Dedication located at 8806 S. Yale Ave. by 8720 S. Yale Ave., LLC, as a requirement of IDP 24235-2019, for a public storm sewer, driveways, and access ramps in the public right-of-way. (CD-8) [CC 11/18/20] 20-875-1
- j. Donation of a Deed of Dedication located at 3942 S. Memorial Dr. by the Larry Donald Rose Revocable Trust Agreement, dated January 13, 2015, as a requirement of LS 21293, for a pending Lot Split for a commercial lot. (CD-5) [CC 11/18/20] 20-902-1
- k. Donation of a Sanitary Sewer Easement located near State Hwy 66 and Pine St., Catoosa, OK by Fair Oaks Ranch, LLC, for Project No. ES 2015-09, Parcel 17A, for the Catoosa Interceptor Relief Project. (Not within the Tulsa City limits.) [CC 11/18/20] 20-876-1
- l. Donation of a Sanitary Sewer Easement located near State Hwy 66 and Pine St., Catoosa, OK by Fair Oaks Ranch, LLC, for Project No. ES 2015-09, Parcel 17B, for the Catoosa Interceptor Relief Project. (Not within the Tulsa City limits.) [CC 11/18/20] 20-877-1
- m. Donation of a Sanitary Sewer Easement located at 3254 S. 120th E. Pl. by Garnett Senior Housing Foundation, Inc., as a requirement for IDP 13429-2018, for Community Healthcare Connection Project, Parcel No. 188-2019. (CD-6) [CC 11/18/20] 20-901-1

- n. Donation of a Storm Sewer Easement located at 8806 S. Yale Ave. by 8720 S. Yale Ave., LLC, as a requirement of IDP 24235-2019, for a public storm sewer, driveways, and access ramps in the public right-of-way. (CD-8) [CC 11/18/20] 20-878-1
- o. Donation of a Sanitary Sewer Easement located at 9711 S. Marion Ave. by the Carrie J. Zoellner Trust, as a requirement for TMUA ES 2016-04, for the Crown Pointe Unsewered Area Project, Parcel No. 1A. (CD-8) [CC 11/18/20] 20-879-1
- p. Donation of a Sanitary Sewer Easement located at adjoining property west of 3502 E. 102nd Pl. by the Chelsea Pond Property Owners Association, Inc., as a requirement for TMUA ES 2019-01, for Francis Hills Relief Sewer and Vensel Creek Lift Station Project, Parcel No. 1A. (CD-8) [CC 11/18/20] 20-880-1
- q. Donation of a Storm Sewer Easement located at 8810 S. Yale Ave. by GCM WH, LLC, as a requirement for IDP 24235-2019, for McCall State Farm Project, Parcel No. 124-2019. (CD-8) [CC 11/18/20] 20-881-1
- r. Donation of a Sanitary Sewer Easement located at 6005 S. Mingo Dr. by Rockwall Blue Star OK, LLC, as a requirement for IDP 64862-2020, for Mingo Crossing Park Project, Parcel No. 251-2020. (CD-7) [CC 11/18/20] 20-882-1
- s. Special Event Application: Arvest Winterfest scheduled for November 21, 2020, to January 5, 2021, 200 S. Denver Ave., on 3rd St. between S. Denver Ave. and S. Frisco Ave. (CD-4) [CC 11/18/20] 20-898-1
- t. Special Event Application: Fleet Feet Black Friday Turkey Trot scheduled for November 27, 2020, at 418 E. 2nd St. from Elgin Ave. to Greenwood Ave. (CD-4) [CC 11/18/20] 20-899-1

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

- a. Resolution approving the incurrence of indebtedness by the Emergency Medical Services Authority (EMSA), for the issuance of a private placement note associated with a line of credit in the amount of two million dollars (\$2,000,000.00) that EMSA has secured with Prosperity Bank, N.A., to be used for the purposes of covering immediate and necessary costs related to EMSA taking over the operations, management, and provision of in-field and ambulance dispatch services from American Medical Response, Inc., (AMR); waiving competitive bidding requirements on said line of credit and note; authorizing the placement thereof with Prosperity Bank, N.A. (**Emergency Clause**) [UED 11/18/20; CC 11/18/20] 20-914-1
- b. Rezoning Application Z-7577 from RS-3 to RS-4 for property located east of the NE/c of E. 41st St. S. and S. 145th E. Ave. requested by Mike Thedford. (Property owner: Glenwood Homes.) (CD-6) (TMAPC voted 10-0-0 to recommend **APPROVAL** of RS-4 zoning.) [UED 11/4/20; CC 11/18/20; CC 12/2/20] 20-868-1

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

- a. Ordinance amending the fiscal year 2020-2021 budget to make supplemental appropriations of one hundred seventy-three thousand, three hundred eighty-four dollars and twenty-five cents (\$173,384.25) from Grant Revenues to be received from the Department of Homeland Security, Federal Emergency Management Agency, within the FEMA Grant Fund. [UED 11/18/20; CC 11/18/20; CC 12/2/20] 20-884-1

- b. Ordinance amending the fiscal year 2020-2021 budget to transfer unencumbered and unexpended appropriation balances of fifty-seven thousand, seven hundred ninety-four dollars and seventy-five cents (\$57,794.75) between accounts and projects within the Stormwater Capital Projects Fund. [UED 11/18/20; CC 11/18/20; CC 12/2/20] 20-885-1
- c. Ordinance amending the fiscal year 2020-2021 budget to make supplemental appropriations of fifty-three thousand, seven hundred seventy-five dollars (\$53,775.00) from Revenues received within the Tulsa Stadium Improvement District Fund. [UED 11/18/20; CC 11/18/20; CC 12/2/20] 20-886-1
- d. Ordinance amending the fiscal year 2020-2021 budget to make supplemental appropriations of four million, seven hundred eighty-one thousand, two hundred fifty dollars (\$4,781,250.00) from Fund Balance within the Pandemic Relief Recovery Fund. [UED 11/18/20; CC 11/18/20; CC 12/2/20] 20-904-1
- e. Ordinance amending Tulsa Revised Ordinances (TRO), Title 35, “Infrastructure Development”, Chapter 6, “Familiar Rights-of-Way Activities”, Section 602, “Required Sidewalks and Fee-In-Lieu Option”; Subsection B, “Required Sidewalks”; repealing all Ordinances or parts of Ordinances in conflict. **(Emergency Clause)** [UED 11/18/20; CC 11/18/20; CC 12/2/20] 20-905-1

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

- a. Ordinance amending the fiscal year 2020-2021 budget to make supplemental appropriations of three hundred forty-two thousand, nine hundred sixty dollars (\$342,960.00) from the US Department of Justice to be received within the JAG Reimbursement Grant Subfund. [UED 11/4/20; CC 11/4/20; CC 11/18/20] 20-848-1
- b. Ordinance amending the fiscal year 2020-2021 budget to make supplemental appropriations of twenty-three million, two hundred twenty-four thousand, six hundred ninety-five dollars and seventy-five cents (\$23,224,695.75) in the General Fund to be transferred to the Pandemic Relief Recovery Fund, and three million, five hundred twenty-four thousand, one hundred ninety-two dollars (\$3,524,192.00) within the Pandemic Relief Recovery Fund. [UED 11/4/20; CC 11/4/20; CC 11/18/20] 20-851-1
- c. Rezoning Ordinance Z-7572 from RM-1 to CS for property located west of the SW/c of E. 36th St. N. and N. Garrison Ave. requested by Russell Muzika. (Property owner: Tahir A. Khan) (CD-1) (TMAPC voted 8-1-0 to recommend **APPROVAL** of CS zoning on the north two hundred sixty (260) feet of the subject property.) [UED 10/28/20; CC 11/4/20; CC 11/18/20] 20-831-2
- d. Rezoning Ordinance Z-7573 from RS-3 and CH to MX1-P-65 and MX1-P-U for property located at the SW/c of E. 38th St. S. and S. Peoria Ave. requested by the Tulsa City Council. (Property owner: The Park Church of Christ) (CD-9) (TMAPC voted 8-0-0 to recommend **APPROVAL** of MX1-P-65 and MX1-P-U zoning.) [UED 10/28/20; CC 11/4/20; CC 11/18/20] 20-833-2
- e. Rezoning Ordinance Z-7574 from AG to CS for property located north and west of the NW/c of E. 41st St. S. and S. Garnett Rd. requested by Arborstone Land Holdings c/o AAB Engineering, LLC. (Property owner: Arborstone Storage Tulsa 41st Street, LLC.) (CD-6) (TMAPC voted 7-0-0 to recommend **APPROVAL** of CS zoning.) [UED 10/28/20; CC 11/4/20; CC 11/18/20] 20-834-2



- f. Rezoning Ordinance Z-7575 from RS-3 to RS-4 for property located north of the NE/c of E. 41st St. S. and S. 145th E. Ave. requested by Jesse Fulcher. (Property owner: RC Battlecreek, LLC.) (CD-6) (TMAPC voted 8-0-0 to recommend **APPROVAL** of RS-4 zoning.) [UED 10/28/20; CC 11/4/20; CC 11/18/20] 20-835-2
- g. Ordinance closing a Sanitary Sewer Easement located at 2527 S. 96th E. Ave., affecting Lot Seventeen (17), Block Thirty-one (31) of Longview Lake Estates, requested by Jyll Baskin. (CD-5) [UED 11/4/20; CC 11/4/20; CC 11/18/20] 20-849-1
- h. Ordinance approving and adopting the Peoria-Mohawk Project Plan, pursuant to the Oklahoma Local Development Act; identifying and establishing Four (4) new Increment Districts temporarily identified in the Project Plan as Increment Districts “A”, “B”, “C” and “D”; designating and adopting Project Area and Increment District boundaries; naming Increment District A as Increment District Number Seventeen, City of Tulsa; deferring the naming and dates for the creation of the Increment District B, Increment District C, and Increment District D; adopting certain findings; authorizing the City of Tulsa and the Tulsa Industrial Authority as the entities to carry out and administer the 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: 10/28/20; 11/18/20) [UED 10/14/20; CC 10/28/20; CC 11/18/20] 20-786-1

## **8. COUNCIL ITEMS**

- a. Council Chair’s report on Council activities and Council efforts, and Councilors announcements on scheduled community events.
- b. Vote on Council initiation of an amendment to the City’s Zoning Code, Title 42, Tulsa Revised Ordinances (TRO), to permit drive-through windows and/or drive-through lanes for medical marijuana dispensaries. (Patrick) [UED 11/4/20; CC 11/18/20] 20-913-1
- c. Request for waiver of fees for labor costs and administrative fees of four hundred eighty-five dollars (\$485.00) for mowing at property located at 3603 W. 1st St. (Hall-Harper) [CC 11/18/20] 20-883-1

## **9. NEW BUSINESS**

- a. New Business.

## **10. HEARING OF APPEALS**

- a. Appeal hearing requested by Frederick Yerton, contesting a February 12, 2020, decision of the Nuisance Abatement Hearing Officer in Property Maintenance Case No. PM -19486-2019, for property located at 4625 E. 37th Pl., Tulsa, OK. [CC 11/18/20] 20-250-1

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

- a. No items this week.

## **12. ADJOURNMENT**

- a. Adjournment.