

**NOTICE AND AGENDA**

**TULSA CITY COUNCIL – REGULAR MEETING**

**5:00 PM, Wednesday, November 3, 2021**

**Council Chamber, 2<sup>nd</sup> Floor – 175 E. 2<sup>nd</sup> St., Tulsa, OK 74103**

*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](mailto: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.*

**INTRODUCTION AND NOTICE TO THE PUBLIC**

At this Regular Meeting of the City Council, in accordance with and pursuant to applicable Council Rules and Robert's Rules of Order, the Council will consider, discuss, and may take action on, adopt, amend, reject, or defer action on any item listed on this Agenda. In accordance with the City Charter and state law, the Council may approve and adopt a budget and/or amendments to the budget, including adding, deleting, increasing, or decreasing any appropriations, expenditures, and amounts thereof.

**1. RECEIPT & FILING OF MINUTES**

- a. Minutes of Special Meeting held at 9:00 AM on October 20, 2021. [CC 11/3/21]
- b. Minutes of Regular Meeting held at 4:00 PM on October 20, 2021. [CC 11/3/21]
- c. Minutes of Regular Meeting held at 5:00 PM on October 20, 2021. [CC 11/3/21]

**2. APPOINTMENTS & REAPPOINTMENTS**

- a. Amanda Peregrina Marroquin – Appointment to the Human Rights Commission replacing Carlos Bejarano; term expires July 1, 2022. (CD-2) [PW 10/27/21; CC 11/3/21]
- b. Casey Bakhsh – Appointment to the Human Rights Commission replacing Rhene Ritter; term expires July 1, 2024. (CD-5) [UED 10/27/21; CC 11/3/21]
- c. Andrew Carlson – Appointment to the Human Rights Commission replacing Laura Bellis; term expires July 1, 2024. (CD-4) [PW 10/27/21; CC 11/3/21]

- d. Drew France – Appointment to the Human Rights Commission replacing Judy Eason-McIntyre; term expires July 1, 2024. (CD-1) [PW 10/27/21; CC 11/3/21]
- e. Katelyn Parker – Reappointment to the Preservation Commission; term expires October 1, 2024. (Attended 45/58 meetings.) (CD-1) [PW 10/27/21; CC 11/3/21]

### **3. PUBLIC HEARINGS**

- a. Joint Public Hearing of the Tulsa City Council and the Tulsa Housing Authority to confirm support for revitalization of the 36th Street North/Phoenix District Neighborhood in the City of Tulsa and for implementation of the development outlined in the 2020 Envision Comanche Master Plan; finding said project to be in the public interest. **(Emergency Clause)** (Public Hearing: 11/3/21) [PW 11/3/21; CC 11/3/21]
- b. Public Hearing to receive written and oral comments from citizens regarding the proposed Ordinance adopting a New Chapter 4, entitled "Public Service Company Franchise" within Title 15, Tulsa Revised Ordinances (TRO), "Franchises and Grants"; setting forth definitions; granting to Public Service Company of Oklahoma (PSO) a franchise, to use the public ways of the City of Tulsa for the purpose of supplying electricity to the public; setting a term of years for the franchise; providing for the assignment, sale or lease of the rights and obligations herein; establishing conditions of enforceability, standards of service and indemnification; setting forth responsibilities as to location and relocation of lines, plants and systems; stating conditions for the use and repair of public ways; allowing PSO to charge consumers reasonable rates of compensation; obligating PSO to provide electric power to the City of Tulsa for municipal purposes; establishing fees to be paid for the grant of this franchise; requiring PSO to maintain records, and allow City to inspect and audit same; allowing City at its option to purchase PSO's plants and systems after fifteen (15) years, and setting terms and conditions of said purchase; requiring voter approval of this franchise at a special election on February 8, 2022; repealing the previous Franchise Agreement. **(Emergency Clause)** (Public Hearings: 10/27/21; 11/3/21) [PW 10/20/21; UED 10/27/21; CC 10/20/21; CC 11/3/21]
- c. Public Hearing to receive comments on the funding recommendations for the City of Tulsa's American Rescue Plan Act (ARPA) allocations proposed by the City of Tulsa ARPA working group on October 27, 2021, at the City Council Public Works Committee meeting. [CC 11/3/21]

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

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.
- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution calling for, and requesting, the Tulsa County Election Board to conduct a non-partisan special election on February 8, 2022, to place before the electors of the City of Tulsa the question of approval or disapproval of a franchise, to be granted to the Public Service Company of Oklahoma (PSO), to allow PSO to use the public ways of the City of Tulsa for the purpose of furnishing electricity to the public, for compensation; approving or disapproving City of Tulsa Ordinance No. 24695, adopting a new Chapter 4, in Title 15, Tulsa Revised Ordinances (TRO), which sets forth the terms and conditions of

the PSO Franchise; reproducing the exact ballot language; allowing for absentee balloting as required by law; providing that the election be conducted according to state law; stating that the election shall be non-partisan; requesting the Tulsa County Election Board to coordinate with the election boards of other counties in which the City of Tulsa is located; requesting that those voting precincts located partially inside and partially outside the city limits of the City of Tulsa remain open for the election; setting forth the means of paying the cost of this election; calling for the City Council to canvas the election results; requesting the Mayor to issue a proclamation calling the election as required by law; providing for the proper publication of this resolution. **(Emergency Clause)** [UED 10/27/21; CC 11/3/21]

- c. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Day of the Dead scheduled for November 5, 2021, at 111 E. Reconciliation Way. (CD-4) [CC 11/3/21]
- d. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: McNellie's Pub Run scheduled for November 6, 2021, starting at 418 E. 2nd St. (CD-4) [CC 11/3/21]
- e. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Jenks Half Marathon scheduled for November 6, 2021, starting at 811 N. 3rd St., Jenks, OK, continuing into Tulsa City Limits. (CD-4) [CC 11/3/21]

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

- a. Monthly Status Report from the Sales Tax Overview Committee on current activities and efforts. [CC 11/3/21]
- b. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application PUD 585-A from PUD-585 to PUD-585-A for property located south of the SW/c of E. 61st St. S. and S. Memorial Dr. requested by Lou Reynolds. (Property owner: Oklahomasak Properties One, LLC, c/o Les Davis) (CD-7) (TMAPC voted 6-0-0 to recommend **APPROVAL** of PUD 585-A zoning.) [UED 10/27/21; CC 11/3/21; CC 11/17/21]
- c. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7620 from RS-3 to IL for property located at the SE/c of W. 36th St. S. and S. Maybelle Ave. requested by Timothy Nall. (Property owner: Timothy Nall) (CD-2) (TMAPC voted 6-0-0 to recommend **APPROVAL** of IL zoning.) [UED 10/27/21; CC 11/3/21; CC 11/17/21]
- d. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7627 from OL to CS for property located east of the NE/c of E. 91st St. S. and S. Sheridan Rd. requested by Jordan Droz. (Property owner: Schulz, Alecia B. and Ludger J. Revocable Trust) (CD-8) (TMAPC voted 6-0-0 to recommend **APPROVAL** of CS zoning.) [UED 10/27/21; CC 11/3/21; CC 11/17/21]

## **6. ORDINANCES – FIRST READING**

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to make supplemental appropriations of eighty-three thousand, eight hundred dollars (\$83,800.00) from grant revenue to be received of seventy-nine thousand, eight hundred nine dollars and fifty-three cents (\$79,809.53), and from a donation of three thousand, nine hundred ninety dollars and forty-seven cents (\$3,990.47) within the Fire Prevention and Safety Subfund. [UED 11/3/21; CC 11/3/21; CC 11/17/21]
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to make supplemental appropriations of twelve million, three thousand, nine hundred ninety-eight dollars and eighty cents (\$12,003,998.80) from grant revenue from the Department of Homeland Security of eleven million, nine hundred seventy-eight thousand, nine hundred ninety-eight dollars and eighty cents (\$11,978,998.80) to be received within the Staffing Fire and Emergency Response Subfund, and from unassigned fund balance of twenty-five thousand (\$25,000.00) dollars within the General Fund, and to transfer unencumbered and unexpended appropriation balances of four hundred twenty-six thousand dollars (\$426,000.00) between accounts within the General Fund. [UED 11/3/21; CC 11/3/21; CC 11/17/21]
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Tulsa Revised Ordinances (TRO), Title 35 titled "Infrastructure Development", Chapter 6 titled "Familiar Rights-Of-Way Activities", Section 606 titled "Trees"; amending certain definitions within the definition sub-section; adding new definitions to the definition sub-section; establishing those situations in which an Infrastructure Development Process (IDP) permit would be the correct permit for the planting of street trees and those situations in which a License Agreement would be appropriate; setting forth spacing and clearance requirements for trees; providing for trees growing in utility easements, wells and raised planter beds; allowing alternative tree plans under certain circumstances; detailing the requirements for the care, maintenance, pruning and removal of trees; and providing an appeals process for aggrieved parties. **(Emergency Clause)** [PW 11/3/21; CC 11/3/21; CC 11/17/21]
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the City of Tulsa Zoning Code, Title 42, Tulsa Revised Ordinances, (TMAPC case No. ZCA-21) to amend Chapter 5, Residential Districts, Chapter 10, Mixed Use Districts, Chapter 15, Office, Commercial, and Industrial Districts, Chapter 20, Overlay Districts, Chapter 25, Special Districts, Chapter 45, Accessory Uses and Structures, Chapter 55, Parking, Chapter 60, Signs, Chapter 65, Landscaping and Screening, Chapter 70, Review and Approval Procedures, and Chapter 95, Definitions. (TMAPC voted 6-0-0 to recommend the City Council **ADOPT** the proposed amendments to the City of Tulsa Zoning code.) [UED 10/27/21; UED 11/3/21; CC 11/3/21; CC 11/17/21]

## **7. ORDINANCES – SECOND READING**

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to make supplemental appropriations of three hundred seventy-five thousand dollars (\$375,000.00) from grant revenues to be received within the Safe OK Grant Program Subfund. [UED 10/27/21; CC 10/27/21; CC 11/3/21]
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to transfer unencumbered and unexpended appropriation balances of nine hundred forty-seven thousand, nine hundred ninety-four dollars and ninety-four cents (\$947,994.94) between departments and accounts within the 2014 Sales Tax Fund. [UED 10/27/21; CC 10/27/21; CC 11/3/21]
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 11, Tulsa Revised Ordinances (TRO), "Public Works Department", Chapter 9, "Street Maintenance", creating a new section, Section 901, entitled "Special Revenue Fund for Maintenance and Repair of Public Ways"; creating said fund; setting forth the purposes of the fund; including this fund in the annual budget process of the city; estimating the amount of revenue that will be generated hereby; proposing the percentages of said moneys to be expended on the several functions; providing that this ordinance shall be void if the PSO Franchise is disapproved by the voters. [UED 10/27/21; CC 10/27/21; CC 11/3/21]
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance adopting a New Chapter 4, entitled "Public Service Company Franchise" within Title 15, Tulsa Revised Ordinances (TRO), "Franchises and Grants"; setting forth definitions; granting to Public Service Company of Oklahoma (PSO) a franchise, to use the public ways of the City of Tulsa for the purpose of supplying electricity to the public; setting a term of years for the franchise; providing for the assignment, sale or lease of the rights and obligations herein; establishing conditions of enforceability, standards of service and indemnification; setting forth responsibilities as to location and relocation of lines, plants and systems; stating conditions for the use and repair of public ways; allowing PSO to charge consumers reasonable rates of compensation; obligating PSO to provide electric power to the City of Tulsa for municipal purposes; establishing fees to be paid for the grant of this franchise; requiring PSO to maintain records, and allow City to inspect and audit same; allowing City at its option to purchase PSO's plants and systems after fifteen (15) years, and setting terms and conditions of said purchase; requiring voter approval of this franchise at a special election on February 8, 2022; repealing the previous Franchise Agreement. (Public Hearings: 10/27/21; 11/3/21) **(Emergency Clause)** [PW 10/20/21; UED 10/27/21; CC 10/20/21; CC 11/3/21]
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 37-A, Tulsa Revised Ordinances, titled "Emergency Medical Services Code", Chapter 1, "Emergency Medical Services Code", Section 110, "Clinical Quality of Ambulance Services" to remove the requirement that all code responses be staffed, equipped, and certified at the EMT-Paramedic level; permitting ambulances responding in the regulated service area to employ a tiered system of Advanced Life Support (ALS) and Basic Life Support (BLS) units. **(Emergency Clause)** (Lakin) [PW 8/11/21; CC 8/11/21; PW 8/25/21; CC 8/25/21; PW 11/3/21; CC 11/3/21]

- f. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7615 from OL to CS for property located at the SW/c of E. 4th Pl. S. and S. Yale Ave. requested by Timothy Janak. (Property owners: Masood and Sonia Kasim) (CD-4) (TMAPC voted 6-0-0 to recommend **APPROVAL** of CS zoning) [UED 9/22/21; CC 10/6/21; CC 10/20/21; CC 10/27/21; CC 11/3/21]

## **8. COUNCIL ITEMS**

- a. Councilors' announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.
- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution confirming support for revitalization of the 36th Street North/Phoenix District Neighborhood in the City of Tulsa and for implementation of the development outlined in the 2020 Envision Comanche Master Plan; finding said project to be in the public interest. (**Emergency Clause**) (Public Hearing: 11/3/21) [PW 11/3/21; CC 11/3/21]

## **9. NEW BUSINESS**

- a. New Business.

## **10. HEARING OF APPEALS**

- a. No Items this week.

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

- a. Morgan Caywood – Tulsa Fire Department raises.

## **12. ADJOURNMENT**

- a. Adjournment.