

NOTICE AND AGENDA

TULSA CITY COUNCIL - Regular Meeting

5:00 PM, Wednesday, May 18, 2022

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

FILED
CITY OF TULSA
STATE OF OKLAHOMA

05/13/2022 3:00 pm

Office of the
City Clerk

Persons who require a special accommodation to participate in this meeting should contact Secretary to the Tulsa City Council 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.

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 April 27, 2022. [CC 5/18/22] 22-454-1
- b. Minutes of Regular Meeting held at 4:00 PM on April 27, 2022. [CC 5/18/22] 22-454-2
- c. Minutes of Regular Meeting held at 5:00 PM on April 27, 2022. [CC 5/18/22] 22-454-3

2. APPOINTMENTS & REAPPOINTMENTS

- a. Kimberly Joyce - Appointment to the City of Tulsa Audit Committee replacing Christie Little; term expires December 31, 2023. (CD-4) [UED 5/11/22; CC 5/18/22] 22-388-1
- b. Shane Fernandez - Appointment to the Park and Recreation Board replacing John Favell; term expires May 1, 2026. (CD-4) [PW 5/11/22; CC 5/18/22] 22-416-1
- c. Billie Barnett - Reappointment to the Tulsa Performing Arts Center Trust; term expires June 30, 2025. (Attended 10/12 meetings.) (CD-2) [UED 5/11/22; CC 5/18/22] 22-387-1

3. PUBLIC HEARINGS

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed City of Tulsa Fiscal Year 2022-2023 Budget and Capital Plan. [CC 5/18/22; CC 5/25/22; CC 6/8/22] 22-357-1

4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.
- b. Consideration and possible 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: Cassia Carr, Kathryn Junk, James Wagner, Jed Cochran, Anna America, Krystal Reyes, Jack Neely, Rodrigo Rojas. (Authority: Tulsa City Charter, Article III, Section 1.3) [UED 5/18/22; CC 5/18/22] 22-441-2
[Supporting Documentation](#)
- c. Consideration and possible approval or denial of an Executive Order, pursuant to Article III, Section 1.6, of Tulsa's Revised Charter, abolishing prior Divisions for the management of Departments of the City as previously configured; establishing the Divisions of Finance, Culture and Recreation, Capital Investment, Deputy Mayor, Fire, Police, and Law; superseding all previous Executive Orders in conflict. [UED 5/18/22; CC 5/18/22] 22-444-2
[Supporting Documentation](#)
- d. Consideration and possible approval, adoption, denial, amendment or revision of a License Agreement between the City of Tulsa and Enclave at Brookside Apartments, LLC for property located at 1418 E. 39th St. S., The Enclave at Brookside Addition, for a monument sign. [PW 5/11/22; CC 5/18/22] 22-401-2
[Supporting Documentation](#)
- e. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 1 to Contract No. 135355 between the City of Tulsa and Concrete Services Corporation, for Project No. SP 19-09, in the amount of zero dollars (\$0.00) and eighty-one (81) calendar days due to additional work needed to repair approximately fifty (50) post-tension tendons in two (2) parking garages: Main Park Plaza, 410 S. Main St. and Civic Center Parkade, 550 W. 3rd St. (CD-4) [PW 5/11/22; CC 5/18/22] 22-409-2
[Supporting Documentation](#)
- f. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Results for America in the amount of six hundred forty dollars (\$640.00) for Mayor Bynum to travel to Washington D.C. on April 27, 2022, to speak on behalf of the City of Tulsa at Results for America: Celebrating 10 Years of Impact. [CC 5/18/22] 22-400-1
[Supporting Documentation](#)
- g. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Greenwood Farmers and Artisans Market scheduled for May 21, 2022, at 1520 N. Greenwood Pl. (CD-1) [CC 5/18/22] 22-458-1
[Supporting Documentation](#)
- h. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: BOK Boot Scoot Boogie scheduled for May 21, 2022, at 200 S. Denver Ave. (CD-4) [CC 5/18/22] 22-459-1
[Supporting Documentation](#)
- i. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Gives Back scheduled for May 20, 2022, at 2727 S. Rockford Rd. (CD-4) [CC 5/18/22] 22-461-1
[Supporting Documentation](#)

- j. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Certified Piedmontese Beef IRONMAN Tulsa scheduled for May 18-23, 2022, at 700 N. Greenwood Ave. (From Keystone State Park to Guthrie Green) (CD-1,4,9) [CC 5/18/22] 22-462-1

[Supporting Documentation](#)

- k. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Route 66 PatriotFest and Cruise scheduled for May 21, 2022, at 3770 S. Southwest Blvd. (Staging in the Salvation Army parking lot - 924 S. Hudson Ave., ending on Southwest Blvd. between Union Ave. and 39th W. Ave.) (CD-2,4,5) [CC 5/18/22] 22-460-1

[Supporting Documentation](#)

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7645 from RM-2 to CS for property located east of the NE/c of S. Yale Ave. and E. 51st St. S. requested by Lou Reynolds. (Property Owner: Parks, Edge Nursing and Rehabilitation Center Inc. c/o Linda Williams) (CD-5) (TMAPC voted 7-0-0 to recommend **APPROVAL** of CS zoning.) [UED 5/11/22; CC 5/18/22; CC 5/25/22] 22-392-2

[Supporting Documentation](#)

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 one million, six hundred thousand dollars (\$1,600,000.00) from unassigned fund balance in the American Rescue Plan Act (ARPA) SubFund and make supplemental appropriations of six hundred thousand dollars (\$600,000.00) in the Workers Compensation Fund from transfer received from the American Rescue Plan Act (ARPA) SubFund. (**REQUESTING WAIVER OF CITY CHARTER, COUNCIL RULES & ORDER OF BUSINESS, AND REQUESTING APPROVAL AND ADOPTION ON FIRST READING**) [UED 5/18/22; CC 5/18/22] 22-431-2

[Supporting Documentation](#)

- 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 nine hundred thousand dollars (\$900,000.00) of estimated program income revenue within the Community Block Grant Fund. [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-433-2

[Supporting Documentation](#)

- c. 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 twenty-three thousand, eight hundred dollars (\$323,800.00) of grant revenues to be received from the U.S. Department of Housing and Urban Development, within the Home American Rescue Plan Grant Fund. [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-434-2
[Supporting Documentation](#)
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Jordan Rodich, Wallace Design Collective, PC, for property located at 717 E. Marshall St. N., lying in Lot Nine (9), Block One (1), Parcel No. 3 of Lansing Industrial Park II for future construction of the Community Food Bank of Eastern Oklahoma. (CD-1) [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-435-2
[Supporting Documentation](#)
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Jordan Rodich, Wallace Design Collective, PC, for property located at 717 E. Marshall St. N., lying in Lot Ten (10), Block One (1), Parcel No. 4 of Lansing Industrial Park, II for future construction of the Community Food Bank of Eastern Oklahoma. (CD-1) [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-437-2
[Supporting Documentation](#)
- f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Jordan Rodich, Wallace Design Collective, PC, for property located at 717 E. Marshall St. N., lying in Lot Nine (9), Block One (1), Parcel No. 5 of Lansing Industrial Park II for future construction of the Community Food Bank of Eastern Oklahoma. (CD-1) [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-436-2
[Supporting Documentation](#)
- g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Jordan Rodich, Wallace Design Collective, PC, for property located at 717 E. Marshall St. N., lying in Lot Ten (10), Block One (1), Parcel No. 6 of Lansing Industrial Park II for future construction of the Community Food Bank of Eastern Oklahoma. (CD-1) [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-438-2
[Supporting Documentation](#)
- h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Jordan Rodich, Wallace Design Collective, PC, for property located at 717 E. Marshall St. N., lying in Lot Seven (7), Block One (1), Parcel No. 7 of Lansing Industrial Park II for future construction of the Community Food Bank of Eastern Oklahoma. (CD-1) [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-445-2
[Supporting Documentation](#)

- i. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a twenty (20) foot portion of a Utility Easement, requested by Jay Labadie, for property located at 11812 S. Toledo Ave., located in Lot Sixteen (16), Block One (1), of Wind River Crossing to allow for the placement of a covered pool deck. (CD-8) [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-439-2
[Supporting Documentation](#)
- j. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 49, Tulsa Revised Ordinances, titled "Administrative, Permit, and License Fees", Chapter 16, "Utility Coordination Fees", by the enactment of a new section, Section 1603, to be titled "Public Property Use/Occupancy Permit"; establishing fees for said permits. **(Emergency Clause)** [PW 5/18/22; CC 5/18/22; CC 5/25/22] 22-430-2
[Supporting Documentation](#)
- k. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance Amending and Updating Tulsa Revised Ordinances, Title 14, titled "Fire Prevention Code;" amending Chapter 1, titled "I.C.C. International Fire Code, 2018 Edition, Adopted". **(Emergency Clause)** [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-449-2
[Supporting Documentation](#)
- l. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance Amending and Updating Tulsa Revised Ordinances, Title 51, titled "Building Code;" amending Chapter 1, titled "I.C.C. International Building Code, 2018 Edition, Adopted;" amending Chapter 4, titled "I.C.C. International Existing Building Code, 2018 Edition, Adopted". **(Emergency Clause)** [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-450-2
[Supporting Documentation](#)
- m. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance Amending Tulsa Revised Ordinances, Title 52, titled "Electrical Code," amending Chapter 1, titled "Administration," Section 100, titled "Adoption of National Electrical Code, 2017 Edition (NFPA 70-2017)". **(Emergency Clause)** [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-451-2
[Supporting Documentation](#)
- n. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance Amending and Updating Tulsa Revised Ordinances, Title 59, titled "Mechanical Code" adoption of "I.C.C. International Mechanical Code, 2018 Edition". **(Emergency Clause)** [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-452-2
[Supporting Documentation](#)
- o. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance Amending and Updating Tulsa Revised Ordinances, Title 56, titled "Plumbing Code" adoption of "I.C.C. International Plumbing Code, 2018 Edition". **(Emergency Clause)** [UED 5/18/22; CC 5/18/22; CC 5/25/22] 22-453-2
[Supporting Documentation](#)

7. ORDINANCES - SECOND READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7644 from OL to CS for property located east of the NE/c of E. 46th St. N. and Martin Luther King, Jr. Blvd. requested by Patrick Crisp. (Property Owner: Lisa Crisp) (CD-1) (On a motion to approve, TMAPC voted 4-4-1, resulting in a recommendation of **DENIAL** of CS zoning; applicant requested a Council hearing pursuant to Section 70.030-E4 of the zoning code.) [PW 4/27/22; CC 5/11/22; CC 5/18/22] 22-373-3
[Supporting Documentation](#)
- b. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance ZCA-22 amending the City of Tulsa Zoning Code, Title 42, Tulsa Revised Ordinances. The proposed amendments are located in Chapter 20, Overlay Districts: Section 20.080-C Residential Building Types for Household Living, Table 20-4.5 Notes; Section 20.080-E Parking Regulations, 2. Location; Chapter 5, Residential Districts: Section 5.030-B Table Notes; Chapter 40, Supplemental Use and Building Regulations: Section 40.030 Apartments/Condos; Chapter 55, Parking: Section 55.080-C Parking Setbacks. (TMAPC voted 9-0-0 to recommend the City Council **ADOPT** the proposed amendments.) [UED 5/11/22; CC 5/11/22; CC 5/18/22] 22-393-2
[Supporting Documentation](#)
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to make supplemental appropriations of ninety thousand, two hundred fifty-three dollars (\$90,253.00) from grant revenue awarded by the District Attorney's Council to be received within the Project Safe Neighborhoods SubFund. [UED 5/11/22; CC 5/11/22; CC 5/18/22] 22-402-2
[Supporting Documentation](#)
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to make supplemental appropriations of thirty-one thousand, five hundred dollars (\$31,500.00) recognized from unappropriated fund balance within the PD Equitable Sharing Justice SubFund. [UED 5/11/22; CC 5/11/22; CC 5/18/22] 22-404-2
[Supporting Documentation](#)
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2021-2022 budget to make supplemental appropriations of nine hundred thousand dollars (\$900,000.00) from revenue to be received from charges for services within the Equipment Management Fund. [UED 5/11/22; CC 5/11/22; CC 5/18/22] 22-407-2
[Supporting Documentation](#)

- f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending, Title 27, Tulsa Revised Ordinances, the City's "Penal Code"; amending and enacting offenses pertaining to larceny, fraud, stealth, embezzlement, trick, deception, and forgery; amending Sections 2000, 2001, 2003, and 2005 to increase the value of property taken constituting larceny from less than \$500.00 to less than \$1,000.00; enacting a new Section 2007 for the offense of receiving or concealing stolen property; amending Section 1900, 1902, 1910, and 1911 to increase the value of property defrauded or embezzled, constituting an offense, from less than \$500.00 to less than \$1,000.00; enacting new Sections 1912 and 1913 to create offenses for the sale, delivery, receipt or possession of forged notes or instruments. **(Emergency Clause)** [UED 5/11/22; CC 5/11/22; UED 5/18/22; CC 5/18/22] 22-397-2
[Supporting Documentation](#)
- g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 27, Tulsa Revised Ordinances, the City's "Penal Code"; adding joyriding as an offense under Section 2105, "Tampering with Vehicles"; amending Section 306, "Escapes", to include escapes and attempted escapes when a person is arrested or detained by a peace officer; and adding a new Section 414, titled "Threatening an Act of Violence". **(Emergency Clause)** [UED 5/11/22; CC 5/11/22; UED 5/18/22; CC 5/18/22] 22-398-2
[Supporting Documentation](#)
- h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 27, Tulsa Revised Ordinances, the City's "Penal Code"; repealing Chapter 25, "Dangerous Substances" in its entirety and enacting a new Chapter 25, titled "Dangerous Substances"; defining terms used; making it an offense to possess marijuana without a valid Oklahoma Medical Marijuana License; prohibiting ingestion of marijuana in public by smoking or vaporizing except as permitted in state statutes; providing that it shall be an offense to possess drug paraphernalia in certain circumstances, to deliver any simulated drug or simulated controlled dangerous substance, and to possess Schedule I through V controlled dangerous substances; clarifying definitions; and preserving civil or criminal prosecutions, suits or proceedings pending in any court. **(Emergency Clause)** [UED 5/11/22; CC 5/11/22; UED 5/18/22; CC 5/18/22] 22-414-2
[Supporting Documentation](#)
- i. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance adopting the Twenty-Eighth Supplement to the Seventh Revision of the Tulsa Revised Ordinances, codifying ordinances enacted between April 7, 2021, and September 22, 2021; 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 5/11/22; CC 5/18/22] 22-405-1
[Supporting Documentation](#)

- j. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance adopting the Twenty-Seventh Supplement to the Seventh Revision of the Tulsa Revised Ordinances, codifying ordinances enacted between January 1, 2021, and April 7, 2021; 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 5/11/22; CC 5/18/22] 22-406-1
[Supporting Documentation](#)

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.

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. No items this week.

11. HEARING OF PUBLIC COMMENTS

- a. John Huffines – The 444 Initiative: a simple plan designed to help keep Tulsa beautiful. [CC 5/18/22] 22-432-1

12. ADJOURNMENT

- a. Adjournment.