

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Thursday, March 14, 2013

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

INTRODUCTION

PLEDGE OF ALLEGIANCE AND INVOCATION

PROCLAMATION AND SPECIAL ANNOUNCEMENTS

CALL TO ORDER & ROLL CALL

Unless otherwise noted, the Council may discuss, review, and/or possibly take action on the following:

FILED
CITY OF
STATE OF OKLAHOMA
2013 MAR 12 PM 4:00
MICHAEL P. RIER
CITY CLERK

1. RECEIPT & FILING OF MINUTES

- a. No items this week. 04-387

2. APPOINTMENTS & REAPPOINTMENTS

- a. Judith Finn - Reappointment to the Stormwater Drainage Advisory Board; term expires 2/28/2018; (attended 41/56 meetings). (CD-8) [PW 2/28/13; CC 3/7/13] 03-277-3

3. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts and new business. 97-631-3
- b. Designation of the Performing Arts Center Coat Check Room to be named the Max Fisher Coat Check Room. [PW 2/28/13 & 3/7/13] 13-138-1
- c. Donation of utility easement located at 2552 E. 16th St. from Jared and Allison Andersen, as part of the requirements for IDP 6423. (CD-4) [PW 3/7/13] 13-147-1
- d. Donation of drainage easement located in Catoosa, Wagoner County, from the City of Tulsa to the City of Catoosa for Spunky Creek Tributary Channel Improvements. [PW 3/7/13] 13-148-1
- e. Donation of a collection of Ledger Drawings from Dr. Lawrence Loendorf to the Gilcrease Museum. 13-186-1
- f. Donation of First Tee Driving Range (\$120,000) for Mohawk Golf Course from Southern Hills Charitable Foundation. 13-194-1
- g. Special Event Application: Fit as Hale to be held at Nathan Hale High School (6960 East 21st Street) on May 30, 2013. (CD-5) 12-348-2
- h. Special Event Application: St. Patrick's Day to be held at 7007 South Memorial Drive on March 17, 2013. (CD-7) 13-200-1

- i. Special Event Application: Route 66 Harley-Davidson Biker Bash to be held at 3637 South Memorial Drive on March 16, 2013. (CD- 7) 13-201-1
- j. Special Event Application: Kilkennys Irish Pub St. Patrick's Day to be held at 1413 E 15th Street on March 17, 2013. (CD-4) 13-202-1

4. AUTHORITIES, BOARDS & COMMISSIONS

- a. Rezoning Application Z-7219, requested by Sisemore, Weisz & Associates, Inc., for property located west of the NW/c of N. Peoria Ave. and E. 46th St. from RS-3 to CS. (Property Owner: Janice Fay and George and Janet Alexander, Jr.) (TMAPC voted 10-0-0 to recommend approval of CS zoning) (CD-1) [UED 3/7/13; PH 3/14/13] 13-143-1

5. PUBLIC HEARINGS

- a. No items this week. 04-387

6. ORDINANCES - FIRST READING

- a. Ordinance amending Title 11-C, Chapter 4, Tulsa Revised Ordinances, entitled "Spavinaw Water District"; changing references to "The Public Works Department" to "The Water and Sewer Department"; deleting City's rental to the public of boats and outboard motors; revising fees for boat permits on the Spavinaw Reservoir Area; revising boating rules for the Spavinaw Reservoir Area; revision fees for boat storage; revising fees for campground rental; revision seasonal dates of operation for developed campground at Lake Eucha; providing for repeal of conflicting ordinance; and providing an operative date of April 1, 2013. [UED 3/14/13] 13-189-1
- b. Ordinance amending Title 11-C, Tulsa Revised Ordinances, relating to "Sewer Use," providing for General Provisions; General Sewer Use Requirements; Pretreatment of Wastewater; Wastewater Discharge Permit Application; Wastewater Discharge Permit Issuance Process; Reporting Requirements; Compliance Monitoring; Confidential Information; Publication of Users in Significant Noncompliance; Administrative Enforcement Remedies, Supplemental Enforcement Action; Affirmative Defenses to Discharge Violation; Fees; Repealing all ordinances or parts of ordinances in conflict herewith; providing for severability. **(Emergency Clause)** [UED 3/14/13] 13-190-1
- c. Ordinance amending Title 26, Tulsa Revised Ordinances, Titled "Parks, Mall and Plaza," amending Chapter 1, Section 103, Sub-Section Q and Chapter 3, Section 303, Sub-Section Q; allowing licensed handguns in parks and recreation areas under certain conditions. [UED 3/14/13] 13-188-1
- d. Ordinance eliminating the sunset provision which ends the increased rates for fees charged by and payable to the Emergency Medical Services Authority (EMSA) for ambulatory services on March 1, 2013, with an operable date of April 1, 2013. **(Emergency Clause)** (Lakin) [UED 3/14/13] 12-449-4

7. ORDINANCES - SECOND READING

- a. Ordinance amending Title 35, Tulsa Revised Ordinances, entitled "Infrastructure Development"; revising definitions; revising permit categories; adding a provision that contractors performing in an unsatisfactory manner may be denied an annual contract; revising the Rights-Of-Way Temporary Use Permit for Temporary Activity, clarifying limits on 'Temporary Use'; repealing all ordinances or parts of ordinances in conflict herewith; providing for severability. [PW 3/7/13] 13-160-1

- b. Budget amendment ordinance appropriating unencumbered and unexpended fund balance of \$8,125 within the Short Term Capital Fund, Fund No. 2910, for INCOG Congestion Mitigation Air Quality (CMAQ) Funds for the Fire Department. [UED 3/7/13] 13-152-1
- c. Budget amendment ordinance making supplemental appropriations of \$40,625 from revenue to be received from the Indian Nations Council of Governments totaling \$32,500, and a transfer from the Short Term Capital Fund, Fund No. 2910, totaling \$8,125, within the DOT Miscellaneous Grants Fund, Fund No. 5311, for INCOG Congestion Mitigation Air Quality (CMAQ) Funds for the Fire Department. [UED 3/7/13] 13-152-2
- d. Budget amendment ordinance making supplemental appropriations of \$8,000,000 from a transfer to b received from the TMUA-Water Operating Fund, Fund No. 7020, within the TMUA Water Capital Fund, Fund No. 6021, for water projects and Utility Enterprise Initiative. [UED 3/7/13] 13-153-1
- e. Budget amendment ordinance making supplemental appropriations of \$1,765,000 from a transfer to be received from the TMUA - Sewer Operating Fund, Fund No. 7030, within the TMUA Sewer Capital Fund, Fund No. 6031, for TMUA Utility Enterprise Initiative. [UED 3/7/13] 13-154-1
- f. Budget amendment ordinance making supplemental appropriations of \$8,500,00 within the TMUA-Water Operating Fund, Fund No. 7020, for Water and Sewer Projects and Utility Enterprise Initiative. [UED 3/7/13] 13-155-1
- g. Budget amendment ordinance making supplemental appropriations of \$1,000,000 from fund balance of \$1,000,000 within the TMUA-Sewer Operating Fund, Fund No. 7030, for TMUA Utility Enterprise Initiative. [UED 3/7/13] 13-156-1
- h. Budget amendment ordinance transferring appropriations of \$500,000 between departments within the TMUA - Sewer Capital Projects Fund, Fund No. 6031, for TMUA Utility Enterprise Initiative. [UED 3/7/13] 13-157-1
- i. Budget amendment ordinance transferring appropriations of \$499,700 between account groups within the TMUA - Water Operating Fund, Fund No. 7020, for TMUA Utility Enterprise Initiative. [UED 3/7/13] 13-158-1
- j. Budget amendment ordinance transferring appropriations of \$890,000 between departments and account groups within the TMUA - Sewer Operating Fund, Fund No. 7030, for TMUA Utility Enterprise Initiative. [UED 3/7/13] 13-159-1
- k. Budget amendment ordinance making supplemental appropriations of \$45,000,000 from revenue received from the sale of General Obligation Bonds within the 2008 GO Bond Fund, Issue 5, Fund No. 6325, for street and bridge improvements and bond issuance cost. [UED 2/28/13] 13-135-1
- l. Rezoning Ordinance PUD 293-A, requested by Lou Reynolds, to rezone property located east of the NE/c of E. 75th St. S. and S. Lewis Ave. from RD/PUD-293 to RD/PUD-239-A Major Amendment to abandon a portion of the PUD. (Property Owner: Jane An Cobb) (TMAPC voted 11-0-0 to recommend approval of the major amendment to abandon Tract B of PUD-293) (CD-2) [UED 2/21/13; PH 3/7/13] 13-122-2

- m. Rezoning Ordinance PUD-329-A, requested by Lou Reynolds, for property located north of the NE/c of E. 75th St. and S. Lewis Ave. from RD/OM/PUD-329/PUD-293 to RD/OM/PUD-329-A Major Amendment. (Property Owner: Southern Oaks, LLC and Jane Ann Cobb) (TMAPC voted 11-0-0 to approved the major amendment for PUD-329-A) (CD-2) [UED 2/21/13; PH 3/7/13] 13-124-2
- n. Rezoning Ordinance Z-7217, requested by Tulsa Public Schools/Gregory S. Helms, for property located at the NE/c of S. Olympia Ave. and W. 37th St. S. from RS-3 to IL. (Property Owner: Tulsa Public Schools - Independent School District No. 1) (TMAPC voted 10-1-0 to recommend approval of IL zoning) (CD-2) [UED 2/28/13; PH 3/7/13] 13-132-2

8. COUNCIL ITEMS

- a. Designation of citizen representatives to the HUD Community Development Committee, as described in Title 12, Section 802(A) of the Tulsa Revised Ordinances. (Patrick) 13-142-2
- b. Chairman's report on community events, briefing on Council activities, Council efforts and new business. 98-849-2

9. NEW BUSINESS

- a. New Business. 02-268

10. HEARING OF APPEALS

- a. Appeal of Audit A355008512 filed by Candlewood Suites and Courtyard by Marriot. 13-199-1
- b. Nuisance abatement appeal filed by Randall King, agent for Danielle King, for property located at 820 S. Trenton Ave. (CD-4) 13-165-1

11. HEARING OF PUBLIC COMMENTS

- a. No items this week. 04-387

12. ADJOURNMENT

- a. Adjournment

ADDENDUM TO AGENDA

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6:00 PM, Thursday, March 14, 2013

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8. COUNCIL ITEMS

- c. Resolution setting possible dates for up-coming elections; the offices to be filled and questions to be voted on; qualifications for such offices; which elections shall be by ward/district and which by at-large voting; that the elections are to non-partisan; applicable state law; and other information necessary for the conduct of the election(s). **(Emergency Clause)** [UED 3/14/13] 13-204-1

FILED
CITY OF TULSA
STATE OF OKLAHOMA
MAY 13 PM 1:37
MARGARET MIER
CITY CLERK