

**NOTICE AND AGENDA**

**TULSA CITY COUNCIL - REGULAR MEETING**

**6:00 PM, Thursday, June 20, 2013**

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

FILED  
CITY OF TULSA  
STATE OF OKLAHOMA  
2013 JUN 18 PM 3:52  
FRANCIS F. WALKER  
CITY CLERK

**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:

**1. RECEIPT & FILING OF MINUTES**

- a. No items this week. 04-387

**2. APPOINTMENTS & REAPPOINTMENTS**

- a. Marilyn Morris - Appointment to the Economic Development Corporation; term expires 12/31/2016. (CD -9) [PW 6/6/13; CC6/20/13] 13-450-1
- b. Vickie Holler - Appointment to the Human Rights Commission, term expires 12/31/2014. (CD-5) (UED 6/13/13; CC 6/20/13] 13-457-1
- c. Francisco Anaya - Appointment to the Greater Tulsa Area Hispanic affairs Commission; term expires 12/31/2016; replacing Maria Cuellar-Gomez. (CD-6) [PW 6/13/13; CC 6/20/13] 13-456-1
- d. Frank X. Henke, IV - Reappointment to the Board of Adjustment, term expires 5/10/2016; (21/23 meetings). (CD-9) [PW 6/13/13; CC 6/20/13] 04-835-4

**3. MAYOR'S ITEMS**

- a. Mayor's report on community events, briefing on City activities, City efforts and new business. 97-631 -3
- b. Deed of dedication for property located at 2983 E. Apache St. from Action Spring Company, Inc., as part of the requirements for L/S 20582. (CD-1) [PW 6/13/13] 13-458-1
- c. Deed of dedication for property located at 11885 S. Yale Ave. from Harp Revocable Trust and Smith Living Trust, as part of the requirements for IDP 6337. (CD-8) [PW 6/13/13] 13-459-1
- d. Donation of utility easement located at 11885 S. Yale Ave. from Harp Revocable Trust and Smith Living Trust, as part of the requirements for IDP 6337. (CD-8) [PW 6/13/13] 13-459-2
- e. Donation of utility easement located at 11885 S. Yale Ave. from Harp Revocable Trust and Smith Living Trust, as part of the requirements for IDP 6337. (CD-8) [PW 6/13/13] 13-459-3

- f. Donation of utility easement located at 6011 S. Urbana from American Bank Office Building Co., LLC., as part of the requirements for GL 400.(CD-9) [PW 6/13/13] 13-460-1
- g. Donation of ammunition from Alero, LLC. to the Police Department. 13-481-1
- h. Loan agreement with Mount Vernon Estate, Museum, and Gardens for "New Principles of Gardening" by Batty Langley. 13-451-1
- i. Loan agreement with National Wildlife of Art for "The Challenge" by Robert Bateman. 13-451-2
- j. Travel donation from General Motors Corp. for Oliver Harris to attend the G.M. Fleet Preview in Orlando, FL. 13-357-1
- k. Change Order No. 1 to Contract No. 28766 with Pavement Conservation Specialists, Inc. for Project No. 078018: Intersection Improvements, adding 75 calendar days. (CD-2) [PW 6/13/13] 13-467-1
- l. Special Event Application: Biker Boyz Weekend to be held at Cain's Ballroom- 423 N. Main St on June 22, 2013. (CD-4) 06-1028-2
- m. Special Event Application: Citywide Juneteenth on Greenwood to be held at 700 N. Greenwood on June 21-22, 2013. (CD-3 & 4) 13-477-1
- n. Special Event Application: 4th of July Bike Parade to begin at New Haven United Methodist Church on July 4, 2013. (CD-9) 09-336-5
- o. Special Event Application: Cherry Street Farmers' Market to be held at 15th Street between S. Quaker and S. Rockford on All Saturdays in July 2013. (CD-4) 13-482-1
- p. Special Event Application: Firecracker 5k Run to be held at Fleet Feet Sports Blue Dome on July 4, 2013. (CD-4) 07-455-7
- q. Special Event Application: Tulsa Drillers Fireworks Shows to be held at ONEOK Field-201 N. Elgin Ave. in July 2013. (CD-4) 12-168-9
- r. Special Event Application: Tulsa Drillers Baseball Games to be held at ONEOK Field 201 N. Elgin Ave. in July 2013. (CD-4) 12-167-9
- s. Special Event Application: Wedding Reception to be held at 300 South Elgin Ave on July 4, 2013. (CD-4) 13-487-1
- t. Special Event Application: Guthrie Green June 2013 Events (Revised) to be held at Guthrie Green Park- 111 E. Brady St. in June 2013. (CD-4) 12-613-5

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

- a. Rezoning Application PUD-566-B, requested by Gary Herman for property located at the NW/c of W. 41st St. and S. 57th W. Ave. from OL/CS/PUD-566-A to OL/CS/PUD-566-B Major Amendment. (Property Owner: Gary Herman) (TMAPC voted 10-0-0 to recommend approval of major amendment for PUD-566-B as modified by the Planning Commission) (CD-2) [UED 6/13/13; PH 6/20/13] 13-468-1

- b. Rezoning Application Z-7227, requested by John Davis, for property located on the east side of S. Memorial Dr. at E. 87th St. from AG to OL. (Property Owner: Lexxus Investments, LLC) (TMAPC voted 10-0-0 to recommend approval of OL zoning) (CD-7) [UED 6/13/13; PH 6/20/13] 13-469-1
- c. Final Plat: South Lewis Plaza Amended located south of the SE/c of E. 71st ST. S. and S. Lewis Ave. (CD-2) 13-480-1

## **5. PUBLIC HEARINGS**

- a. No items this week. 04-387

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

- a. No items this week. 04-387

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

- a. Budget amendment ordinance making supplemental appropriations of \$3,450 from revenue to be received within the Non-Grant Miscellaneous Special Revenue Fund, Fund No. 5809, appropriating revenue of \$1,800 from the County of Kaua'i, HI, \$500 from MOCCA, \$250 from PC-Care, Inc., \$400 from Bermuda, \$250 from Chicasaw and \$250 from Great Plains for expenses associated with Sexual Assault Nurse Examiner (SANE) training. [UED 6/13/13] 13-461-1
- b. Budget amendment ordinance transferring appropriation of \$160,000 between account groups within the TMUA - Sewer Operating Fund, Fund No. 7030, for projected salaries and benefits through June 30. [UED 6/13/13] 13-462-1
- c. Budget amendment ordinance transferring appropriations of \$500 between departments and account groups within the Golf Course Fund, Fund No. 7050, for TPFPA recreation facilities revenue refunding bonds series 2013. [UED 6/13/13] 13-463-1
- d. Budget amendment ordinance increasing appropriations of \$65,000 from Hotel/Motel Revenues within the Economic Development Commission Fund, Fund No. 2710, to bring FY13 appropriations to the proper level. [UED 6/13/13] 13-464-1
- e. Rezoning Ordinance Z-7225, requested by Kevin Coutant, for property located north of the NE/c of E. 91st St. and S. Yale Ave. from RS-3/PUD-269-B to OL/PUD-269-C. (Property Owner: Society of Exploration Geophysicists) (TMAPC voted 9-2-0 to recommend approval of OL zoning) (CD-8) [UED 5/23/13; PH 6/6/13] 13-389-2
- f. Rezoning Ordinance PUD-269-C, requested by Kevin Coutant, for property located north of the NE/c of E. 91st St. and S. Yale Ave. from RS-3/PUD-269-B to OL/PUD-296-C (Major Amendment) (Property Owner: Society of Exploration Geophysicists) (TMAPC voted 11-0-0 to recommend approval of major amendment for PUD-269-C) [UED 5/23/13; PH 6/6/13] 13-390-2

## **8. COUNCIL ITEMS**

- a. Resolution of support for application to be submitted by Carland Group, LLC. for low-income housing tax credits for the construction of 80 housing units for low and moderate income seniors to be known as Cherokee Meadows to be located at 1505 E. Reading St., Tulsa, OK. [UED 6/13/13] 13-472-3

- b. Resolution of support for application to be submitted by Zimmerman Properties, LLC. for low-income housing tax credits for the acquisition and rehabilitation of 200 units for general occupancy to be known as Garden Courtyard Apartments to be located at 4302 S. Garnett Rd., Tulsa, OK. [UED 6/13/13] 13-473-3
- c. Resolution of support for application to be submitted by Pecan Creek - GMC Limited Partnership for low-income housing tax credits for the acquisition and rehabilitation of 48 housing units for low and moderate-income occupancy, to be known as Pecan Creek Apartments to be located at 6111 S. Yorktown Ave., Tulsa, OK. [UED 6/13/13] 13-474-3
- d. Amending the appeal process to be outlined in the proposed Charter Amendment which, if passed, would require 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.(Bynum) [UED 6/13/13 & 6/20/13] 13-346-4
- e. Budget amendment ordinance appropriating reimbursement revenues of \$1 within the General Fund, Fund No. 1080, for TARE reimbursement to the City for legal services provided for the transition and contracting process for citywide trash and recycling service that expired on June 30, 2012; and making supplemental appropriations of the Capital Contribution fee of \$1,080,172 within the Long Range Capital Projects Fund, Fund 6001 for digital conversion and upgrades, overriding the Mayoral Veto issued on June 10, 2013. (Bynum) [UED 6/20/13] 13-335-6
- f. Resolution requesting that the Administration delay the planned demolition of the recreation centers at B. C. Franklin Park, Springdale Park and Ben Hill Park; and requesting that the Administration cancel its Request For proposals (RFP) for the private operation and management of Ben Hill Park; requesting that said delay and cancellation remain in effect until December 1, 2013, overriding the Mayoral Veto issued on June 10, 2013. (Emergency Clause) (Henderson) [UED 6/20/13] 13-288-4
- g. Discussion and non-binding consensus votes regarding threshold policy considerations for FY15-19 capital improvement funding program(s):
1. the Mayor's proposal to repurpose 0.167% sales tax currently dedicated to the Fix-Our-Streets program, or variation(s) on that proposal;
  2. the duration of upcoming capital improvement sales tax proposal(s), either for a specific period of years/months, or until a specific revenue target has been reached;
  3. the general composition of the Fix-Our-Streets program and the Third Penny Sales Tax program, and the timing of sales tax and bond election(s).
- h. 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. No items this week. 04-387

**11. HEARING OF PUBLIC COMMENTS**

- a. Public comment regarding Capital Improvements Program. 13-492-1

**12. ADJOURNMENT**

- a. Adjournment

**ADDENDUM TO AGENDA**

**TULSA CITY COUNCIL - REGULAR MEETING**

**6:00 PM, Thursday, June 20, 2013**

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

**7. ORDINANCES - SECOND READING**

- g. Ordinance amending Title 11-C, Tulsa Revised Ordinances, titled "Waterworks and Sewerage"; amending Chapter 3, titled "Water Rates"; amending Sections 302, 303, 304, 305, 306, and 307 to provide that certain water rates shall be applicable to property located inside and outside the corporate limits of the city of Tulsa, or on property owned by the City of Tulsa; providing that these water rates shall be effective on October 1, 2013; establishing when the amendments enacted by this ordinance shall become operative; providing for severability. **(Emergency Clause)** [PW 6/13/13 & 6/20/13] 13-470-1
- h. Ordinance amending Title 11-C, Tulsa Revised Ordinances, titled "Waterworks and Sewerage"; amending Chapter 7, titled "Sanitary Sewer User Charge System"; amending Sections 702, 703, and 708 to provide that certain sewer rates shall be applicable to users inside and outside the city, wholesale users and to property owned by the City of Tulsa; specifying sewer rates for users who are not also water customers; specifying rates for dumping or discharging septic waste; providing that these sewerage rates shall be effective on October 1, 2013; establishing when the amendments enacted by this ordinance shall become operative; providing for severability. **(Emergency Clause)** [PW 6/13/13 & 6/20/13] 13-471-1

**8. COUNCIL ITEMS**

- i. A resolution in support of the development and implementation of a transit system plan that includes catalytic projects, assures appropriate governance and established dependable funding for the expansion of transportation choices in the City of Tulsa, consistent with the comprehensive plan. (Ewing) [PW 5/23/13 & 6/13/13; CC 6/6/13] 13-411-1

FILED  
 CITY OF TULSA  
 STATE OF OKLAHOMA  
 JUN 19 12:31  
 TULSA COUNTY CLERK