

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING FILED
CITY OF TULSA
STATE OF OKLAHOMA

6:00 PM, Thursday, June 13, 2013

Council Chamber, 2nd Floor - 175 E. 2nd St., Tulsa, OK 74103 JUN 11 P 3:31

MICHAEL P. KIER
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. Karen Langdon - Appointment to the Sales Tax Overview Committee; term expires 12/31/2016; replacing Linda Jordan. (CD-7) [PW 6/6/13; CC 6/13/13] 13-324-1
- b. John Smith - Appointment to the Tulsa Airport Authority; term expires 4/30/2017; replacing Charles Sublet. (CD-9) [PW 6/6/13; CC 6/13/13] 13-359-1
- c. Bud Jessee - Appointment to the Human Rights Commission; term expires 12/31/2015; additional member from the defunct Concerns of the Disabled Commission. (CD-8) [PW 6/6/13; CC 6/13/13] 13-322-1
- d. Michael Tidwell - Reappointment to the Board of Adjustment, term expires 5/10/2016; (22/23 meetings). (CD-9) [PW 6/6/13; CC 6/13/13] 05-1256-4

3. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts and new business. 97-631-3
- b. License agreement with Felix and Cindy Hutchins for a gate and driveway at 3075 N. 41st W. Ave. (CD-1) [PW 6/6/13] 13-427-1
- c. Donation of detention easement located at 5840 S. Hudson Ave. from Independent School District No. 1 of Tulsa County, as part of the requirements for IDP 6369. (CD-9) [PW 6/6/13] 13-428-1
- d. Donation of storm sewer easement located at 5840 S. Hudson Ave. from Independent School District No. 1 of Tulsa County, as part of the requirements for IDP 6369. (CD-9) [PW 6/6/13] 13-428-2

- e. Donation of utility easement located at 18001 E. 51st St. from Jireh, LLC., as part of the requirements for IDP 6187. (CD-6) [PW 6/6/13] 13-429-1
- f. Donation of "Trail of Tears" by Jerome Tiger from Anne Mocha to the Gilcrease Museum. 13-465-1
- g. Donation of a railroad tie and spike from James Ronda to the Gilcrease Museum. 13-465-2
- h. Travel donation (\$130) from the City of Philadelphia, PA for Walter Evans to attend the Assessment Center in Philadelphia, PA. 13-466-1
- i. Special Event Application: Philbrook Downtown Opening Ceremony to be held at 116 E Brady Street on June 13, 2013. (CD-4) 13-445-1
- j. Special Event Application: Mid America Promotions LLC to be held at Marriott Tulsa Hotel- Southern Hills on June 15 & 16, 2013. (CD-2) 13-446-1
- k. Special Event Application: "Much Ado About Nothing" to be held at Guthrie Green (111 E. Brady Street) on June 10-16, 2013. (CD-4) 13-447-1
- l. Special Event Application: Come to Our Father's House to be held at 11th and Main- First United Methodist Church on June 16, 2013. (CD-4) 12-433-2

4. AUTHORITIES, BOARDS & COMMISSIONS

- a. Appeal of the Surface Parking Lot in the IDL Moratorium filed by Lou Reynolds for property located at 313 S. Kenosha Ave. (TMAPC voted 8-2-0 to recommend approval of the appeal) [UED 6/6/13] 13-433-1
- b. Rezoning Application 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] 13-389-1
- c. Rezoning Application 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] 13-390-1

5. PUBLIC HEARINGS

- a. Public hearing on 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] 13-472-2
- b. Public hearing on 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] 13-473-2

- c. Public hearing on 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] 13-474-2

6. ORDINANCES - FIRST READING

- a. 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] 13-470-1
- b. 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] 13-471-1
- c. 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
- d. 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
- e. Budget amendment ordinance transferring appropriations of \$500 between departments and account groups within the Golf Course Fund, Fund No. 7050, for TPGA recreation facilities revenue refunding bonds series 2013. [UED 6/13/13] 13-463-1
- f. 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

7. ORDINANCES - SECOND READING

- a. Ordinance adopting the annual budget of the City of Tulsa for Fiscal Year 2013-2014. **(Emergency Clause)** [BUD 6/6/13] 13-270-3
- b. Ordinance approving and adopting the Capital Improvements Plan for the City of Tulsa for Fiscal Years 2014-2018. **(Emergency Clause)** [BUD 6/6/13] 13-270-4

- c. Ordinance authorizing the Mayor to transfer unexpended and unencumbered appropriations of \$100,000 or less from one account to another within the same department of the City, with certain exceptions; expiring July 31, 2014. **(Emergency Clause)** [BUD 6/6/13] 13-270-5
- d. Resolution providing for the crediting to the Sinking Fund a certain portion of the income and earnings of the Sanitary Sewers and Sewage Disposal Systems each month from the Sanitary Sewer Enterprise Fund in accordance with provisions of Article V, Section 2.13, of the Charter of the City of Tulsa. **(Emergency Clause)** [BUD 6/6/13] 13-270-6
- e. Resolution ratifying and affirming a certain Assembly Center Lease Agreement dated March 1, 1982 with the Tulsa Public Facilities Authority. **(Emergency Clause)** [BUD 6/6/13] 13-270-7
- f. Resolution ratifying and affirming a certain Capital Improvement Project Agreement dated December 1, 2012, with the Tulsa Public Facilities Authority (TPFA) for One Technology Center (OTC Refunding). **(Emergency Clause)** [BUD 6/6/13] 13-270-8
- g. Resolution ratifying and affirming a certain Capital Improvement Projects Agreement dated June 1, 2012 with the Tulsa Parking Authority (TPA). **(Emergency Clause)** [BUD 6/6/13] 13-270-9
- h. Resolution ratifying and affirming a certain security agreement dated June 1, 2006 with the Tulsa Industrial Authority (TIA) for Tulsa Hills TIF Project. **(Emergency Clause)** [BUD 6/6/13] 13-270-10
- i. Resolution ratifying and affirming a certain Capital Improvement Project Agreement dated September 21, 2007 with the Tulsa Public Facilities Authority (TPFA) for One Technology Center. **(Emergency Clause)** [BUD 6/6/13] 13-270-11
- j. Resolution ratifying and affirming a certain Capital Improvement Project Agreement dated April 22, 2008 with the Tulsa Public Facilities Authority (TPFA) for BOK Arena. **(Emergency Clause)** [BUD 6/6/13] 13-270-12
- k. Resolution ratifying and affirming a certain Capital Improvement Project Agreement dated April 12, 2012 with the Tulsa Public Facilities Authority (TPFA) for Trash Carts. **(Emergency Clause)** [BUD 6/6/13] 13-270-13
- l. Budget amendment ordinance appropriating reimbursement revenues of \$249,999 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. (Patrick) [UED 5/16/13] 13-335-5
- m. Budget amendment ordinance appropriating unencumbered and unexpended revolving loan fund revenue of \$19,257.94 from Housing Revolving Loan Grant Fund, Fund No. 5595, to consolidate CDBG housing revolving loan cash in one fund. [UED 6/6/13] 13-430-1
- n. Budget amendment ordinance appropriating unencumbered and unexpended revolving loan fund revenue of \$361,195.58 from Housing Revolving Loan Grant Fund, Fund No. 5596, to consolidate CDBG housing revolving loan cash in one fund. [UED 6/6/13] 13-430-2

- o. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$2,922,000 between departments within the General Fund, Fund No. 1080, for Legal Personal Services, \$110,000; Human Resources Personal Services, \$135,000; Municipal Court Personal Services, \$80,000; Municipal Court Other Services and Charges, \$7,000; Fire Personal Services, \$990,000; Police Personal Services \$1,300,000; Engineering Services, Other Services and Charges, \$25,000; and IT Other Services and Charges, \$275,000. [UED 6/6/13] 13-431-1
- p. Budget amendment ordinance transferring appropriations of \$24,000 between departments and account groups within the TMUA-Sewer Operating Fund, Fund No. 7030, to fund projected salaries and benefits through June 30. [UED 5/23/13] 13-401-1
- q. Budget amendment ordinance transferring appropriations of \$65,000 between departments and account groups within the TMUA-Water Operating Fund, Fund No. 7020, for projected salaries and benefits through June 30. [UED 5/23/13] 13-400-1
- r. Ordinance closing a public way located at 411 S. Frankfort, requested by the City of Tulsa. (CD-4) [PW 6/6/13] 13-426-1

8. COUNCIL ITEMS

- a. Resolution supporting the participation of Kendall Whittier Main Street, Inc. in the 2012-2013 Oklahoma Main Street Center with the specific goal of revitalizing the historic Kendall Whittier community using the Main Street 4-Point Approach to economic development. (Ewing) [BUD 6/6/13] 12-635-2
- b. Resolution supporting the participating of RedFork Main Street, Inc., in the 2012-2013 Oklahoma Main Street Center with the specific goal of revitalizing the historic RedFork community using the Main Street 4-Point Approach to economic development. (Cue) [BUD 6/6/13] 12-683-2
- c. 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) 13-346-4
- d. 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. No items this week. 04-387

12. **ADJOURNMENT**

- a. Adjournment

ADDENDUM TO AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Thursday, June 13, 2013

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

8. COUNCIL ITEMS

- e. Resolution giving notice of a Special Election to be held November 12, 2013, for the purpose of submitting to the qualified voters of the city of Tulsa the question of whether the Charter of the City of Tulsa should be amended to set the salary for members of the City Council at \$24,000 per year, commencing December 1, 2014; and repealing the Council's power to change its salary by its own vote. **(Emergency Clause) 13-3702**

FILED
CITY OF TULSA
STATE OF OKLAHOMA
2013 JUN 12 P 4: 03
MICHAEL R. MILLER
CITY CLERK