

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Thursday, May 23, 2013

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

FILED
CITY OF TULSA
STATE OF OKLAHOMA
2013 MAY 21 P 3:20
M. ALEX 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. Dan Alaback - Appointment to the Arts Commission; term expires 12/1/2013; replacing Joe Lee Howell. (CD-7) [UED 5/16/13; CC 5/23/13] 13-321-1

3. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts and new business. 97-631 -3
- b. Resolution adopting the April 2013 City of Tulsa Regulatory Floodplain Maps. [PW 5/16/13] 13-379-1
- c. Resolution condemning property located at 3305 N. Garnett Rd., owned by Fern Maxine Sunderland and Sharon Kay Dobson for Project No. 104017-G: Arterial Street Rehabilitation. (CD-3) [PW 5/16/13] 13-381-1
- d. Resolution condemning property located at 3205 N. Garnett Rd., owned by David Dean Dobson and Sharon Kay Dobson for Project No. 104017-G: Arterial Street Rehabilitation. (CD-3) [PW 5/16/13] 13-381-2
- e. License agreement with M&M Company, Inc. to install awnings, light fixtures and a cornice elements near the corner of 1st and Detroit. (CD-4) [PW 5/16/13] 13-380-1
- f. License agreement with Southwest Tulsa Chamber of Commerce for Route 66 Planters. [PW 5/16/13] 13-383-1
- g. Deed of dedication for property located at 401 S. Memorial Dr. from Couch Holdings, Inc. for Project No. 104017-M: Memorial Drive - Admiral Pl. to 11th St. (CD-3) [PW 5/16/13] 13-386-1

- h. Deed of dedication for property located at 532 S. 177th E. Ave. from Matthew and Tamara Edwards, as part of the requirements for Lot Split 20563. (CD-6) [PW 5/16/13] 13-387-1
- i. Deed of dedication for property located at 1202 W. 23rd St., as part of the requirements for Lot Split 20532. (CD-2) [PW 5/16/13] 13-387-2
- j. Donation of utility easement located at 5116 S. Toledo Ave. from the Boyd Family Revocable Trust, as part of the requirements for A/P 6568. (CD-9) [PW 5/16/13] 13-375-1
- k. Donation of stormwater drainage easement located near N. Union Ave. and W. Tecumseh Pl. for Project No. 103120-35-1: Gilcrease Hills Pond. [PW 5/16/13] 13-384-1
- l. Donation of sanitary sewer easement located at 9903 S. Urbana Ave. from Tod and Dana Terrell, for Project No. ES 2010-06: Sun Meadows Lift Station. (CD-8) [PW 5/16/13] 13-385-1
- m. Partial vacation of plat of Harvard Square South located at the SE/c of E. 41st St. S. and S. Harvard Ave. (CD-5) 09-361-2
- n. Travel donation (\$156) from Ford Motor, Co. for Oliver Harris to attend the Ford 2014 Fleet Preview in Dearborn, MI. 13-406-1
- o. Special Event Application: Maple Ridge Run to be held at Maple Ridge Neighborhood on May 27, 2013. (CD-4) 09-172-5
- p. Special Event Application: Tougher Than Hell Motorcycle Ride to be held at Guts Church- 9120 East BA Expressway on June 15, 2012. (CD-5) 06-879-9
- q. Special Event Application: Coolio to be held at 3421 South Peoria Ave on May 31, 2013. (CD-9) 13-413-1
- r. Special Event Application: Corpus Christi Procession to be held at Holy Family Cathedral, 8th and Boulder on May 30, 2013. (CD-4) 06-881-3
- s. Special Event Application: BOK Center June 2013 Events to be held at the BOK Center, June 1-30, 2013. (CD-4) 13-342-2
- t. Special Event Application: Guthrie Green June 2013 Events to be held at Guthrie Green Park- 111 E. Brady St. in June 2013. (CD-4) 12-613-5
- u. Special Event Application: Tulsa Drillers Baseball Games to be held at ONEOK Field 201 N. Elgin Ave. in June 2013. (CD-4) 12-167-8
- v. Special Event Application: Tulsa Drillers Fireworks Shows to be held at ONEOK Field-201 N. Elgin Ave. in June 2013. (CD-4) 12-168-8
- w. Special Event Application: Brookside Rumble and Roll to be held at 1100 S Harvard Ave to 3300 S Peoria Ave on June 6, 2013. (CD- 4 & 9) 13-415-1

- x. Special Event Application: Brookside Rumble and Roll to be held at 1100 S Harvard Ave to 3300 S Peoria Ave on June 6, 2013. (CD- 4 & 9) 13-415-1
- y. Special Event Application: 2013 Crawfish Festival to be held at E. 35th St. and Peoria Ave. on June 1, 2013. (CD-9) 12-240-2
- z. Special Event Application: Cherry Street Farmers' Market to be held on 15th Street between Quaker and Rockford Aves. on All Saturdays, June 2013. (CD-4) 12-248-9
- z1. Special Event Application: Fat Guy's Burgers and Baseball to be held at ONEOK Field (100 N Greenwood Ave) on June 1, 2013. (CD-4) 13-416-1
- z2. Special Event Application: FitFest to be held at OU Tulsa Campus- 41st and Yale on June 1, 2013. (CD -5) 13-417-1
- z3. Special Event Application: Tulsa Pride Festival 2013 to be held at East Village District, 4th & Kenosha on June 1, 2013. (CD-4) 12-170-2
- z4. Special Event Application: Tulsa Gay Pride Parade 2013 to be held at Brady District, Blue Dome District, East Village District on June 1, 2013.(CD-4) 11-325-3
- z5. Special Event Application: Oklahoma State Firefighters Association Convention to be held at Tulsa Hyatt- 100 E 2nd on June 5-8, 2013. (CD-4) 13-418-1
- z6. Special Event Application: Tour de Cure Tulsa to be held at SouthCrest Hospital (8801 S. 101st E. Ave) on June 1, 2013. (CD-7) 10-164-4
- z7. Special Event Application: Route 66 Harley-Davidson Spring Party to be held at 3637 S. Memorial Dr. on June 1, 2013. (CD-7) 11-142-5
- z8. Special Event Application: Williams Tower Rooftop Equipment Placement to be held at One Williams Center- 100 W 1st Street on June 2, 2013. (CD-4) 13-419-1

4. AUTHORITIES, BOARDS & COMMISSIONS

- a. No items this week. 04-387

5. PUBLIC HEARINGS

- a. Public hearing to receive written and oral comments from citizens regarding the proposed City of Tulsa FY 2013-2014 Budget and Capital Plan. 13-270-2

6. ORDINANCES - FIRST READING

- a. 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

- b. 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
- c. Budget amendment ordinance making supplemental appropriations of \$34,305.70 from revenues to be received from donations received by Animal Welfare from the citizens of Tulsa, within the Non-Grant Miscellaneous Special Revenue Fund, Fund No. 5809, to help support shelter programs. [UED 5/23/13] 13-405-1

7. **ORDINANCES - SECOND READING**

- a. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$510,877.21 between projects within the 2005 General Obligation Bond Fund, Fund No. 6318, to fund the construction of heliport facility at the Police Training Academy. [UED 5/16/13] 13-376-1
- b. Budget amendment ordinance making supplemental appropriations of \$9,850,000 from a transfer to be received from the TMUA-Sewer Operating Fund, Fund No. 7030, within the TMUA-OWRB 2013A Loan Fund, Fund No. 6036, to provide funding for four projects totaling \$9,850,000. [UED 5/2/13] 13-329-1
- c. Budget amendment ordinance making supplemental appropriations of \$29,416,000 from a transfer to be received from the TMUA-Sewer Operating Fund, Fund No. 7030, within the TMUA-OWRB 2013B Loan Fund, Fund No. 6037, to provide funding for four projects totaling \$29,416,000. [UED 5/2/13] 13-330-1
- d. Budget amendment ordinance making supplemental appropriations of \$39,266,000 from revenue received from the Oklahoma Water Resources Board Loan Proceeds within the TMUA-Sewer Operating Fund, Fund No. 7030, with said appropriations to then be transferred to the TMUA-OWRB 2013A Loan Fund, Fund No. 6036, and to the TMUA-OWRB 2013B Loan Fund, Fund No. 6037, to provide funding for nine projects. [UED 5/2/13] 13-331-1
- e. 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
- f. Ordinance closing a utility easement located at 5345 E. 41st St., requested by Southroads Village, LLC. (CD-9) [PW 5/16/13] 13-374-1
- g. Ordinance closing easements located at 10642 S. Memorial Dr., requested by Kinslow, Keith & Todd. (CD-4) [PW 5/16/13] 13-382-1
- h. Rezoning Ordinance Z-7223, requested by Sisemore, Weisz & Assoc., Inc. for property located east of the NE/c of N. Mingo Rd. and E. Pine St. N. from CS to IL. (Property Owner: The Edward L. Gibbs Trust) (TMAPC voted 9-0-0 to recommend approval of IL zoning) (CD-6) [UED 5/9/13; PH 5/16/13] 13-364-2

- i. Rezoning Ordinance Z-7222, requested by Nathan Cross, for property located west of the NW/c of E. 21st S. and S. 177th E. Ave. from AG to OL. (Property Owner: TInsulation Specialists of Tulsa, Inc.) (TMAPC voted 9-0-0 to recommend approval of OL zoning) (CD-6) [UED 5/9/13; PH 5/16/13] 13-365-2
- j. Rezoning Ordinance PUD-795, requested by Wallace Engineering, for property located at the SE/c of N. Xenophon Ave. and W. Easton St. from RS-3 to RM-2/CS/PUD-795.(Property Owner: Pershing project, LLC.) (TMAPC voted 9-0-0 to recommend approval of PUD -795, subject to the 2,500 SF kitchen be limited to catering use only as modified by the Planning Commission) (CD-4) [UED 5/9/13; PH 5/16/13] 13-366-2
- k. Rezoning Ordinnce Z-7224, requested by Wallace Engineering, for property located at the SE/c of N. Xenophon Ave. and W. Easton St. from RS-3 to RM-2/CS. (Property Owner: Pershing project, LLC.) (TMAPC voted 9-0-0 to recommend approval of RM-2/CS zoning) (CD-4) [UED 5/9/13; PH 5/16/13] 13-367-2

8. COUNCIL ITEMS

- a. Proposed charter amendment providing for Council confirmation of the Mayor's appointment of the City Attorney. (Bynum) [UED 5/9/13, 5/16/13, & 5/23/13] 13-346-2
- b. Update by the Greater Tulsa Hispanic Affairs Commission. (Cue) 13-395-1
- c. Discussion regarding the renaming of the Brady Arts District (Henderson and Bynum) 13-394-1
- 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. Appeal of Nuisance Abatement Case No. 741495 filed by Rattanaphorn Phetka on behalf of Blue Moon Massage and Spa located at 3928 S. Sheridan Rd. 13-407-1

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, May 23, 2013

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

3. MAYOR'S ITEMS

- p. **Amended language:** Special Event Application: Tougher Than Hell Motorcycle Rally to be held at Guts Church- 9120 East BA Expressway on May 31- June 1, 2013. (CD-5 & 7) 06-879-10
- x. ***Pulled by Addendum:*** Special Event Application: Brookside Rumble and Roll to be held at 1100 S Harvard Ave to 3300 S Peoria Ave on June 6, 2013. (CD- 4 & 9) 13-415-1
- z9. Special Event Application: Brookside Rumble and Roll Street Party to be held at 3300 S Peoria Ave on June 6, 2013. (CD-9) 13-415-2

8. COUNCIL ITEMS

- a. **Amended language:** An amendment to the amended charter of the City of Tulsa, Oklahoma, Article III, Section 4, "City Attorney" and Article II, Section 19, "Interference with Appointment or Removals," requiring 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) 13-346-1
- c. **Amended language:** Discussion regarding the renaming of the Brady Street.(Henderson and Bynum) 13-394-2

FILED
CITY OF TULSA
STATE OF OKLAHOMA
JUL 22 2013 1:19
MICK
CITY CLERK