

**NOTICE AND AGENDA**

**TULSA CITY COUNCIL - REGULAR MEETING**

**6:00 PM, Thursday, December 12, 2013**

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

FILED  
CITY OF TULSA  
STATE OF OKLAHOMA  
2013 DEC 10 P 4:59  
MICHAEL P. NIER  
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. Minutes of regular meeting held November 21, 2013 at 5:00 p.m. 13-1031-1
- b. Minutes of regular meeting held November 21, 2013 at 6:00 p.m. 13-1031-2

**2. APPOINTMENTS & REAPPOINTMENTS**

- a. Rich Wilson - Appointment to the Sales Tax Overview Committee; term expires 12/31/16; replacing Mike Batman, as District 9 appointee. [UED 12/5/13; CC 12/12/13] 13-1029-1
- b. Erica Felix-Warwick - Reappointment to the MERP Board of Trustees; term expires 12/31/16. [PW 11/21/13; CC 12/5/13] 05-74-4
- c. John Harvey - Reappointment to the MERP Board of Trustees; term expires 12/31/16. [PW 11/21/13; CC 12/5/13] 11-561-2
- d. Kelly Thornton - Reappointment to the Civil Service Commission, term expires 12/31/2018; 30/33 meetings. (CD-8) [PW 12/5/13; CC 12/12/13] 08-2093-2
- e. Tony Ringold - Reappointment to the 2003 Sales Tax Overview Committee; term expires 12/31/2016; 16/22 meetings. (CD-9) [PW 12/5/13; CC 12/12/13] 03-654-5
- f. Ed Fariss - Reappointment to the Tulsa Port of Catoosa Facilities Authority; term expires 10/31/18. [PW 12/5/13; CC 12/12/13] 12-923-2
- g. James G. Goodwin - Reappointment to the City of Tulsa/Rogers County Port Authority; term expires 10/4/17; 11/11 meetings. (CD-1) [PW 12/5/13; CC 12/12/13] 97-983-6

**3. MAYOR'S ITEMS**

- a. Mayor's report on community events, briefing on City activities, City efforts and new business. 97-631

- b. Resolution declaring certain real property owned by the City of Tulsa is no longer necessary for public use or purpose of the city of Tulsa; declaring as surplus property; authorizing the sale or disposition of the property known as the Evans Fintube site located immediately northeast of Tulsa's Central Business District. **(Emergency Clause)** [PW 12/5/13] 13-1011-1
- c. Resolution declaring certain real property owned by the City of Tulsa is no longer necessary for public use or purpose of the city of Tulsa; declaring as surplus property; authorizing the sale or disposition of the property known as the Morton Health Center located at the NE/c of Pine and Greenwood Ave. **(Emergency Clause)** [PW 12/5/13] 13-1012-1
- d. Resolution authorizing payment in full of a judgment settlement from the Sinking Fund for Case No. 10-CV-802: Brandon James Scott vs. City of Tulsa, \$35,000. [PW 12/5/13] 13-1009-1
- e. Resolution authorizing payment in full of a judgment settlement from the Sinking Fund for Case No. 12-CV-283: Qamar Herd vs. City of Tulsa, \$40,000. [PW 12/5/13] 13-1007-1
- f. Travel donation (\$1,181) from Special Olympics of Oklahoma for Sgt. Clay Bellenger to attend the 2013 Law Enforcement Torch Run Conference in Orlando, FL. 13-999.-1
- g. Travel donation (\$1,181) from Special Olympics of Oklahoma for Sgt. Matt McCord to attend the 2013 Law Enforcement Torch Run Conference in Orlando, FL. 13-999.-2
- h. Donation of sanitary sewer easement located at 2690 S. Terwilleger Blvd. from Bradford and Christina Boone, as part of the requirements for IDP 6739. (CD-4) [PW 12/5/13] 13-1008-1
- i. Donation of sanitary sewer easement located at 2678 S. Terwilleger Blvd. from Ryan and Joey Gurksy, as part of the requirements for IDP 6739. (CD-4) [PW 12/5/13] 13-1008-2
- j. Donation of utility easement located at 2615 E. 34th St., from Marc and Karen Chastain, for Project No. 103120-35-4: Perryman Ditch Small Drainage Improvements. (CD-9) [PW 11/21/13] 13-959-1
- k. Donation of sidewalk easement located at 6003 S. Sheridan Rd. from Dewco, LLC., for Project No. 104017-S: Sheridan, 51st to 61st St. (CD-7) [PW 11/21/13] 13-960-1
- l. Donation in of \$55 from Tulsa Holiday Parade for the Tulsa Police Department to participate in parade. 13-1005-1
- m. Donation in of \$100 from Tulsa Christmas Parade for the Tulsa Police Department to participate in parade. 13-1005-2
- n. Donation in of informational signs and benches from Tulsa Disc Sports Association to be installed at McClure, Hunter and Mohawk Park. 13-1010-1
- o. Donation of sanitary sewer easement located at 7188 S. Memorial Dr., from M-Co Tulsa, LLC, a Delaware Limited Company, as part of the requirements for IDP 6913. (CD-8) [PW 12/12/13] 13-1040-1
- p. Donation of sanitary sewer easement located at 7178 S. Memorial Dr., from M-Co Tulsa, LLC, a Delaware Limited Company, as part of the requirements for IDP 6913. (CD-8) [PW 12/12/13] 13-1041-1

- q. Donation of waterline easement located at 7188 S. Memorial Dr., from M-Co Tulsa, LLC, a Delaware Limited Company, as part of the requirements for IDP 6913. (CD-8) [PW 12/12/13] 13-1042-1
- r. Donation of waterline easement located at 7178 S. Memorial Dr., from M-Co Tulsa, LLC, a Delaware Limited Company, as part of the requirements for IDP 6913. (CD-8) [PW 12/12/13] 13-1043-1
- s. Donation of a Woody Crumbo oil painting entitled *Deer at Night*, from Kenneth McGuire to the Gilcrease Museum. 13-1059-1
- t. Donation of a Rose Gonzales box with a lid from Greg Boyle to the Gilcrease Museum. 13-1058-1
- u. Special Event Application: Guthrie Green December 2013 Events to be held on Guthrie Green (111 E. Brady Street) during December 2013. (CD-4) 13-1003-1
- v. Special Event Application: Toys For Tots Toy Cruise 2013 to be held at Jim Glover Chevrolet on December 14, 2013. (CD-5, 6 & 7) 12-886-3
- w. Special Event Application: Jimmy Buffet Margaritaville Tulsa Tailgate to be held at Northeast Corner of 3rd Street & Denver Ave. on December 5, 2013. (CD-4) 13-1004-1
- x. Special Event Application: 5th Annual Tulsa March for Life to be held at Downtown Tulsa and Centennial Green on January 22, 2014. (CD-4) 11-26-4
- y. Special Event Application: Mustache Dash 5K and Lil Shavers Run to be held at Mustache Store - 3724 S. Peoria Ave. on December 14, 2013. (CD-9) 13-1045-1
- z. Special Event Application: MLK Walk In Peace to be held on 7th Street and Cincinnati Ave. on January 19, 2014. (CD-4) 13-1001-1
- z1. Special Event Application: M L King Annual Parade to be held on Detroit/John Hope Franklin on January 20, 2014. (CD-1 & CD-4) 13-1002-1
- z2. Waiver of Special Event Application fees for the M L King, Jr. Annual Parade to be held on January 20, 2014, \$14,500. [PW 12/12/13] 13-1002-2

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

- a. Sales Tax Overview Committee Status Report for October 2013. 13-146-10
- b. Resolution of the Tulsa Metropolitan Area Planning Commission (TMAPC), adopting an amendment to the Tulsa Comprehensive Plan amending the Tulsa Comprehensive Plan by adopting "36th Street North Corridor Small Area Plan" as part of the Tulsa Comprehensive Plan. [UED 11/7/13] 13-933-1
- c. Rezoning Application Z-7240, requested by Mayra Lancaster, for property located west of the NW/c of E. 21st St. and S. 80th E. Ave. from RS-1 to CS. (Property Owner: Mayra Lancaster) (TMAPC voted 11-0-0 to recommend denial of CS zoning and voted 11-0-0 to recommend approval of OL zoning) (CD-5) [UED 11/7/13; PH 11/21/13 & 12/5/13] 13-931-1

**5. PUBLIC HEARINGS**

- a. Public hearing on application submitted by MACO Development Company, LLC. for approximately \$750,000 in Affordable Housing Tax Credits for the proposed development and construction of a 56-unit senior housing development, to be known as Northwind Estates II located at 3335 Martin Luther King, Jr. Blvd., Tulsa, Oklahoma. [UED 12/5/13] 13-1014-2

**6. ORDINANCES - FIRST READING**

- a. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$756,650 between projects within the TMUA-OWRB 2009A Loan Fund, Fund No. 6054, to complete the Haikey Creek lift station and security improvements at the SSWWTP. [UED 12/5/13] 13-998-1
- b. Budget amendment ordinance appropriating donations from N.R. Graham Testamentary Charitable Trust and interest income of \$704,058.29 within the Grahams Trust Park Division Fund, Fund No. 2111, for parks located in neighborhoods whose youth are identified as at greatest risk for gang involvement and in accordance with the Parks Master Plan. [UED 12/5/13] 13-1006-1
- c. Budget amendment ordinance appropriating donations from N.R. Graham Testamentary Charitable Trust and interest income of \$704,058.29 within the Grahams Trust Park Capital Fund, Fund No. 6002, for parks located in neighborhoods whose youth are identified as at greatest risk for gang involvement and in accordance with the Parks Master Plan. [UED 12/5/13] 13-1006-2

**7. ORDINANCES - SECOND READING**

- a. Ordinance repealing Title 5, Chapter 8, Tulsa Revised Ordinances, related to the Sign Advisory Board. [PW 4/25/13, 5/2/13 & 5/9/13] 13-309-1
- b. Ordinance amending Title 14, Tulsa Revised Ordinances, The Fire Prevention Code of the City of Tulsa, Oklahoma; consolidating the code appeals jurisdiction in the Board of Appeals creating by Title 51, Tulsa Revised Ordinances, Chapter 1. [PW 4/25/13 & 5/9/13] 13-310-1
- c. Ordinance amending Title 51, Tulsa Revised Ordinances, The Building code of the City of Tulsa, Oklahoma, Chapter 1 creating the Appeal Board. [PW 4/25/13 & 5/9/13] 13-311-1
- d. Ordinance amending the Building Code of Tulsa, Oklahoma, Title 51, Tulsa Revised Ordinances, Chapter 2, eliminating the Building, Housing and Fire Prevention Board and vests appeal authority in the Board of Appeals created in Title 51, Tulsa Revised Ordinances, Chapter 1. [PW 4/25/13 & 5/9/13] 13-312-1
- e. Ordinance amending Title 51, Tulsa Revised Ordinances, The Building Code of the City of Tulsa, Oklahoma, Chapter 4, consolidating code appeals jurisdiction in the Board of Appeals created in Title 51, Tulsa Revised Ordinances, Chapter 1. [PW 4/25/13 & 5/9/13] 13-313-1
- f. Ordinance amending Title 52, Tulsa Revised Ordinances, The Electrical Code of the City of Tulsa, Oklahoma, eliminating the requirement for an electrical sign permit to be issued by the City; amending all reference to a Board of Appeals by replacing the Electrical Examining and Appeals Board and vesting appeal and other authority in the Board of Appeals created in Title 51, Tulsa Revised Ordinances, Chapter 1. [PW 4/25/13 & 5/9/13] 13-314-1

- g. Ordinance amending the Plumbing Code of the City of Tulsa, Oklahoma, Title 56, Tulsa Revised Ordinances, amending all references to a Board of Appeals by replacing the Plumbing and Appeals Board and vesting appeal and other authority in the Board of Appeals created in Title 51, Tulsa Revised Ordinances, Chapter 1. [PW 4/25/13 & 5/9/13] 13-315-1
- h. Ordinance amending the Mechanical Code of the City of Tulsa, Oklahoma, Title 59, Tulsa Revised Ordinances, replacing the Mechanical Examiners and Appeals Board and vesting appeal and other authority in the Board of Appeals created in Title 51, Tulsa Revised Ordinances, Chapter 1. [PW 4/25/13 & 5/9/13] 13-316-1
- i. Ordinance amending Title 24, "Nuisances," to include designations and definitions of "business days," "days" and "calendar days" and to revise the length of time necessary for a building to be considered dilapidated. (Lakin) [PW 11/21/13] 13-701-2
- j. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$385,000 between departments within the Home Investment Partnership Grant Fund, Fund No. 5521, to correct a center number error. [UED 11/21/13] 13-971-1
- k. Rezoning Ordinance Z-7241, requested by Lou Reynolds, for property located west of the SW/c of E. 8th St. and S. Utica Ave. from RS-4 to CH. (Property Owner: Tim Inman c/o Eller & Detrich) (TMAPC voted 9-1-0 to recommend approval of CH zoning) (CD-4) [UED 11/7/13; PH 11/21/13] 13-926-2

## 8. COUNCIL ITEMS

- a. Resolution of local support for the application submitted by MACO Development Company, LLC. for approximately \$750,000 in Affordable Housing Tax Credits for the proposed development and construction of a 56-unit senior housing development, to be known as Northwind Estates II located at 3335 Martin Luther King, Jr. Blvd., Tulsa, Oklahoma. [UED 12/5/13] 13-1014-3
- b. Resolution supporting arts education in Oklahoma; supporting the strong demand for a statewide, public high school offering an intensive education in the visual and performing arts; supporting the Oklahoma School for the Visual and Performing Arts; and requesting the governor of Oklahoma and the Oklahoma Legislature to fund the initial \$750,000 appropriation for the school's start up. (Ewing) [UED 11/21/13] 13-925-2
- c. Official Certificates of Votes for general election held November 12, 2013, for Mayor and Auditor; Council to acknowledge receipt, canvass, and direct the certificates to be filed with the City Clerk. 13-1013-1
- d. Official Certificates of Votes for special election held November 12, 2013, for Proposition 1: Charter Amendment, Proposition 2: Improve Our Tulsa Sales Tax, and Proposition 3: Improve our Tulsa Bond; Council to acknowledge receipt, canvass, and direct the certificates to be filed with the City Clerk. 13-1013-2
- e. 2014 Schedule of Regular Thursday Committee and Council Meetings of the Tulsa City Council. 13-1055-1
- f. 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, December 12, 2013**

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

**3. MAYOR'S ITEMS**

- z3. Donation by Route 66 Development, LLC., of the building at 510 East Second Street to City from Wednesday, December 11, 2013 through Sunday, December 15, 2013, for City's "Adopt-a-Pet" activities. [UED 12/12/13] 13-1061-1

FILED  
CITY OF TULSA  
STATE OF OKLAHOMA  
2013 DEC 11 P 1:28  
MICHAEL P. KIER  
CITY CLERK