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CITY OF TULSA
STATE OF OKLAHOMA

2012 OCT -2 P 2:42

MICHAEL P. KIER
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Thursday, October 4, 2012

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:

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held August 30, 2012 at 5:00 p.m. 12-776-1
- b. Minutes of Regular Meeting held August 30, 2012 at 6:00 p.m. 12-776-2
- c. Minutes of Regular Meeting held September 13, 2012 at 5:00 p.m. 12-776-3
- d. Minutes of Regular Meeting held September 13, 2012 at 6:00 p.m. 12-776-4
- e. Minutes of Regular Meeting held September 20, 2012 at 5:00 p.m. 12-776-5
- f. Minutes of Regular Meeting held September 20, 2012 at 6:00 p.m. 12-776-6

2. APPOINTMENTS & REAPPOINTMENTS

- a. No items this week. 04-440

3. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts and new business. 97-631
-3
- b. Donation of a Brinkman 3 burner grill from Home Depot to the Mingo Valley Division of the Tulsa Police Department. 12-731-1
- c. Donation of one membership to the Tulsa Chapter of NAIOP, Commercial Real Estate Development Association, valued at \$550. 12-738-1
- d. Donation of \$2,500 from Target to the Mingo Valley Division of the Tulsa Police Department. 12-739-1
- e. Donation of professional consulting services from Covanta Energy, Inc. for the Workman's Compensation Safety Program. 12-747-1

- f. Donation from the Schusterman Family Foundation to refurbish the Schusterman park benches in the Woodward Park Rose Garden, valued at \$6,500. 12-748-1
- g. Travel donation (\$1,200) from Special Olympics of Oklahoma for Sergeant Thomas Bell to attend the 2012 Law Enforcement Torch Run Conference in Indianapolis, IN. 12-749-1
- h. Travel donation (\$1,200) from Special Olympics of Oklahoma for Officer John Craig Murray to attend the 2012 Law Enforcement Torch Run Conference in Indianapolis, IN. 12-749-2
- i. Special Event Application: Art of the Square to be held at Lewis and Admiral on October 11, 2012. (CD-4) 12-765-1
- j. Special Event Application: Cherry Street Farmers' Market to be held on 15th Street between Quaker and Rockford Aves. on October 6,13,20 2012. (CD-4) 12-248-6
- k. Special Event Application: Guthrie Green October 2012 Events to be held at Guthrie Green Park- 111 E. Brady St. in October 2012. (CD-4) 12-613-2
- l. Special Event Application: Holy Smokes Cigar Dinner to be held at 1227 South Detroit Avenue on October 11, 2012. (CD-4) 12-767-1
- m. Special Event Application: Home, James to be held at Corner of Swan Dr. & S. St. Louis Ave. on October 05, 2012. (CD-4) 12-709-2
- n. Special Event Application: Home, James to be held at 1610 S. Quaker Avenue on October 11, 2012. (CD-4) 12-709-3
- o. Special Event Application: Kanbar Property Appreciation Day! to be held at 15 E 5th Street on October 12, 2012. (CD-4) 12-768-1
- p. Special Event Application: Nothing But Chili & Fun Chili Cookoff to be held at 9323 East 21st Street on October 7, 2012. (CD-5) 12-770-1
- q. Special Event Application: Rocktober Gras to be held at Main & Cameron (From hunt club to Vanguard) on October 13, 2012. (CD-4) 12-772-1
- r. Special Event Application: University of Tulsa Football to be held at University of Tulsa- H.A. Chapman Stadium on October 11 & 12 2012. (CD-4) 12-687-2
- s. Special Event Application: University of Tulsa - Homecoming event to be held at the University of Tulsa-Glenn Dobbs Dr. on October 16, 2012. (CD-4) 07-862-4
- t. Special Event Application: Tulsa CROP Hunger Walk to be held at Downtown Tulsa on Sunday October 7, 2012. (CD-4) 11-691-2
- u. Special Event Application: Yokozuna Birthday Celebration to be held at Detroit between 1st and 2nd on October 18, 2012. (CD-4) 12-773-1

- v. Special Event Application: BOK Center October 2012 Events to be held at the BOK Center on October 1-31, 2012. (CD-4) 12-389-4

4. AUTHORITIES, BOARDS & COMMISSIONS

- a. Sales Tax Overview Committee Status Report for August 2012. 12-146-8
- b. Final Plat: Saint Francis South Addition located at the NE/c of 91st St. and S. HWY 169. (CD-8) 12-778-1

5. PUBLIC HEARINGS

- a. Public hearing on application to be submitted by Midwest Development Partners, LLC. for low-income housing tax credits for rehabilitation of up to 336 unit housing development to be known as Fairmont Terrace Apartments to be located at 1111 E. 60th St., Tulsa, OK. (CD-9) [UED 10/4/12] 12-762-2
- b. Public hearing on application to be submitted by Coliseum, LLC. for low-income housing tax credits for rehabilitation of a 36 unit housing development to be known as Coliseum Apartments to be located at 625 S. Elgin, Tulsa, OK. (CD-4) [UED 10/4/12] 12-763-2
- c. Public hearing on application to close an alleyway located between N. Main St. and N. Boulder Ave. and W. Brady St. and W. Archer St., requested by Interak Corporation. (CD-4) [PW 9/13/12] 12-669-2

6. ORDINANCES - FIRST READING

- a. Budget amendment ordinance making supplemental appropriations of \$287,736 from grant revenues to be received from the Department of Housing and Urban Development within the Emergency Solution Grant Fund, Fund No. 5520, to implement projects to address the needs of families, children, and youth in high risk populations, consistent with the identified priority needs. [UED 9/20/12] 12-717-1
- b. Budget amendment ordinance increasing appropriations of \$228,000 within the Economic Development Commission Fund, Fund No. 2710, to bring FY13 appropriations to the proper level for the Convention and Visitors Bureau. [UED 10/4/12] 12-735-1
- c. Budget amendment ordinance making supplemental appropriations of \$416,804 from the US Department of Justice to be received within the 2012 Justice Assistance Grant (JAG) Fund, Fund No. 5672, for targeted overtime, first aid kits and improvements to the CompStat center. [UED 10/4/12] 12-746-1
- d. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$10,770,269.53 between departments and projects within the 2008 General Obligation Bond Fund, Fund No. 6322, to allow for the timely completion of street projects in accordance with the ordinance governing the 2008 Fix Our Streets Program. [UED 10/4/12] 12-754-1
- e. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$4,824,114.66 between departments and projects within the 2008 General Obligation Bond Fund, Fund No. 6321, to allow for the timely completion of street projects in accordance with the ordinance governing the 2008 Fix Our Streets Program. [UED 10/4/12] 12-754-2

- f. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$2,802,330 between departments and projects within the 2008 General Obligation Bond Fund, Fund No. 6324, to fund the reconstruction of 5th Street between Denver Ave. and Frisco Ave. [UED 10/4/12] 12-754-3
- g. Budget amendment ordinance transferring unencumbered and unexpended appropriation balances of \$7,881,975 between departments and projects within the 2008 General Obligation Bond Fund, Fund No. 6323, to allow for the timely completion of street projects in accordance with the ordinance governing the 2008 Fix Our Streets Program and the reconstruction of 5th Street between Denver Ave. and Frisco Ave. [UED 10/4/12] 12-754-4
- h. Budget amendment ordinance making supplemental appropriations of \$33,500 from donations of \$30,000 from the Office of the District Attorney, Revolving Drug Fund, Tulsa County, OK and \$2,500 from Target, and \$1,000 from Sam's Club, to be received within the Non-Grant Miscellaneous Special Revenue Fund, Fund No. 5809, for software update and equipment for the Tulsa Police Department. [UED 10/4/12] 12-755-1
- i. Budget amendment ordinance making supplemental appropriations of \$14,014.40 from grant revenues to be received from the National Institute of Justice, within the Miscellaneous Police Grants Fund, Fund No. 5312, for travel for lab employees, accreditation fees and surveillance visit costs. [UED 10/4/12] 12-756-1
- j. Ordinance closing a utility easement located at 10169 S. Maplewood Dr., requested by Paul Kyle Travis. (CD-8) [PW 10/4/12] 12-734-1
- k. Application to close a public way located on N. 93rd E. Ave. and E. 44th St. N., Southwest of 46th St. N. and Mingo just east of Oklahoma National Guard at Airport, requested by Tulsa Airport Authority. (CD-3) [PW 10/4/12] 12-757-1 **(Council to set Public Hearing for October 18, 2012)**

7. ORDINANCES - SECOND READING

- a. Ordinance amending Title 43, Tulsa Revised Ordinances, entitled "City of Tulsa Sales Tax Code," requiring vendors to collect and remit sales tax, amending Sections 105(C), 105 (D), 105(E), and 110, to provide for an increased penalty, to clarify that failure to collect is a misdemeanor offense, and to provide for each day of such failure to be a separate violation. **(Emergency Clause)** [UED 9/20/12] 12-704-1
- b. Ordinance amending Title 45, Tulsa Revised Ordinances, entitled "City of Tulsa Use Tax Code," amending Section 112 to provide for an increased penalty for failure to file a return or filing a false return, clarifying that the offense is a misdemeanor, and providing for each day to be a separate violation. **(Emergency Clause)** [UED 9/20/12] 12-713-1
- c. Budget amendment ordinance making supplemental appropriations of \$4,298,807 from grant revenue to be received from the Department of Housing and Urban Development in the amount of \$3,206,807, and from program income from the Revolving Loan Funds in the amount of \$1,000,000, and a transfer from the General Fund, Fund No. 1080, in the amount of \$92,000 within the Community Development Block Grant Program Year 2012 Fund, Fund No. 5535, for allocating the Program Year 2012 Community Development block Grant (CDBG). [UED 9/20/12] 12-718-1

- d. Budget amendment ordinance making supplemental appropriations of \$1,539,812 from grant revenues to be received from the Department of Housing and Urban Development in the amount of \$1,358,911, and from a unappropriated program income in the amount of \$120,000, and a transfer from the General Fund, Fund No. 1080, in the amount of \$60,901, within the Home Investment Partnership Grant Fund, Fund No. 5521, to preserve existing housing stock, emergency repairs, and rehabilitation of rental housing for those not yet ready to take on home ownership. [UED 9/20/12] 12-719-1
- e. Budget amendment ordinance making supplemental appropriations of \$349,062 from grant revenues to be received from the Department of Housing and Urban Development within the Housing Opportunities for Persons with Aids Grant Fund, Fund No. 5501, to establish or better maintain a stable living environment, improve access to care and/or support, and reduce the risk of homelessness for persons living with HIV/AIDS. [UED 9/20/12] 12-720-1
- f. Budget amendment ordinance making supplemental appropriations of \$144,076 from fund balance within the General Fund, Fund No. 1080, for travel accounts for learning, training, continuing education and conferences. [UED 8/16/12] 12-628-1
- g. Ordinance closing an alleyway located between N. Main St. and N. Boulder Ave. and W. Brady St. and W. Archer St., requested by Interak Corporation. (CD-4) [PW 9/13/12] 12-669-3
- h. Ordinance closing a overland drainage and storm sewer easement located at 10742 S. Memorial Dr., requested by Tanner Consulting. (CD-8) [PW 9/20/12] 12-714-1
- i. Ordinance closing a utility easement located at 10742 S. Memorial Dr., requested by Tanner Consulting. (CD-8) [PW 9/20/12] 12-714-2
- j. Ordinance closing a detention easement located at 10742 S. Memorial Dr., requested by Tanner Consulting. (CD-8) [PW 9/20/12] 12-714-3
- k. Ordinance closing a detention easement located at 18811 E. Admiral Pl. S., requested by Sack and Associates Engineering. (CD-6) [PW 9/20/12] 12-715-1
- l. Ordinance closing a public way located at 2003 S. 77th E. Ave., requested by Michael Dellinger, Jr. and Thomas Hughes. (CD-5) [PW 9/20/12] 12-716-1

8. COUNCIL ITEMS

- a. Resolution of support for application to be submitted by Midwest Development Partners, LLC. for low-income housing tax credits for rehabilitation of up to 336 unit housing development to be known as Fairmont Terrace Apartments to be located at 1111 E. 60th St., Tulsa, OK. (CD-9) [UED 10/4/12] 12-762-3
- b. Resolution of support for application to be submitted by Coliseum, LLC. for low-income housing tax credits for rehabilitation of a 36 unit housing development to be known as Coliseum Apartments to be located at 625 S. Elgin, Tulsa, OK. (CD-4) [UED 10/4/12] 12-763-3
- c. Councilor Bynum's travel request for InterCity Visit 2012 in Charlotte, NC on October 28-30, 2012, \$2,000. [PW 9/20/12] 12-712-1

- 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 filed by Joseph Howard regarding suspension of massage establishment license for Midtown Massage Spa/Miss Saigon, Inc., Hong Thao Murphy, 4301 E. 31st St. 12-774-1
- b. Appeal of nuisance abatement Invoice No. 366046 for property located at 1161 N. Santa Fe Ave, filed by Helen Roberts. 12-723-1
- c. Appeal of Property Maintenance Case No. 670663 and Nuisance Case No. 728044 for property located at 1111 E. 5th Pl., filed by Jim Ontiveros, Restaurants, Inc. 12-724-1

11. HEARING OF PUBLIC COMMENTS

- a. Public comment regarding deed of dedication and compensation for property for 36th St. N. Project. 12-761-1
- b. Public comment regarding bulldozing parks, including but not limited to, bad timing before Vision 2 election. 12-775-1

12. ADJOURNMENT

- a. Adjournment