

**NOTICE AND AGENDA**

**TULSA CITY COUNCIL - REGULAR MEETING**

**6:00 PM, Thursday, September 20, 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 July 26, 2012 at 5:00 p.m. 12-722-1
- b. Minutes of Regular Meeting held July 26, 2012 at 6:00 p.m. 12-722-2
- c. Minutes of Regular Meeting held August 2, 2012 at 5:00 p.m. 12-722-3
- d. Minutes of Regular Meeting held August 2, 2012 at 6:00 p.m. 12-722-4
- e. Minutes of Regular Meeting held August 9, 2012 at 5:00 p.m. 12-722-5
- f. Minutes of Regular Meeting held August 9, 2012 at 6:00 p.m. 12-722-6
- g. Minutes of Regular Meeting held August 16, 2012 at 5:00 p.m. 12-722-7
- h. Minutes of Regular Meeting held August 16, 2012 at 6:00 p.m. 12-722-8

FILED  
 CITY OF TULSA  
 STATE OF OKLAHOMA  
 2012 SEP 18 P 3:10  
 MICHAEL F. MILLER  
 CITY CLERK

**2. APPOINTMENTS & REAPPOINTMENTS**

- a. Priscilla Harris- Appointment to the Tulsa Authority for the Recovery of Energy, term expires 7/31/2013; replacing William Bowles. (CD-9) [PW 9/13/12; CC 9/20/12] 12-659-1

**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 approving the second substantial amendment to the City of Tulsa's FY 2011 Consolidated Plan Annual Action Plan (Annual Action Plan) to reprogram the projected use of funds to be funded by Community Development Block Grant (CDBG) and authorizing the Mayor to submit a final statement and to sign all assurances, understandings, and written agreements associated with said grants from the United States Department of Housing and Urban Development (HUD). (Emergency Clause) [UED 9/13/12] 12-671-1

- c. Resolution adopting the October 16, 2012 Flood Insurance Rate Maps for Tulsa County and incorporated areas as the official flood maps for those parts of Tulsa County lying within the city of Tulsa's city limits. **(Emergency Clause)** [PW 9/13/12] 12-666-1
- d. Resolution in support of the Intergovernmental Program names "Silver Jackets", which is a collaborative risk-management effort among various agencies, to-wit: Local, State, Tribal and Federal; stating the City's desire to participate in the said program. [UED 9/13/12] 12-676-1
- e. License agreement with Arkansas Valley Petroleum for the construction of three ground signs at Pine St. and N. Peoria Ave. a/k/a 1313 E. Pine St. N. (CD-1) [PW 9/13/12] 12-679-1
- f. Donation of storm sewer easement located at 4223 N. Garnett Rd. from Industrial Developers of Oklahoma 3, LLC., as part of the requirements for IDP 6075. (CD-3) [PW 9/13/12] 12-678-1
- g. Donation of sanitary sewer easement located at 10 W. Brady St. from Interak Corporation, as part of the requirements for an alleyway closing. (CD-4) [PW 9/13/12] 12-668-1
- h. Donation of guns and newspapers from Don and Marilyn Myers to the Gilcrease Museum. 12-721-1
- i. Special Event Application: Christ the King Picnic to be held at 16th St. between Quincy and Rockford on September 30, 2012 (CD-4) 08-1882-2
- j. Special Event Application: 7th Annual Hosanna Block Party to be held at 506 N. Cheyenne Ave. on September 29, 2012. (CD-4) 07-300-6
- k. Special Event Application: MIX Promotional Video Shoot to be held at 6th and Boston on September 29, 2012. (CD-4) 12-705-1
- l. Special Event Application: Open Arms Block Party 2012 to be held a 4421 West 5th Street on September 29, 2012. (CD-1) 12-707-1
- m. Special Event Application: Hamster Ball Relays to be held at 4500 S. 129th St- Corporate Woods on October 6, 2012. (CD-6) 12-708-1
- n. Special Event Application: Home, James to be held at Center of the Universe- 100 S Boston Ave on October 3, 2012. (CD-4) 12-709-1
- o. Special Event Application: In the Raw's International Sake Day to be held at In the Raw- Brookside (3321 S Peoria Ave on October 6, 2012. (CD-9) 12-710-1
- p. Special Event Application: Luchapalooza to be held at 600 South Boston Ave. on October 6, 2012. (CD-4) 10-641-3
- q. Special Event Application: Streamlight TV Commercial Shoot on be held at 500 South Boston Avenue on October 4, 2012. (CD-4) 12-711-1
- r. Special Event Application: Octoberfest Run - Monte Cassino School to be held on Yorktown near 22nd St. on October 5, 2012 (CD-9) 07-748-7

**4. AUTHORITIES, BOARDS & COMMISSIONS**

- a. No items this week. 04-387

**5. PUBLIC HEARINGS**

- a. No items this week. 04-387

**6. ORDINANCES - FIRST 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 \$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
- d. 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
- e. 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
- f. 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
- g. 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
- h. Ordinance closing a utility easement located at 10742 S. Memorial Dr., requested by Tanner Consulting. (CD-8) [PW 9/20/12] 12-714-2

- i. Ordinance closing a detention easement located at 10742 S. Memorial Dr., requested by Tanner Consulting. (CD-8) [PW 9/20/12] 12-714-3
- j. 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
- k. 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
- l. Application to close a public way located on E. Hazel Blvd. between 2618 and 2626 S. Cincinnati Ave., requested by Timothy and Lori Dreiling and Tonya Pitzer. (CD-4) [PW 9/20/12] 12-725-1 **(Council to set Public Hearing for October 4, 2012)**

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

- a. Ordinance amending Title 14, Tulsa Revised Ordinances, The Fire Prevention Code of the City of Tulsa, adopting the International Code Council (ICC) International Fire Code, 2009 Edition, including Appendices "B" through "J", as amended. [PW 9/13/12] 12-700-1
- b. Ordinance amending Title 51, Tulsa Revised Ordinances, The Building Code of the City of Tulsa, Oklahoma, Chapter 4; adopting the ICC International Existing Building Code, 2009 Edition, as published by the International Code Council, Inc., excluding Appendices "A" and "B", as amended in this ordinance. [PW 9/13/12] 12-701-1
- c. Ordinance amending Title 51, Tulsa Revised Ordinances, The Building Code of the City of Tulsa, Oklahoma, Chapter 1; adopting the ICC International Building Code, 2009 Edition, as published by the International Code Council, Inc., including Appendix "G" as amended in this ordinance. [PW 9/13/12] 12-702-1
- d. Ordinance amending Title 52, Tulsa Revised Ordinances, The Electrical Code of the City of Tulsa, Oklahoma, by adopting the National Fire Protection Association (NFPA) 2011 Edition of NFPA-70, The "National Electrical Code (NFPA-70 2011)", as published by the National Fire Protection Association. [PW 9/13/12] 12-697-1
- e. Ordinance amending Title 56, Tulsa Revised Ordinances, The Plumbing Code of the City of Tulsa, Oklahoma, by adopting the ICC International Plumbing Code, 2009 Edition, including Appendices B, C, D, F, and G, as published by the International Code Council, Inc. [PW 9/13/12] 12-698-1
- f. Ordinance amending Tulsa Revised Ordinances, Title 59, The Mechanical Code of the City of Tulsa, Oklahoma, adopting the "International Mechanical Code, 2009 Edition," as published by the International Code Council, Inc. (ICC). [PW 9/13/12] 12-699-1
- g. Ordinance amending Title 24, Tulsa Revised Ordinances, titled "Nuisance Classified", Chapter 1, Section 103, entitled "Nuisances Affecting Peace and Safety," by amending Subsection "N" thereof prohibiting the repeated use of real property or structure thereon to commit felony violations of the Oklahoma Uniform Controlled Dangerous Substances Act by requiring such felony violation to have resulted in a felony conviction in order to constitute a public nuisance and repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause. **(Emergency Clause)** [UED 9/13/12] 12-670-1

- h. Budget amendment ordinance making supplemental appropriations of \$500,541.18 from revenues received from the sale of the Center Office Building within the General Fund, Fund No. 1080, to be transferred to the OTC Operating Fund, Fund No. 3450, for outstanding debt service of the OTC Building. [UED 9/13/12] 12-672-1
- i. Budget amendment ordinance making supplemental appropriations of \$36,435.58 from revenues received from the sale of the Center Office Building within the Sewer Operating Fund, Fund No. 7030, to be transferred to the OTC Operating Fund, Fund No. 3450, for outstanding debt service of the OTC building. [UED 9/13/12] 12-673-1
- j. Budget amendment ordinance making supplemental appropriations of \$13,140.70 from revenues received from the sale of the Center Office Building within the Stormwater Management Fund, Fund No. 7010, to be transferred to the OTC Operating Fund, Fund No. 3450, for outstanding debt service of the OTC building. [UED 9/13/12] 12-674-1
- k. Budget amendment ordinance making supplemental appropriations of \$47,187.06 from revenues received from the sale of the Center Office Building within the Water Operating Fund, Fund No. 7020, to be transferred to the OTC Operating Fund, Fund No. 3450, for outstanding debt service of the OTC building. [UED 9/13/12] 12-675-1
- l. Ordinance closing a utility easement located at or near 1215 E. 33rd St., requested by Tom A. Haynes. (CD-9) [PW 9/13/12] 12-667-1

## **8. COUNCIL ITEMS**

- a. 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) [UED 9/13/12] 12-683-1
- b. 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 Demolition Case No. 90063 filed by Jim Ontiveros, Restaurants, Inc. for property located at 539 S. Pittsburg Ave. 12-645-1

## **11. HEARING OF PUBLIC COMMENTS**

- a. No items this week. 04-387

## **12. ADJOURNMENT**

- a. Adjournment